

**2024**

**SESSION LAWS**

OF THE

**STATE OF WASHINGTON**

2024 REGULAR SESSION  
SIXTY-EIGHTH LEGISLATURE  
Convened January 8, 2024. Adjourned March 7, 2024.



Published at Olympia by the Statute Law Committee under  
Chapter 44.20 RCW.

Kathleen Buchli  
Code Reviser

<https://www.leg.wa.gov/codereviser>

## WASHINGTON SESSION LAWS GENERAL INFORMATION

### 1. EDITIONS AVAILABLE.

- (a) *General Information.* The session laws are printed in a permanent softbound edition containing the accumulation of all laws adopted in the legislative session. The edition contains a subject index and tables indicating Revised Code of Washington sections affected.
- (b) *Where and how obtained - price.* The permanent session laws may be ordered from the Statute Law Committee, John L. O'Brien Building, P.O. Box 40552, Olympia, Washington 98504-0552. The edition costs \$25.00 per set plus applicable state and local sales taxes and \$7.00 shipping and handling. All orders must be accompanied by payment.

### 2. PRINTING STYLE - INDICATION OF NEW OR DELETED MATTER.

The session laws are presented in the form in which they were enacted by the legislature. This style quickly and graphically portrays the current changes to existing law as follows:

- (a) In amendatory sections
  - (i) underlined matter is new matter.
  - (ii) ~~deleted matter is (lined out and bracketed between double parentheses).~~
- (b) Complete new sections are prefaced by the words NEW SECTION.

### 3. PARTIAL VETOES.

- (a) Vetoed matter is ***printed in bold italics.***
- (b) Pertinent excerpts of the governor's explanation of partial vetoes are printed at the end of the chapter concerned.

### 4. EDITORIAL CORRECTIONS. Words and clauses inserted in the session laws under the authority of RCW 44.20.060 are enclosed in [brackets].

### 5. EFFECTIVE DATE OF LAWS.

- (a) The state Constitution provides that unless otherwise qualified, the laws of any session take effect ninety days after adjournment sine die. The Secretary of State has determined the effective date for the Laws of the 2024 regular session is June 6, 2024.
- (b) Laws that carry an emergency clause take effect immediately, or as otherwise specified, upon approval by the Governor.
- (c) Laws that prescribe an effective date take effect upon that date.

### 6. INDEX AND TABLES.

A cumulative index and tables of all 2024 laws may be found at the back of the final volume.

## TABLE OF CONTENTS

Chapter No.	Bill No.	Subject	Page
2024 SESSION			
347	ESHB 2039	Environmental and land use appeals—Various provisions . . . . .	2297
348	ESHB 2131	Thermal energy networks . . . . .	2309
349	SHB 2156	Solar energy system consumer protections . . . . .	2316
350	ESSB 6039	Geothermal energy resources . . . . .	2322
351	ESHB 1589	Large combination utilities—Decarbonization . . . . .	2326
352	E2SSB 6058	Carbon market linkage—California-Quebec carbon market . . . . .	2351
353	SHB 1905	Employee equal pay and opportunities—Protected classes . . . . .	2383
354	SHB 2061	Health care facility overtime—Employee definition . . . . .	2386
355	2SHB 2084	Construction-related training programs in state correctional facilities—Oversight committee . . . . .	2388
356	ESSB 5793	Paid sick leave—Family members . . . . .	2391
357	ESSB 5778	Employer opinions on political and religious matters—Rights of employee . . . . .	2397
358	SHB 1851	Behavioral therapy for youth and families—First approach skills training program—Funding . . . . .	2398
359	SSB 6106	Public safety employees' retirement system—Certain department of social and health services employees . . . . .	2403
360	2SHB 2320	High THC cannabis products . . . . .	2409
361	SHB 2348	County hospitals—Funding . . . . .	2412
362	SB 5184	Anesthesiologist assistants . . . . .	2420
363	ESSB 6286	Anesthesia workforce shortage—Certified registered nurse anesthetists . . . . .	2427
364	SB 6308	988 system—Implementation timelines . . . . .	2428
365	ESB 5790	Public schools—Medical equipment . . . . .	2439
366	2SSB 6228	Substance use disorder treatment—Various provisions . . . . .	2440
367	E2SSB 5853	23-hour crisis relief centers—Minors . . . . .	2456
368	E2SSB 6251	Behavioral health crisis response services—Regional coordination . . . . .	2479
369	HB 1946	Behavioral health scholarship program—Washington health corps . . . . .	2495
370	EHB 2088	Behavioral health crisis response—Liability . . . . .	2500
371	E2SHB 2247	Behavioral health providers—Various provisions . . . . .	2501
372	ESHB 2256	Children and youth behavioral health work group—Modification . . . . .	2525
373	SSB 5588	Mental health sentencing alternative—Modification . . . . .	2532
374	2SSB 5660	Mental health advance directive effective implementation work group . . . . .	2536
375	ESSB 5949	Capital budget—2023-2025 supplemental . . . . .	2537
376	PV ESSB 5950	Operating budget—2023-2025 supplemental . . . . .	2665

# TABLE OF CONTENTS

---

<b>Chapter No.</b>	<b>Bill No.</b>	<b>Subject</b>	<b>Page</b>
		INDEX AND TABLES	
		TABLES	
		BILL NO. TO CHAPTER NO. OF 2024 STATUTES . . . . .	3291
		RCW SECTIONS AFFECTED BY 2024 STATUTES. . . . .	3295
		UNCODIFIED SESSION LAW SECTIONS AFFECTED BY 2024 STATUTES . . .	3315
		SUBJECT INDEX OF 2024 STATUTES . . . . .	3321
		HISTORY OF STATE MEASURES. . . . .	3375
		HISTORY OF ADOPTED CONSTITUTIONAL AMENDMENTS . . . . .	3377

## CHAPTER 347

[Engrossed Substitute House Bill 2039]

## ENVIRONMENTAL AND LAND USE APPEALS—VARIOUS PROVISIONS

AN ACT Relating to modifying the appeals process for environmental and land use matters; amending RCW 34.05.518, 34.05.518, 90.58.180, 70A.230.080, 70A.300.120, 70A.430.070, 86.16.081, 70A.500.260, and 36.70C.040; reenacting and amending RCW 43.21B.110 and 43.21B.300; adding a new section to chapter 43.21B RCW; repealing RCW 70A.205.145; providing an effective date; and providing an expiration date.

Be it enacted by the Legislature of the State of Washington:

**Sec. 1.** RCW 34.05.518 and 2021 c 305 s 2 are each amended to read as follows:

(1)~~(a)~~ The final decision of an administrative agency in an adjudicative proceeding under this chapter may be directly reviewed by the court of appeals ~~((upon))~~ either: (i) Upon certification by the superior court pursuant to this ((section)) subsection and subsections (2) and (3) of this section; or (ii) if the final decision is from an environmental board as identified in RCW 43.21B.005 and the final decision relates to a clean energy project as defined in RCW 43.158.010, pursuant to subsection (4) of this section.

~~((Transfer of cases pursuant to this section does not require the filing of a motion for discretionary review with the court of appeals.))~~ ~~(b)~~ The superior court may certify cases for transfer to the court of appeals upon finding that:

~~((a))~~ (i) All parties have consented to the transfer to the court of appeals and agreed that the judicial review can occur based upon the agency record developed before the administrative body without supplementing the record pursuant to RCW 34.05.562; or

~~((b))~~ (ii) One or more of the parties have not consented to the transfer, but the superior court finds that transfer would serve the interest of justice, would not cause substantial prejudice to any party, including any unrepresented party, and further finds that:

~~((i))~~ (A) The judicial review can occur based upon the agency record developed before the administrative body without supplementing the record pursuant to RCW 34.05.562; or

~~((ii))~~ (B) The superior court has completed any necessary supplementation of the record pursuant to RCW 34.05.562, such that only issues of law remain for determination.

(2) If the superior court certifies a final decision of an administrative agency in an adjudicative proceeding, the superior court shall transfer the matter to the court of appeals as a direct appeal.

(3) A party contesting a superior court decision granting or denying certification for direct review may file a motion for discretionary review with the court of appeals.

(4)(a) For the appeal of a permit related to a clean energy project, as defined in RCW 43.158.010, that is the subject of a final adjudicative decision of an environmental board, as identified in RCW 43.21B.005, upon a motion filed by any party to the appeal, the superior court shall certify a case for transfer to the court of appeals upon a finding that:

(i) The judicial review can occur based upon the agency record developed before the administrative body without supplementing the record pursuant to RCW 34.05.562; or

(ii) The superior court has completed any necessary supplementation of the record pursuant to RCW 34.05.562.

(b) If the superior court certifies a final decision of an administrative agency in an adjudicative proceeding, the superior court shall transfer the matter to the court of appeals as a direct appeal.

(c) A party contesting a superior court decision granting or denying certification for direct review may file a motion for discretionary review with the court of appeals. Where a contesting party demonstrates that substantial prejudice would result from direct review by the court of appeals, the court of appeals may remand to the superior court.

(5) Transfer of cases pursuant to this section does not require the filing of a motion for discretionary review with the court of appeals.

**Sec. 2.** RCW 34.05.518 and 2021 c 305 s 5 are each amended to read as follows:

(1) The final decision of an administrative agency in an adjudicative proceeding under this chapter may be directly reviewed by the court of appeals either (a) upon certification by the superior court pursuant to subsection (2) of this section ~~((or))~~; (b) if the final decision is from an environmental board as ~~((defined in))~~ identified in RCW 43.21B.005 and the final decision relates to a clean energy project as defined in RCW 43.158.010, pursuant to subsection (3) of this section ~~((, upon acceptance by the court of appeals after a certificate of appealability has been filed by the environmental board that rendered the final decision))~~; or (c) if the final decision is from an environmental board identified in RCW 43.21B.005 and the final decision does not relate to a clean energy project as defined in RCW 43.158.010, pursuant to subsection (4) of this section. Transfer of a case pursuant to subsections (3) or (4) of this section does not require the filing of a motion for discretionary review with the court of appeals.

(2)(a) For direct review upon certification by the superior court, an application for direct review must be filed with the superior court within thirty days of the filing of the petition for review in superior court. The superior court may certify a case for direct review only if the judicial review is limited to the record of the agency proceeding and the court finds that:

~~((a))~~ (i) Fundamental and urgent issues affecting the future administrative process or the public interest are involved which require a prompt determination;

~~((b))~~ (ii) Delay in obtaining a final and prompt determination of such issues would be detrimental to any party or the public interest;

~~((c))~~ (iii) An appeal to the court of appeals would be likely regardless of the determination in superior court; and

~~((d))~~ (iv) The appellate court's determination in the proceeding would have significant precedential value.

(b) Procedures for certification shall be established by court rule.

(3)(a) For the ~~((purposes of direct review of final decisions of environmental boards, environmental boards include those boards identified in RCW 43.21B.005 and the growth management hearings board as identified in RCW 36.70A.250.~~

~~((b)) An environmental board may issue a certificate of appealability if it finds that delay in obtaining a final and prompt determination of the issues would be detrimental to any party or the public interest and either:~~

~~((i)) Fundamental and urgent statewide or regional issues are raised; or~~

~~(ii) The proceeding is likely to have significant precedential value.~~

~~(4) The environmental board shall state in the certificate of appealability which criteria it applied, explain how that criteria was met, and file with the certificate a copy of the final decision.~~

~~(5) For an appellate court to accept direct review of a final decision of an environmental board, it shall consider the same criteria outlined in subsection (3) of this section.~~

~~(6) The procedures for direct review of final decisions of environmental boards include:~~

~~(a) Within thirty days after filing the petition for review with the superior court, a party may file an application for direct review with the superior court and serve the appropriate environmental board and all parties of record. The application shall request the environmental board to file a certificate of appealability.~~

~~(b) If an issue on review is the jurisdiction of the environmental board, the board may file an application for direct review on that issue.~~

~~(c) The environmental board shall have thirty days to grant or deny the request for a certificate of appealability and its decision shall be filed with the superior court and served on all parties of record.~~

~~(d) If a certificate of appealability is issued, the parties shall have fifteen days from the date of service to file a notice of discretionary review in the superior court, and the notice shall include a copy of the certificate of appealability and a copy of the final decision.~~

~~(e) If the appellate court accepts review, the certificate of appealability shall be transmitted to the court of appeals as part of the certified record.~~

~~(f) If a certificate of appealability is denied, review shall be by the superior court. The superior court's decision may be appealed to the court of appeals.) appeal of a permit related to a clean energy project, as defined in RCW 43.158.010, that is the subject of a final adjudicative decision of an environmental board, as identified in RCW 43.21B.005, upon a motion filed by any party to the appeal, the superior court shall certify a case for transfer to the court of appeals upon a finding that:~~

~~(i) The judicial review can occur based upon the agency record developed before the administrative body without supplementing the record pursuant to RCW 34.05.562; or~~

~~(ii) The superior court has completed any necessary supplementation of the record pursuant to RCW 34.05.562.~~

~~(b) If the superior court certifies a final decision of an administrative agency in an adjudicative proceeding, the superior court shall transfer the matter to the court of appeals as a direct appeal.~~

~~(c) A party contesting a superior court decision granting or denying certification for direct review may file a motion for discretionary review with the court of appeals. Where a contesting party demonstrates that substantial prejudice would result from direct review by the court of appeals, the court of appeals may remand to superior court.~~

~~(4)(a) The final adjudicative decision of an environmental board, as identified in RCW 43.21B.005, that does not relate to a clean energy project as defined in RCW 43.158.010, may be directly reviewed by the court of appeals~~

upon certification by the superior court pursuant to this subsection. The superior court shall certify cases for transfer to the court of appeals upon finding that:

(i) All parties have consented to the transfer to the court of appeals and agreed that the judicial review can occur based upon the agency record developed before the administrative body without supplementing the record pursuant to RCW 34.05.562; or

(ii) One or more of the parties have not consented to the transfer, but the superior court finds that transfer would serve the interest of justice, would not cause substantial prejudice to any party, including any unrepresented party, and further finds that:

(A) The judicial review can occur based upon the agency record developed before the administrative body without supplementing the record pursuant to RCW 34.05.562; or

(B) The superior court has completed any necessary supplementation of the record pursuant to RCW 34.05.562, such that only issues of law remain for determination.

(b) If the superior court certifies a final decision of an administrative agency in an adjudicative proceeding, the superior court shall transfer the matter to the court of appeals as a direct appeal.

(c) A party contesting a superior court decision granting or denying certification for direct review may file a motion for discretionary review with the court of appeals. Where a contesting party demonstrates that substantial prejudice would result from direct review by the court of appeals, the court of appeals may remand to the superior court.

**NEW SECTION. Sec. 3.** A new section is added to chapter 43.21B RCW to read as follows:

(1) Where multiple permits for the same underlying clean energy project, as defined in RCW 43.158.010, are appealed to one or more of the environmental boards, as identified in RCW 43.21B.005, the presiding officer shall consolidate the appeals for hearing when one or more of the following criteria are met:

(a) When appeals for the permits related to the same underlying project are either:

(i) Filed within 60 days of each other; or

(ii) If the permits are not filed within 60 days of each other and the environmental board issues a stay of the appeal of the permit following the applicant's request. Such a stay must include a stay of the construction of the project pending appeal pursuant to RCW 43.21B.320, to allow other anticipated appeals of permits for the same underlying project to be filed with the environmental boards to accommodate consolidation pursuant to this section, but the environmental board may set a deadline after which an appeal may proceed in the absence of other permit appeals in order to ensure efficient resolution of appeals; or

(b) The presiding officer determines that the following three criteria have been met:

(i) Consolidation will expedite disposition of the appeals;

(ii) Consolidation will avoid duplication of testimony; and

(iii) Consolidation will not prejudice the rights of the parties.

(2) When all appeals of individual permits consolidated pursuant to this section are within the jurisdiction of the pollution control hearings board, the

pollution control hearings board shall retain jurisdiction over the consolidated matter. When all appeals of individual permits consolidated pursuant to this section are within the jurisdiction of the shorelines hearings board, the shorelines hearings board shall retain jurisdiction over the consolidated matter. When appeals to the pollution control hearings board and appeals to the shorelines hearings board are consolidated pursuant to this section, the following applies:

(a) The consolidated appeals must be heard by the pollution control hearings board;

(b) The pollution control hearings board must issue its decision on the consolidated appeal within 240 days, which must be measured from the date that the last of the consolidated appeals was filed; and

(c) The time period in (b) of this subsection may be extended 60 days on a motion from a party or by the pollution control hearings board upon a finding of good cause. The time period in (b) of this subsection may also be waived if agreed to by all parties.

**Sec. 4.** RCW 90.58.180 and 2011 c 277 s 4 are each amended to read as follows:

(1)(a) Any person aggrieved by the granting, denying, or rescinding of a permit on shorelines of the state pursuant to RCW 90.58.140 may seek review from the shorelines hearings board by filing a petition for review within (~~(twenty-one)~~) 21 days of the date of filing of the decision as defined in RCW 90.58.140(6).

(b) Within seven days of the filing of any petition for review with the board as provided in this section pertaining to a final decision of a local government, the petitioner shall serve copies of the petition on the department, the office of the attorney general, and the local government. The department and the attorney general may intervene to protect the public interest and ensure that the provisions of this chapter are complied with at any time within (~~(fifteen)~~) 15 days from the date of the receipt by the department or the attorney general of a copy of the petition for review filed pursuant to this section. The shorelines hearings board shall schedule review proceedings on the petition for review without regard as to whether the period for the department or the attorney general to intervene has or has not expired.

(2) The department or the attorney general may obtain review of any final decision granting a permit, or granting or denying an application for a permit issued by a local government by filing a written petition with the shorelines hearings board and the appropriate local government within (~~(twenty-one)~~) 21 days from the date the final decision was filed as provided in RCW 90.58.140(6).

(3) The review proceedings authorized in subsections (1) and (2) of this section are subject to the provisions of chapter 34.05 RCW pertaining to procedures in adjudicative proceedings. Judicial review of such proceedings of the shorelines hearings board is governed by chapter 34.05 RCW. The board shall issue its decision on the appeal authorized under subsections (1) and (2) of this section within (~~(one hundred eighty)~~) 180 days after the date the petition is filed with the board or a petition to intervene is filed by the department or the attorney general, whichever is later. The time period may be extended by the board for a period of (~~(thirty)~~) 30 days upon a showing of good cause or may be waived by the parties.

(4) Any person may appeal any rules, regulations, or guidelines adopted or approved by the department within ~~((thirty))~~ 30 days of the date of the adoption or approval. The board shall make a final decision within ~~((sixty))~~ 60 days following the hearing held thereon.

(5) The board shall find the rule, regulation, or guideline to be valid and enter a final decision to that effect unless it determines that the rule, regulation, or guideline:

- (a) Is clearly erroneous in light of the policy of this chapter; or
- (b) Constitutes an implementation of this chapter in violation of constitutional or statutory provisions; or
- (c) Is arbitrary and capricious; or
- (d) Was developed without fully considering and evaluating all material submitted to the department during public review and comment; or
- (e) Was not adopted in accordance with required procedures.

(6) If the board makes a determination under subsection (5)(a) through (e) of this section, it shall enter a final decision declaring the rule, regulation, or guideline invalid, remanding the rule, regulation, or guideline to the department with a statement of the reasons in support of the determination, and directing the department to adopt, after a thorough consultation with the affected local government and any other interested party, a new rule, regulation, or guideline consistent with the board's decision.

(7) A decision of the board on the validity of a rule, regulation, or guideline shall be subject to review in superior court, if authorized pursuant to chapter 34.05 RCW. A petition for review of the decision of the shorelines hearings board on a rule, regulation, or guideline shall be filed within ~~((thirty))~~ 30 days after the date of final decision by the shorelines hearings board.

(8) Where multiple permits for the same underlying clean energy project, as defined in RCW 43.158.010, have been appealed to one or more of the environmental boards, as identified in RCW 43.21B.005, the presiding officer shall consolidate the appeals, including appeals to the shorelines hearings board, pursuant to section 3 of this act.

**Sec. 5.** RCW 43.21B.110 and 2023 c 455 s 5, 2023 c 434 s 20, 2023 c 344 s 5, and 2023 c 135 s 6 are each reenacted and amended to read as follows:

(1) The hearings board shall only have jurisdiction to hear and decide appeals from the following decisions of the department, the director, local conservation districts, the air pollution control boards or authorities as established pursuant to chapter 70A.15 RCW, local health departments, the department of natural resources, the department of fish and wildlife, the parks and recreation commission, and authorized public entities described in chapter 79.100 RCW:

(a) Civil penalties imposed pursuant to chapter 70A.230 RCW and RCW 18.104.155, 70A.15.3160, 70A.300.090, 70A.20.050, 70A.205.280, 70A.355.070, 70A.430.070, 70A.500.260, 70A.505.100, 70A.505.110, 70A.530.040, 70A.350.070, 70A.515.060, 70A.245.040, 70A.245.050, 70A.245.070, 70A.245.080, 70A.245.130, 70A.245.140, 70A.65.200, 70A.455.090, 70A.550.030, 70A.555.110, 70A.560.020, 76.09.170, 77.55.440, 78.44.250, 88.46.090, 90.03.600, 90.46.270, 90.48.144, 90.56.310, 90.56.330, and 90.64.102.

(b) Orders issued pursuant to RCW 18.104.043, 18.104.060, 18.104.130, 43.27A.190, 70A.15.2520, 70A.15.3010, 70A.15.4530, 70A.15.6010, 70A.205.280, 70A.214.140, 70A.300.120, 70A.350.070, 70A.245.020, 70A.65.200, 70A.555.110, 70A.560.020, 86.16.020, 88.46.070, 90.03.665, 90.14.130, 90.46.250, 90.48.120, ~~((and))~~ 90.48.240, 90.56.330, and 90.64.040.

(c) Except as provided in RCW 90.03.210(2), the issuance, modification, or termination of any permit, certificate, or license by the department or any air authority in the exercise of its jurisdiction, including the issuance or termination of a waste disposal permit, the denial of an application for a waste disposal permit, the modification of the conditions or the terms of a waste disposal permit, ~~((or))~~ a decision to approve or deny a solid waste management plan under RCW 70A.205.055, approval or denial of an application for a ((solid waste permit exemption)) beneficial use determination under RCW 70A.205.260, an application for a change under RCW 90.03.383, or a permit to distribute reclaimed water under RCW 90.46.220.

(d) Decisions of local health departments regarding the ~~((grant))~~ granting or denial of solid waste permits pursuant to chapter 70A.205 RCW, including appeals by the department as provided in RCW 70A.205.130.

(e) Decisions of local health departments regarding the issuance and enforcement of permits to use or dispose of biosolids under RCW 70A.226.090.

(f) Decisions of the department regarding waste-derived fertilizer or micronutrient fertilizer under RCW 15.54.820~~((, and decisions of the department regarding waste-derived soil amendments under RCW 70A.205.145))~~.

(g) Decisions of local conservation districts related to the denial of approval or denial of certification of a dairy nutrient management plan; conditions contained in a plan; application of any dairy nutrient management practices, standards, methods, and technologies to a particular dairy farm; and failure to adhere to the plan review and approval timelines in RCW 90.64.026 as provided in RCW 90.64.028.

(h) Any other decision by the department or an air authority which pursuant to law must be decided as an adjudicative proceeding under chapter 34.05 RCW.

(i) Decisions of the department of natural resources, the department of fish and wildlife, and the department that are reviewable under chapter 76.09 RCW, and the department of natural resources' appeals of county, city, or town objections under RCW 76.09.050(7).

(j) Forest health hazard orders issued by the commissioner of public lands under RCW 76.06.180.

(k) Decisions of the department of fish and wildlife to issue, deny, condition, or modify a hydraulic project approval permit under chapter 77.55 RCW, to issue a stop work order, to issue a notice to comply, to issue a civil penalty, or to issue a notice of intent to disapprove applications.

(l) Decisions of the department of natural resources that are reviewable under RCW 78.44.270.

(m) Decisions of an authorized public entity under RCW 79.100.010 to take temporary possession or custody of a vessel or to contest the amount of reimbursement owed that are reviewable by the hearings board under RCW 79.100.120.

(n) Decisions of the department of ecology that are appealable under RCW 70A.245.020 to set recycled minimum postconsumer content for covered

products or to temporarily exclude types of covered products in plastic containers from minimum postconsumer recycled content requirements.

(o) Orders by the department of ecology under RCW 70A.455.080.

(2) The following hearings shall not be conducted by the hearings board:

(a) Hearings required by law to be conducted by the shorelines hearings board pursuant to chapter 90.58 RCW, except where appeals to the pollution control hearings board and appeals to the shorelines hearings board have been consolidated pursuant to section 3 of this act.

(b) Hearings conducted by the department pursuant to RCW 70A.15.3010, 70A.15.3070, 70A.15.3080, 70A.15.3090, 70A.15.3100, 70A.15.3110, and 90.44.180.

(c) Appeals of decisions by the department under RCW 90.03.110 and 90.44.220.

(d) Hearings conducted by the department to adopt, modify, or repeal rules.

(3) Review of rules and regulations adopted by the hearings board shall be subject to review in accordance with the provisions of the administrative procedure act, chapter 34.05 RCW.

**Sec. 6.** RCW 43.21B.300 and 2023 c 455 s 6, 2023 c 434 s 21, and 2023 c 135 s 7 are each reenacted and amended to read as follows:

(1) Any civil penalty provided in RCW 18.104.155, 70A.15.3160, 70A.205.280, 70A.230.080, 70A.300.090, 70A.20.050, 70A.245.040, 70A.245.050, 70A.245.070, 70A.245.080, 70A.245.130, 70A.245.140, 70A.65.200, 70A.430.070, 70A.455.090, 70A.500.260, 70A.505.110, 70A.555.110, 70A.560.020, 86.16.081, 88.46.090, 90.03.600, 90.46.270, 90.48.144, 90.56.310, 90.56.330, and 90.64.102 and chapter 70A.355 RCW shall be imposed by a notice in writing, either by certified mail with return receipt requested or by personal service, to the person incurring the penalty from the department or the local air authority, describing the violation with reasonable particularity. For penalties issued by local air authorities, within 30 days after the notice is received, the person incurring the penalty may apply in writing to the authority for the remission or mitigation of the penalty. Upon receipt of the application, the authority may remit or mitigate the penalty upon whatever terms the authority in its discretion deems proper. The authority may ascertain the facts regarding all such applications in such reasonable manner and under such rules as it may deem proper and shall remit or mitigate the penalty only upon a demonstration of extraordinary circumstances such as the presence of information or factors not considered in setting the original penalty.

(2) Any penalty imposed under this section may be appealed to the pollution control hearings board in accordance with this chapter if the appeal is filed with the hearings board and served on the department or authority 30 days after the date of receipt by the person penalized of the notice imposing the penalty or 30 days after the date of receipt of the notice of disposition by a local air authority of the application for relief from penalty.

(3) A penalty shall become due and payable on the later of:

(a) 30 days after receipt of the notice imposing the penalty;

(b) 30 days after receipt of the notice of disposition by a local air authority on application for relief from penalty, if such an application is made; or

(c) 30 days after receipt of the notice of decision of the hearings board if the penalty is appealed.

(4) If the amount of any penalty is not paid to the department within 30 days after it becomes due and payable, the attorney general, upon request of the department, shall bring an action in the name of the state of Washington in the superior court of Thurston county, or of any county in which the violator does business, to recover the penalty. If the amount of the penalty is not paid to the authority within 30 days after it becomes due and payable, the authority may bring an action to recover the penalty in the superior court of the county of the authority's main office or of any county in which the violator does business. In these actions, the procedures and rules of evidence shall be the same as in an ordinary civil action.

(5) All penalties recovered shall be paid into the state treasury and credited to the general fund except (~~those penalties imposed pursuant to RCW 18.104.155, which shall be credited to the reclamation account as provided in RCW 18.104.155(7), RCW 70A.15.3160, the disposition of which shall be governed by that provision, RCW 70A.245.040 and 70A.245.050, which shall be credited to the recycling enhancement account created in RCW 70A.245.100, RCW 70A.300.090, 70A.555.110, and 70A.560.020, which shall be credited to the model toxics control operating account created in RCW 70A.305.180, RCW 70A.65.200, which shall be credited to the climate investment account created in RCW 70A.65.250, RCW 90.56.330, which shall be credited to the coastal protection fund created by RCW 90.48.390, and RCW 70A.355.070, which shall be credited to the underground storage tank account created by RCW 70A.355.090~~) the following:

(a) Penalties imposed pursuant to RCW 18.104.155 must be credited to the reclamation account as provided in RCW 18.104.155(7);

(b) Penalties imposed pursuant to RCW 70A.15.3160 must be disposed of pursuant to RCW 70A.15.3160;

(c) Penalties imposed pursuant to RCW 70A.230.080, 70A.300.090, 70A.430.070, 70A.555.110, and 70A.560.020 must be credited to the model toxics control operating account created in RCW 70A.305.180;

(d) Penalties imposed pursuant to RCW 70A.245.040 and 70A.245.050 must be credited to the recycling enhancement account created in RCW 70A.245.100;

(e) Penalties imposed pursuant to RCW 70A.500.260 must be deposited into the electronic products recycling account created in RCW 70A.500.130;

(f) Penalties imposed pursuant to RCW 70A.65.200 must be credited to the climate investment account created in RCW 70A.65.250;

(g) Penalties imposed pursuant to RCW 90.56.330 must be credited to the coastal protection fund established in RCW 90.48.390; and

(h) Penalties imposed pursuant to RCW 70A.355.070 must be credited to the underground storage tank account created in RCW 70A.355.090.

**Sec. 7.** RCW 70A.230.080 and 2020 c 20 s 1245 are each amended to read as follows:

A violation of this chapter is punishable by a civil penalty not to exceed (~~one thousand dollars~~) \$1,000 for each violation in the case of a first violation. Repeat violators are liable for a civil penalty not to exceed (~~five thousand dollars~~) \$5,000 for each repeat violation. Penalties collected under this section must be deposited in the model toxics control operating account created in RCW

70A.305.180. The penalties provided in this section must be imposed pursuant to RCW 43.21B.300 and may be appealed to the pollution control hearings board.

**Sec. 8.** RCW 70A.300.120 and 2012 c 117 s 417 are each amended to read as follows:

(1) Whenever on the basis on any information the department determines that a person has violated or is about to violate any provision of this chapter, the department may issue an order requiring compliance either immediately or within a specified period of time. The order shall be delivered by registered mail or personally to the person against whom the order is directed.

(2) Any person who fails to take corrective action as specified in a compliance order shall be liable for a civil penalty of not more than (~~ten thousand dollars~~) \$10,000 for each day of continued noncompliance. In addition, the department may suspend or revoke any permits and/or certificates issued under the provisions of this chapter to a person who fails to comply with an order directed against him or her.

(3) Any order or penalty may be appealed pursuant to RCW (~~43.21B.310~~) 43.21B.300.

**Sec. 9.** RCW 70A.430.070 and 2020 c 20 s 1409 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~~) 90 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 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~~) \$5,000 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~~) \$10,000 for each repeat offense. Penalties collected under this section must be deposited in the model toxics control operating account created in RCW 70A.305.180. The penalties provided in this section must be imposed pursuant to RCW 43.21B.300 and may be appealed to the pollution control hearings board.

(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. 10.** RCW 86.16.081 and 1995 c 403 s 634 are each amended to read as follows:

(1) Except as provided in RCW 43.05.060 through 43.05.080 and 43.05.150, the attorney general or the attorney for the local government shall bring such injunctive, declaratory, or other actions as are necessary to ensure compliance with this chapter.

(2) Any person who fails to comply with this chapter shall also be subject to a civil penalty not to exceed (~~one thousand dollars~~) \$1,000 for each violation.

Each violation or each day of noncompliance shall constitute a separate violation.

(3) The penalty provided for in this section (~~shall~~) must be imposed by a notice in writing (~~either by certified mail with return receipt requested or by personal service, to the person incurring the same from the department or local government, describing the violation with reasonable particularity and ordering~~) and must be imposed consistent with the procedures of RCW 43.21B.300. The notice in writing must also order the act or acts constituting the violation or violations to cease and desist or, in appropriate cases, (requiring) must require necessary corrective action to be taken within a specific and reasonable time.

(4) Any penalty imposed pursuant to this section by the department shall be subject to review by the pollution control hearings board under chapter 43.21B RCW. Any penalty imposed pursuant to this section by local government shall be subject to review by the local government legislative authority. Any penalty jointly imposed by the department and local government shall be appealed to the pollution control hearings board under chapter 43.21B RCW.

**Sec. 11.** RCW 70A.500.260 and 2020 c 20 s 1259 are each amended to read as follows:

(1) No manufacturer may sell or offer for sale a covered electronic product in or into the state unless the manufacturer of the covered electronic product is participating in an approved plan. The department shall send a written warning to a manufacturer that does not have an approved plan or is not participating in an approved plan as required under RCW 70A.500.050. The written warning must inform the manufacturer that it must participate in an approved plan within ~~((thirty))~~ 30 days of the notice. Any violation after the initial written warning shall be assessed a penalty of up to ~~((ten thousand dollars))~~ \$10,000 for each violation.

(2) If the authority or any authorized party fails to implement their approved plan, the department must assess a penalty of up to ~~((five thousand dollars))~~ \$5,000 for the first violation along with notification that the authority or authorized party must implement its plan within ~~((thirty))~~ 30 days of the violation. After ~~((thirty))~~ 30 days, the authority or any authorized party failing to implement their approved plan must be assessed a penalty of up to ~~((ten thousand dollars))~~ \$10,000 for the second and each subsequent violation.

(3) Any person that does not comply with manufacturer registration requirements under RCW 70A.500.040, education and outreach requirements under RCW 70A.500.120, reporting requirements under RCW 70A.500.140, labeling requirements under RCW 70A.500.160, retailer responsibility requirements under RCW 70A.500.170, collector or transporter registration requirements under RCW 70A.500.240, or requirements under RCW 70A.500.250, must first receive a written warning consistent with the procedures of RCW 43.21B.300, including a copy of the requirements under this chapter and ~~((thirty))~~ 30 days to correct the violation. After ~~((thirty))~~ 30 days, a person must be assessed a penalty of up to ~~((one thousand dollars))~~ \$1,000 for the first violation and up to ~~((two thousand dollars))~~ \$2,000 for the second and each subsequent violation. The penalties provided in this section must be imposed pursuant to RCW 43.21B.300 and may be appealed to the pollution control hearings board.

(4) All penalties levied under this section must be deposited into the electronic products recycling account created under RCW 70A.500.130.

(5) The department shall enforce this section.

**Sec. 12.** RCW 36.70C.040 and 1995 c 347 s 705 are each amended to read as follows:

(1) Proceedings for review under this chapter shall be commenced by filing a land use petition in superior court.

(2) A land use petition is barred, and the court may not grant review, unless the petition is timely filed with the court and timely served on the following persons who shall be parties to the review of the land use petition:

(a) The local jurisdiction, which for purposes of the petition shall be the jurisdiction's corporate entity and not an individual decision maker or department;

(b) Each of the following persons if the person is not the petitioner:

(i) Each person identified by name and address in the local jurisdiction's written decision as an applicant for the permit or approval at issue; and

(ii) Each person identified by name and address in the local jurisdiction's written decision as an owner of the property at issue;

(c) If no person is identified in a written decision as provided in (b) of this subsection, each person identified by name and address as a taxpayer for the property at issue in the records of the county assessor, based upon the description of the property in the application; and

(d) Each person named in the written decision who filed an appeal to a local jurisdiction quasi-judicial decision maker regarding the land use decision at issue, unless the person has abandoned the appeal or the person's claims were dismissed before the quasi-judicial decision was rendered. Persons who later intervened or joined in the appeal are not required to be made parties under this subsection.

(3) The petition is timely if it is filed and served on all parties listed in subsection (2) of this section within (~~twenty one~~) 21 days of the issuance of the land use decision.

(4) For the purposes of this section, the date on which a land use decision is issued is:

(a) Three days after a written decision is mailed by the local jurisdiction or, if not mailed, the date on which the local jurisdiction provides notice that a written decision is publicly available;

(b) If the land use decision is made by ordinance or resolution by a legislative body sitting in a quasi-judicial capacity, the date the body passes the ordinance or resolution; or

(c) If neither (a) nor (b) of this subsection applies, the date the decision is entered into the public record.

(5) Service on the local jurisdiction must be by delivery of a copy of the petition to the (~~persons~~) office of a person identified by or pursuant to RCW 4.28.080 to receive service of process, or as otherwise designated by the local jurisdiction. Service on the local jurisdiction is effective upon delivery. Service on other parties must be in accordance with the superior court civil rules or by first-class mail to:

(a) The address stated in the written decision of the local jurisdiction for each person made a party under subsection (2)(b) of this section;

(b) The address stated in the records of the county assessor for each person made a party under subsection (2)(c) of this section; and

(c) The address stated in the appeal to the quasi-judicial decision maker for each person made a party under subsection (2)(d) of this section.

(6) Service by mail is effective on the date of mailing and proof of service shall be by affidavit or declaration under penalty of perjury.

NEW SECTION. Sec. 13. Section 1 of this act expires July 1, 2026.

NEW SECTION. Sec. 14. Section 2 of this act takes effect July 1, 2026.

NEW SECTION. Sec. 15. RCW 70A.205.145 (Exemption from solid waste permit requirements—Waste-derived soil amendments—Application—Revocation of exemption—Appeal) and 2020 c 20 s 1175, 2016 c 119 s 7, & 1998 c 36 s 18 are each repealed.

Passed by the House March 5, 2024.

Passed by the Senate February 27, 2024.

Approved by the Governor March 28, 2024.

Filed in Office of Secretary of State March 29, 2024.

---

## CHAPTER 348

[Engrossed Substitute House Bill 2131]

### THERMAL ENERGY NETWORKS

AN ACT Relating to promoting the establishment of thermal energy networks; amending RCW 80.04.010 and 80.28.110; adding new sections to chapter 80.28 RCW; adding a new section to chapter 43.31 RCW; adding a new section to chapter 44.28 RCW; and adding a new section to chapter 54.16 RCW.

Be it enacted by the Legislature of the State of Washington:

**Sec. 1.** RCW 80.04.010 and 2021 c 65 s 93 are each amended to read as follows:

~~((As used in this title, unless specifically defined otherwise or unless the context indicates otherwise:))~~ The definitions in this section apply throughout this title unless the context clearly requires otherwise.

(1) "Automatic location identification" means a system by which information about a caller's location, including the seven-digit number or ten-digit number used to place a 911 call or a different seven-digit number or ten-digit number to which a return call can be made from the public switched network, is forwarded to a public safety answering point for display.

(2) "Automatic number identification" means a system that allows for the automatic display of the seven-digit or ten-digit number used to place a 911 call.

(3) "Battery charging facility" includes a "battery charging station" and a "rapid charging station" as defined in RCW 82.08.816.

(4) "Cogeneration facility" means any machinery, equipment, structure, process, or property, or any part thereof, installed or acquired for the primary purpose of the sequential generation of electrical or mechanical power and useful heat from the same primary energy source or fuel.

(5) "Commission" means the utilities and transportation commission.

(6) "Commissioner" means one of the members of such commission.

(7) "Competitive telecommunications company" means a telecommunications company which has been classified as such by the commission pursuant to RCW 80.36.320.

(8) "Competitive telecommunications service" means a service which has been classified as such by the commission pursuant to RCW 80.36.330.

(9) "Corporation" includes a corporation, company, association or joint stock association.

(10) "Department" means the department of health.

(11) "Electric plant" includes all real estate, fixtures and personal property operated, owned, used or to be used for or in connection with or to facilitate the generation, transmission, distribution, sale or furnishing of electricity for light, heat, or power for hire; and any conduits, ducts or other devices, materials, apparatus or property for containing, holding or carrying conductors used or to be used for the transmission of electricity for light, heat or power.

(12)(a) "Electrical company" includes any corporation, company, association, joint stock association, partnership and person, their lessees, trustees or receivers appointed by any court whatsoever (other than a railroad or street railroad company generating electricity solely for railroad or street railroad purposes or for the use of its tenants and not for sale to others), and every city or town owning, operating or managing any electric plant for hire within this state. An electrical company may own, operate, or manage any thermal energy network within this state.

(b) "Electrical company" does not include a company or person employing a cogeneration facility solely for the generation of electricity for its own use or the use of its tenants or for sale to an electrical company, state or local public agency, municipal corporation, or quasi municipal corporation engaged in the sale or distribution of electrical energy, but not for sale to others, unless such company or person is otherwise an electrical company.

(13) "Facilities" means lines, conduits, ducts, poles, wires, cables, cross-arms, receivers, transmitters, instruments, machines, appliances, instrumentalities and all devices, real estate, easements, apparatus, property and routes used, operated, owned or controlled by any telecommunications company to facilitate the provision of telecommunications service.

(14) "Gas company" includes every corporation, company, association, joint stock association, partnership and person, their lessees, trustees or receiver appointed by any court whatsoever, and every city or town, owning, controlling, operating or managing any gas plant within this state. A gas company may own, control, operate, or manage any thermal energy network within this state.

(15) "Gas plant" includes all real estate, fixtures and personal property, owned, leased, controlled, used or to be used for or in connection with the transmission, distribution, sale or furnishing of natural gas, or the manufacture, transmission, distribution, sale or furnishing of other type gas, for light, heat or power.

(16) "LATA" means a local access transport area as defined by the commission in conformance with applicable federal law.

(17) "Local exchange company" means a telecommunications company providing local exchange telecommunications service.

(18) "Noncompetitive telecommunications service" means any service which has not been classified as competitive by the commission.

(19) "Person" includes an individual, a firm or partnership.

(20) "Private shared telecommunications services" includes the provision of telecommunications and information management services and equipment within a user group located in discrete private premises in building complexes, campuses, or high-rise buildings, by a commercial shared services provider or by a user association, through privately owned customer premises equipment and associated data processing and information management services and includes the provision of connections to the facilities of a local exchange and to interexchange telecommunications companies.

(21) "Private switch automatic location identification service" means a service that enables automatic location identification to be provided to a public safety answering point for 911 calls originating from station lines served by a private switch system.

(22)(a) "Private telecommunications system" means a telecommunications system controlled by a person or entity for the sole and exclusive use of such person, entity, or affiliate thereof, including the provision of private shared telecommunications services by such person or entity.

(b) "Private telecommunications system" does not include a system offered for hire, sale, or resale to the general public.

(23) "Public service company" includes every gas company, electrical company, telecommunications company, wastewater company, and water company. Ownership or operation of a cogeneration facility does not, by itself, make a company or person a public service company.

(24) "Radio communications service company" includes every corporation, company, association, joint stock association, partnership, and person, their lessees, trustees, or receivers appointed by any court, and every city or town making available facilities to provide radio communications service, radio paging, or cellular communications service for hire, sale, or resale.

(25) "Service" is used in this title in its broadest and most inclusive sense.

(26) "System of sewerage" means collection, treatment, and disposal facilities and services for sewerage, or storm or surface water runoff.

(27) "Telecommunications" is the transmission of information by wire, radio, optical cable, electromagnetic, or other similar means. As used in this definition, "information" means knowledge or intelligence represented by any form of writing, signs, signals, pictures, sounds, or any other symbols.

(28) "Telecommunications company" includes every corporation, company, association, joint stock association, partnership and person, their lessees, trustees or receivers appointed by any court whatsoever, and every city or town owning, operating or managing any facilities used to provide telecommunications for hire, sale, or resale to the general public within this state.

(29) "Thermal energy" means piped noncombustible fluids used for transferring heat into and out of buildings for the purpose of either: (a) Eliminating any resultant on-site greenhouse gas emissions of all types of heating and cooling processes including, but not limited to, comfort heating and cooling, domestic hot water, and refrigeration; (b) improving energy efficiency; or (c) both (a) and (b) of this subsection.

(30) "Thermal energy network" means all real estate, fixtures, and personal property operated, owned, used, or to be used for or in connection with or to facilitate a utility-scale distribution infrastructure project that supplies thermal

energy. A thermal energy network may not rely on combustion to create thermal energy, except for emergency backup purposes.

~~(31)~~(a) "Wastewater company" means a corporation, company, association, joint stock association, partnership and person, their lessees, trustees, or receivers that owns or proposes to develop and own a system of sewerage that is designed for a peak flow of ~~((twenty seven thousand to one hundred thousand))~~ 27,000 to 100,000 gallons per day if treatment is by a large on-site sewerage system, or to serve one hundred or more customers.

(b) For purposes of commission jurisdiction, wastewater company does not include: (i) Municipal, county, or other publicly owned systems of sewerage; or (ii) wastewater company service to customers outside of an urban growth area as defined in RCW 36.70A.030.

~~((30))~~ ~~(32)~~(a) "Water company" includes every corporation, company, association, joint stock association, partnership and person, their lessees, trustees or receivers appointed by any court whatsoever, and every city or town owning, controlling, operating, or managing any water system for hire within this state.

(b) For purposes of commission jurisdiction, "water company" does not include any water system serving less than ~~((one hundred))~~ 100 customers where the average annual gross revenue per customer does not exceed ~~((three hundred dollars))~~ \$300 per year, which revenue figure may be increased annually by the commission by rule adopted pursuant to chapter 34.05 RCW to reflect the rate of inflation as determined by the implicit price deflator of the United States department of commerce. The measurement of customers or revenues must include all portions of water companies having common ownership or control, regardless of location or corporate designation.

(c) "Control" is defined by the commission by rule and does not include management by a satellite agency as defined in chapter 70A.100 RCW if the satellite agency is not an owner of the water company.

(d) "Water company" also includes, for auditing purposes only, nonmunicipal water systems which are referred to the commission pursuant to an administrative order from the department, or the city or county as provided in RCW 80.04.110.

(e) Water companies exempt from commission regulation are subject to the provisions of chapter 19.86 RCW. A water company cannot be removed from regulation except with the approval of the commission. Water companies subject to regulation may petition the commission for removal from regulation if the number of customers falls below ~~((one hundred))~~ 100 or the average annual revenue per customer falls below ~~((three hundred dollars))~~ \$300. The commission is authorized to maintain continued regulation if it finds that the public interest so requires.

~~((31))~~ ~~(33)~~ "Water system" includes all real estate, easements, fixtures, personal property, dams, dikes, head gates, weirs, canals, reservoirs, flumes or other structures or appliances operated, owned, used or to be used for or in connection with or to facilitate the supply, storage, distribution, sale, furnishing, diversion, carriage, apportionment or measurement of water for power, irrigation, reclamation, manufacturing, municipal, domestic or other beneficial uses for hire.

**NEW SECTION. Sec. 2.** A new section is added to chapter 80.28 RCW to read as follows:

(1) Any gas company and any electrical company may deploy a thermal energy network within their service territories, in accordance with section 3 of this act. If a gas company or electrical company intends to deploy a thermal energy network, the company must submit the project for review and validation of costs assessments to the commission, in the case of an investor-owned gas company or electrical company, or to the governing body of the utility, in the case of a consumer-owned gas company or electrical company.

(2) For an investor-owned gas company or investor-owned electrical company, if the commission validates the costs assessments selection of a thermal energy network, the company may propose to recover the costs of building and operating the project from ratepayers in a rate case filing before the commission. The commission's validation of the utility's costs assessment of a thermal energy network resource does not constitute a prudence finding by the commission or a finding that the resource is used and useful for rate-making purposes.

(3) Companies exempt from commission oversight under RCW 80.04.550 are not subject to regulation by the commission under this chapter.

**NEW SECTION. Sec. 3.** A new section is added to chapter 80.28 RCW to read as follows:

A thermal energy network pilot project program is established.

(1) The department of commerce may award grants for the thermal energy network pilot project program in accordance with section 4 of this act.

(2)(a) A gas company has priority for developing thermal energy network pilot projects in the gas company's service territory, but the gas company must announce in writing to the commission its intention to deploy a pilot project in a specific location within 12 months of the effective date of this section and then must deploy a pilot project within 30 months of the effective date of this section to maintain this priority. The gas company may request an extension of these deadlines and the commission may approve the extension if the commission determines the gas company is making substantial progress towards deploying a thermal energy network.

(b) In a specific location where an existing thermal energy company has deployed or is developing a thermal energy network, the commission may opt to not provide priority to the gas company for that location.

(3) When reviewing a thermal energy network pilot project for approval, the commission must consider the following information related to the pilot project:

(a) The number and type of customers served, including the percent of low-income customers served;

(b) The use of the existing natural gas workforce and other labor considerations, such as efforts to transition the natural gas workforce to thermal energy work, training, recruiting, job creation and retention, payment of prevailing wages, and state-registered apprenticeship utilization;

(c) The ability to maintain infrastructure safety and reliability;

(d) The ability to meet 100 percent of the pilot project customers' demand for space heating;

(e) Whether the pilot project creates benefits to customers, communities, and society at large including, but not limited to, public health benefits such as

improved air quality in areas with disproportionate environmental or public health burdens and disadvantaged communities as identified by the environmental health disparities map described in RCW 43.70.815, and increased affordability of thermal energy options;

(f) Coordination with any electric utility providing electrical service to areas served by the pilot project;

(g) Whether the pilot project furthers the climate justice mandates of chapter 70A.02 RCW and the emissions reduction mandates of chapter 70A.45 RCW;

(h) Whether the pilot project advances financial and technical approaches to equitable and affordable building electrification;

(i) Whether the pilot project will develop information useful for the commission's adoption of rules governing thermal energy networks;

(j) Enrollment in an electric utility demand response program;

(k) The potential to enable gas pipeline decommissioning and its potential to supplant the need for gas pipeline replacement and the need to spend on gas pipeline replacement programs; and

(l) Whether the thermal energy network is a distributed system that uses ambient temperature fluid and high-efficiency heat pump equipment in each building in the network.

(4) When reviewing a thermal energy network pilot project for approval, the commission may also consider the following information related to the pilot project:

(a) Greenhouse gas emissions reductions;

(b) The use of waste heat, ground-source heat, geothermal resources, or other nonfossil fuel and noncombustion sources, and the use of electric heat pumps;

(c) The ability to provide the pilot project customers' hot water demands;

(d) The ability to provide the pilot project customers' cooling demands; and

(e) The consideration of options to provide thermal energy storage.

(5) Thermal energy network pilot projects under review by the commission are subject to a public comment period of no less than 30 days.

(6) When submitting a thermal energy network pilot project to the commission for review, a gas or electrical company must include specific metrics that the company proposes to use to evaluate the pilot project. These metrics are intended to help inform the commission's rule making and rate making and specifically to help inform any future standardized metrics that the commission may adopt for thermal energy network pilot projects.

**NEW SECTION. Sec. 4.** A new section is added to chapter 43.31 RCW to read as follows:

(1) The department of commerce shall award grants for thermal energy network pilot projects.

(2) Subject to the availability of amounts appropriated for this specific purpose, the department of commerce must provide grant funding to any gas company developing a thermal energy network pilot project in accordance with this section.

(3) Grant funding from the appropriation authorized in this section for thermal energy network pilot projects is only available for gas companies as defined in RCW 80.04.010.

(4) A gas company may receive grant funding from the department of commerce to offset the costs necessary to build and operate the project. The grant amount for a pilot project may not exceed the difference between the gas company's lowest reasonable cost resources under its current business practices and the costs of building and operating the thermal energy network pilot project. The utilities and transportation commission must determine this cost difference and provide the dollar amount to the department of commerce for the purposes of making the grant.

(5) When determining whether to award a grant and the grant amount for a thermal energy network pilot project, the department of commerce must consider the information submitted by the gas company in compliance with section 3 (3) and (4) of this act and any finding or conclusions of the utilities and transportation commission regarding the pilot project. The department of commerce may also allocate available funds to prioritize projects based on their cost-effectiveness and geographic diversity.

(6) Each gas company receiving a grant from the department of commerce for a thermal energy network pilot project must coordinate with other grant awardees, the utilities and transportation commission, the department of commerce, and consultants with expertise on successful thermal energy networks to ensure that the pilot projects are diverse and designed to inform the utilities and transportation commission's decisions in the proceeding on the various ownership, market, and rate structures for thermal energy networks.

**NEW SECTION. Sec. 5.** A new section is added to chapter 80.28 RCW to read as follows:

(1) Prior to deploying a thermal energy network pilot project, an investor-owned gas company must issue a request for proposals for a thermal energy network pilot project. When reviewing the proposals, the investor-owned gas company must compare the cost of deployment of a proposed thermal energy network pilot project to the lowest reasonable cost alternative resource for heating services under the gas company's current business practices. This cost comparison must be shared with the commission and considered in calculating grant award amounts as determined pursuant to section 4(4) of this act.

(2) An investor-owned gas company may petition the commission to use an alternative process from the process described in subsection (1) of this section to estimate the cost to deploy a thermal energy network pilot project. The commission must review such a petition and then accept, deny, or accept with modifications such an alternative process.

**Sec. 6.** RCW 80.28.110 and 2021 c 65 s 97 are each amended to read as follows:

Every gas company, electrical company, wastewater company, or water company, engaged in the sale and distribution of gas, electricity or water or the provision of wastewater company services, shall, upon reasonable notice, furnish to all persons and corporations who may apply therefor and be reasonably entitled thereto, suitable facilities for furnishing and furnish all available gas, electricity, wastewater company services, and water as demanded, except that ~~((a))~~: (1) A water company may not furnish water contrary to the provisions of water system plans approved under chapter 43.20 or 70A.100 RCW ~~((and))~~; (2) wastewater companies may not provide services contrary to

the approved general sewer plan; and (3) exclusively upon petition of a gas company, and subject to the commission's approval, a gas company's obligation to serve gas to customers that have access to the gas company's thermal energy network may be met by providing thermal energy through a thermal energy network.

**NEW SECTION. Sec. 7.** A new section is added to chapter 80.28 RCW to read as follows:

(1) In any multiyear rate plan proposed by a natural gas company or combination utility, the company may propose a merger into a single rate base of its regulated gas operations with its operation of a thermal energy network. The commission may approve the merger of gas and thermal energy rate bases if the commission finds that such a merger is in the public interest.

(2) For a natural gas company or combination utility that has merged gas and thermal energy rate bases, the natural gas company or combination utility must monetize benefits received from any applicable federal and state tax and other incentives for the benefit of customers. These benefits must be separately accounted for and amortized on a schedule designed to mitigate the rate impacts to customers after the rate bases are combined. These credits may not be used for any other purpose, unless directed by the commission.

**NEW SECTION. Sec. 8.** A new section is added to chapter 44.28 RCW to read as follows:

The joint committee shall conduct an evaluation of the implementation of the thermal energy network pilot project program as outlined in this act and report to the appropriate committees of the legislature on the results of the evaluation no later than three years after the effective date of this section. The report must include an evaluation of how all pilot projects, including those that have been deployed and those that are in the process of deployment, address the considerations outlined in sections 3 and 4 of this act.

**NEW SECTION. Sec. 9.** A new section is added to chapter 54.16 RCW to read as follows:

A public utility district formed under this title may own, operate, or manage any thermal energy network, as defined in RCW 80.04.010, within this state. If a public utility district intends to deploy a thermal energy network, the public utility district must submit the project for review and approval to its governing body.

Passed by the House March 5, 2024.

Passed by the Senate March 1, 2024.

Approved by the Governor March 28, 2024.

Filed in Office of Secretary of State March 29, 2024.

---

## CHAPTER 349

[Substitute House Bill 2156]

### SOLAR ENERGY SYSTEM CONSUMER PROTECTIONS

AN ACT Relating to solar consumer protections; and adding a new chapter to Title 19 RCW.

Be it enacted by the Legislature of the State of Washington:

**NEW SECTION. Sec. 1.** The legislature finds that many Washingtonians are solicited by solar energy salespersons and solar energy contractors to purchase or lease a solar energy system. Salespeople and contractors are responsible for accurately representing the financing terms, total cost, and performance of the solar energy equipment to support the customer in making an informed decision about whether the installation is economically viable. If these terms are not communicated correctly, customers face financial hardship. The legislature declares that this is a matter of public interest. It is the intent of the legislature to establish rules of business practice for solar energy contractors and solar energy salespersons to promote honesty and fair dealing with homeowners, other property owners, and leaseholders.

**NEW SECTION. Sec. 2.** The definitions in this section apply throughout this chapter unless the context clearly requires otherwise.

(1) "Customer" means a residential or commercial property owner or leaseholder who is solicited by or signs a contract with a solar energy salesperson or a solar energy contractor for a residential or commercial solar energy system.

(2) "Dealer fee" means an amount paid by a solar energy contractor or solar energy salesperson to a lender in order to offer a customer credit to finance the purchase and installation of a solar energy system.

(3) "Electric utility" means any entity that is engaged in the business of distributing electricity to retail electric customers in the state.

(4) "Major system components" means any inverters, module-level power electronics, solar panels, racking systems, or battery energy storage equipment included in the solar energy installation.

(5) "Net metering" means measuring the difference between the electricity supplied by an electric utility and the excess electricity generated by a customer-generator's net metering system over the applicable billing period.

(6) "Person" includes an individual, corporation, company, partnership, joint venture, or business entity.

(7) "Solar array" means a mechanically and electrically integrated grouping of modules with support structure, including any attached system components such as inverters or dc-to-dc converters and attached associated wiring.

(8) "Solar energy contractor" means a person, partnership, corporation, or other entity that designs, installs, repairs, replaces, or maintains solar energy systems.

(9) "Solar energy installation contract" means an agreement between a solar energy contractor or solar energy salesperson and a customer that includes, in part, an agreement to install a residential or commercial solar energy system for a total cost including labor and materials in excess of \$1,000.

(10) "Solar energy salesperson" means a person who solicits, negotiates, or otherwise endeavors to procure a solar energy installation contract with a customer to install, repair, or replace residential or commercial solar energy systems on behalf of a solar energy contractor.

(11) "Solar energy system" is the total components, circuits, solar energy equipment, and other equipment that in combination convert solar energy into electrical energy.

(12) "Solicit" means to make contact with the customer for the purpose of selling or installing residential or commercial solar energy systems including, but not limited to, contact through any of the following methods:

- (a) Door-to-door contact;
- (b) Telephone contact or text messages;
- (c) Flyers left at a residence;
- (d) Internet or social media advertisements; or
- (e) Other promotional advertisements which offer gifts, cash, or services if the customer contacts the solar energy contractor or solar energy salesperson.

**NEW SECTION. Sec. 3.** (1) Any person, firm, partnership, corporation, or other entity advertising, offering to do work, submitting a bid, engaging in, conducting, or carrying on the business of installing, repairing, replacing, or maintaining residential or commercial solar energy systems for a total cost including labor and materials in excess of \$1,000 must be licensed as provided in RCW 19.28.041.

(2) Any person, firm, partnership, corporation, or other entity designing residential or commercial solar energy systems for a total cost including labor and materials in excess of \$1,000 must be licensed as provided under RCW 19.28.041, or be a licensed design professional under chapter 18.08 or 18.43 RCW and practicing in their field of specific training and qualifications.

(3) All solar energy installation contracts must be consistent with this section. This section does not apply to any person installing residential or commercial solar energy systems on the person's own property who is properly exempted under RCW 19.28.261.

(4) A solar energy installation contract must be in writing, must be written in the same language and contain terms as were principally used in the sales presentation made to the customer, including any material contract terms from print or digital marketing material given to the customer. A copy of the contract must be given to the customer at the time the customer signs the contract. The contract must be typed or printed legibly and contain the following provisions:

(a) An itemized list of work to be performed including any known or anticipated electrical system upgrades or utility equipment upgrades that are necessary for installation;

(b) Any financing that is incorporated directly into the contract, which must be identified as a separate line item and conform to all state and federal consumer loan regulations and disclosure requirements, including terms, conditions, interest rates, annual percentage rate, the amortization schedule, and information on how the loan is secured;

(c) Disclosure of the exact amount paid, if any, by a solar energy contractor or solar energy salesperson to any lender or third-party financing company in the form of a dealer fee, or other similar inducement to obtain financing, irrespective of whether financing is incorporated within the contract or in conjunction with a third-party lender;

(d) The total dollar amount of the contract;

(e) The cost per watt calculated as the total contract amount, including labor and materials, for installing the solar energy system divided by the total direct current nameplate rating of the solar energy system;

(f) A detailed payment schedule based on project completion milestones that explains when payments are due, explains the customer's right to cancel the

contract, and identifies the cancellation fees due at each milestone in the payment schedule;

(g) The model and brand name of major system components to be installed. If any major system components change throughout the duration of the contract, those changes must be documented, the efficiency and warranty period of the new major system components must be provided, and the changes must be agreed upon in writing by the customer;

(h) The manufacturer's warranty period for each major system component of the solar energy system;

(i) Any ongoing operations and maintenance costs that are included in the contract;

(j) A list of anticipated maintenance activities that the customer will need to perform in order to maintain the warranty and performance of the solar energy equipment including, but not limited to, inverter replacement;

(k) The solar energy system's first-year annual production projections in kilowatt-hours. The methodology and the nationally recognized, industry-standard tool used to develop the projections must be provided with the annual production projection data. Projections must be based on site-specific considerations of each solar array, including location of the installation, orientation and angle of the panels, and on-site shading factors and must at a minimum account for the difference in production over the month of December versus the month of June. Projections must not exceed the optimal inverter performance identified by the manufacturer of the inverter equipment identified in the contract;

(l) An explanation of what happens annually to any unused net metering or other applicable bill credits from on-site generation;

(m) The solar energy contractor's good faith estimate of projected electric bill savings from the solar energy system that the customer is expected to achieve over the first 12 months after interconnection. The customer's current electric rate must be used in this calculation unless a rate change for the customer's applicable rate class has been approved and finalized for the applicable period. If the customer agrees, the relevant electric utility shall provide detailed electric use history to the solar energy contractor and may support calculation of the annual bill savings estimate;

(n) The name, business address, email address, and phone number of the primary solar energy salesperson, if different from the solar energy contractor;

(o) The name, business address, email address, contractor's license number of the solar energy contractor, and link to the Washington state department of labor and industries contractor verification tool;

(p) A statement as to whether all or part of the work is intended to be subcontracted to or performed by another person or entity other than the solar energy contractor's own workforce;

(q) The following recommendation in capital letters, which must be initialed by the customer acknowledging they have read and understand the recommendation provision:

**"IF YOU INTEND TO OBTAIN A LOAN TO PAY FOR ALL OR PART OF THE CONTRACT, IT IS RECOMMENDED THAT YOU WAIT UNTIL RECEIVING FINANCIAL APPROVAL BEFORE SIGNING THIS SOLAR ENERGY INSTALLATION CONTRACT. IN ADDITION, IF YOU INTEND**

TO OBTAIN A LOAN TO PAY FOR ALL OR PART OF THE CONTRACT, IT IS RECOMMENDED THAT YOU VERIFY WHETHER LOAN PAYMENTS ARE DUE BEFORE THE SYSTEM IS OPERATIONAL. NOTHING IN THIS CONTRACT ALTERS YOUR RESPONSIBILITY TO PAY YOUR ELECTRIC UTILITY COMPANY FOR AMOUNTS DUE ON YOUR ELECTRIC BILL.";

(r) The following rescission rights notice in capital letters, which must be initiated by the customer acknowledging they have read and understand the notice provision:

"CUSTOMER'S RIGHT TO CANCEL: YOU HAVE THE RIGHT TO CANCEL YOUR SOLAR ENERGY INSTALLATION CONTRACT WITHIN THREE BUSINESS DAYS OF CONTRACT SIGNING. YOUR NOTICE OF CANCELLATION MUST BE MADE IN WRITING AND EMAILED OR MAILED VIA CERTIFIED LETTER TO THE CONTACTS LISTED IN THIS CONTRACT.";

(s) A statement clearly explaining whether the solar energy installation contract includes the cost of uninstalling and reinstalling the solar energy system if it is installed on the customer's roof and the roof must be replaced or repaired at a future date. If the contract does not include the future cost of uninstalling and reinstalling the solar energy system to be installed on the customer's roof, the contract must include the following notice which must be initialed by the customer acknowledging they have read and understand the notice provision:

"Before you need to repair or replace your roof, review the warranties included in your solar energy installation contract to ensure you comply with them. You will be responsible for all costs and work needed to uninstall and reinstall the solar energy system and interconnect it with your utility company.";

(t) The following notice which must be initiated by the customer acknowledging they have read and understand the notice provision:

"If you are a residential customer, you must have sufficient tax liability to utilize the residential clean energy credit. You will not receive these funds directly; you can only offset the taxes that you owe to the federal government. IF YOU ARE PARTICIPATING IN GOVERNMENT ASSISTANCE PROGRAMS OR ARE ON A FIXED INCOME, YOU MAY NOT BE ELIGIBLE FOR THIS TAX CREDIT. The cost of roof repairs should not be included in calculating the tax credit. It is recommended that you consult a tax attorney if you are relying on the tax credit to afford the cost of the solar energy installation.";

(u) A copy of the internal revenue service's current revision of form 5695 instructions for residential clean energy credit (part I) qualified solar electric property costs;

(v) A statement that it is the solar energy contractor's responsibility to install the system per manufacturer instructions, in compliance with the national electric code as enforced by the local jurisdiction, in compliance with local building codes, and in compliance with the applicable utility's interconnection standards;

(w) A copy of, or the uniform resource locator to, the applicable electric utility's interconnection application;

(x) A statement documenting which party is responsible for obtaining permission to operate from the utility;

(y) A statement that the addition of a solar energy system may affect the value of the structure as determined by the county assessor and any change in value may be reflected in annual property taxes; and

(z) The following statement which may be omitted if the solar energy system includes energy storage equipment and/or power conversion and control technologies designed and installed to provide backup power during a grid outage:

"A solar energy system will automatically disconnect the solar energy system from the utility grid in the event of a power outage to protect utility repair personnel from a risk of electric shock from the electricity that could otherwise flow into the utility distribution system from the solar energy system and that if this occurs, THE SOLAR ENERGY SYSTEM WILL NOT PROVIDE ANY ELECTRICITY TO THE CUSTOMER DURING THE POWER OUTAGE."

(5) If a customer exercises the rescission rights described in subsection (4)(r) of this section, the solar energy contractor may not enforce the terms of the contract against the customer, including claims for labor or materials, and must terminate any security interest or release any statutory lien created under the transaction within 20 days of receiving written rescission of the contract from the customer. If a customer exercises the rescission rights via email or a certified letter postmarked within the three-day window to the contacts listed in the solar energy installation contract, even if the solar energy contractor or solar energy salesperson has not responded, the solar energy contractor is prohibited from enforcing the terms of the contract and must not charge any cancellation fees.

(6) No payments of any type may be charged by a solar energy salesperson or a solar energy contractor before a customer's rescission rights have expired. Nothing in this section requires a solar energy contractor to commence performance or order equipment or materials until the close of the three-day rescission window.

(7) The interconnection application for the solar energy system must be approved by the applicable electric utility before the solar energy contractor or the subcontractor begins installing the system. Any solar energy system that is not approved by the applicable electric utility must be modified to meet the utility's requirements before the installation can proceed. The applicable electric utility may waive this requirement for solar energy contractors that are certified by the electric utility.

(8) It is the solar energy contractor's responsibility to notify the applicable electric utility of any equipment or design changes that occur during the performance of the solar energy installation contract.

(9) If the scope of work in the solar energy installation contract includes any type of roofing work, the solar energy contractor shall provide the customer separate invoices for the roofing work, and the solar energy installation contract must separately itemize and identify the cost of roofing tear-off and replacement.

(10) A person, firm, partnership, corporation, or other entity which purchases or is otherwise assigned a solar energy installation contract is subject to all claims and defenses with respect to the contract that the customer could assert against the solar energy contractor. A person, firm, partnership, corporation, or other entity which sells or otherwise assigns a solar energy

installation contract must include a prominent notice of the potential liability under this section.

(11) A solar energy contractor or solar energy salesperson who fails to substantially comply with the requirements of this chapter is liable to the customer for any actual damages sustained by the customer as a result of the failure. Nothing in this section limits any cause of action or remedy available under chapter 19.86 RCW.

**NEW SECTION. Sec. 4.** No person may solicit using any statement or representation with regard to the costs, financing, terms, or conditions of purchase or installation of residential or commercial solar energy systems that is deceptive.

**NEW SECTION. Sec. 5.** The legislature finds that the practices covered by this chapter are matters vitally affecting the public interest for the purpose of applying the consumer protection act, chapter 19.86 RCW. A violation of this chapter is not reasonable in relation to the development and preservation of business and is an unfair or deceptive act in trade or commerce and an unfair method of competition for purposes of applying the consumer protection act as set forth under chapter 19.86 RCW.

**NEW SECTION. Sec. 6.** Sections 1 through 5 of this act constitute a new chapter in Title 19 RCW.

Passed by the House February 8, 2024.

Passed by the Senate February 27, 2024.

Approved by the Governor March 28, 2024.

Filed in Office of Secretary of State March 29, 2024.

---

## CHAPTER 350

[Engrossed Substitute Senate Bill 6039]

### GEOTHERMAL ENERGY RESOURCES

AN ACT Relating to promoting the development of geothermal energy resources; amending RCW 79.13.530; adding a new section to chapter 43.92 RCW; adding a new section to chapter 43.31 RCW; and creating a new section.

Be it enacted by the Legislature of the State of Washington:

**NEW SECTION. Sec. 1.** A new section is added to chapter 43.92 RCW to read as follows:

(1) The geological survey shall compile and maintain a comprehensive database of publicly available subsurface geologic information relating to Washington state. The geological survey must make the database available to the public in a searchable format via the geological survey's website.

(2) The subsurface geologic information contained on the website should include, but is not limited to, the following:

- (a) Temperature gradient logs;
- (b) Geothermal well records;
- (c) High resolution magnetotelluric surveys;
- (d) High resolution gravity surveys;
- (e) Geothermal play fairway studies;
- (f) Three-dimensional reflection seismic surveys; and

(g) Rock properties databases.

(3) The geological survey must:

(a) Coordinate with federal, state, and local agencies, and tribal governments, to compile existing subsurface geologic information;

(b) Acquire, process, and analyze new subsurface geologic data and update deficient data using the best practicable technology;

(c) Using available data, characterize the hazard of induced seismicity for high-potential geothermal play areas. Results of induced seismicity hazard studies must be made publicly available and updated as new information is available; and

(d) Provide technical assistance on the proper interpretation and application of subsurface geologic data and hazard assessments.

**Sec. 2.** RCW 79.13.530 and 2003 c 334 s 465 are each amended to read as follows:

(1) In an effort to increase potential revenue to the geothermal account, the department shall, by December 1, 1991, adopt rules providing guidelines and procedures for leasing state-owned land for the development of geothermal resources.

(2)(a) By September 30, 2024, the department must commence rule making to update its geothermal resources lease rates. The updated geothermal resources lease rates must comply with the terms established in this section.

(b) Geothermal resources lease rates must be competitive with geothermal resources lease rates adopted by the federal government and by other states in the western portion of the United States.

(c) The goal of the updated geothermal resources lease rates must be to optimize the state's competitiveness at attracting geothermal exploration and development projects while balancing the state's obligation to trust beneficiaries and not adversely impacting federally reserved tribal rights and resources including, but not limited to, those protected by treaty, executive order, or federal law.

**NEW SECTION. Sec. 3.** A new section is added to chapter 43.31 RCW to read as follows:

(1) Subject to the availability of amounts appropriated for this specific purpose, a competitive geothermal exploration cost-share grant program is established in order to incentivize deep exploratory drilling to identify locations suitable for the development of geothermal energy.

(2) Grants may be awarded to offset the direct costs associated with the expense of conducting deep exploratory drilling for the purpose of identifying locations in Washington suitable for the development of geothermal energy.

(3) The department of commerce must consult with the Washington geological survey to develop a method and criteria for the allocation of grants, subject to the following:

(a) Proposed exploratory drilling projects should be located in areas of high geothermal potential not impacting federally reserved tribal rights and resources including, but not limited to, those protected by treaty, executive order, or federal law;

(b) Grant applicants should possess, or should demonstrate a partnership or other form of relationship with entities who possess, demonstrated expertise in successful geothermal exploration;

(c) Grant applicants should meet high labor standards, including family sustaining wages, providing benefits including health care and employer-contributed retirement plans, career development opportunities, and must maximize access to economic benefits from exploratory projects for local workers;

(d) Selection and implementation of exploratory drilling projects should align with equity and environmental justice principles as established in chapter 70A.02 RCW;

(e) Grant awards must be available to private, public, and federally recognized tribal applicants. Grant awards to private grant applicants should be for no more than one-half of the overall cost of the project and grant awards to public grant applicants should be for no more than two-thirds of the overall cost of the project;

(f) Grant applicants must demonstrate that they have, or that they will have by the time of the execution of a grant agreement, site control of the site that is the subject of the exploration effort, either through an ownership interest or through a lease agreement that provides access to the site and the right to drill to the proposed depth;

(g) The grant application must demonstrate the applicant's engagement efforts with the local community to provide information about the potential project;

(h) If any fluid is proposed to be injected as part of the exploratory drilling, the grant applicant must:

(i) Include an analysis of any potential for induced seismicity as a result of the injection, as well as a plan for the management of the risk of induced seismicity; and

(ii) Consult with the department of ecology and, if applicable, comply with underground injection control standards and groundwater antidegradation standards as directed in chapter 90.48 RCW;

(i) The award of grants will seek to broaden the state's knowledge of geothermal resources, with a preference given to high impact projects in favorable geologic settings that have been comparatively underexplored; and

(j) All results of any exploratory drilling performed with grant funds must be made publicly available and must be submitted to the Washington geological survey for inclusion in the database created pursuant to section 1 of this act.

(4) In the course of administering the geothermal exploration cost-share grant program, the department of commerce shall make a reasonable effort to utilize the United States department of energy recommendations and guidelines concerning enhanced geothermal demonstration projects in the western states.

**NEW SECTION. Sec. 4.** (1) The department of ecology, in consultation with the department of commerce, the department of natural resources, the department of fish and wildlife, and the department of archaeology and historic preservation, shall engage in a collaborative process to identify opportunities and risks associated with the development of geothermal resources in three locations with the highest geothermal potential in Washington. The department of natural resources must identify these three locations.

(2)(a) As part of the geothermal resources collaborative process, the department of ecology must engage in meaningful government-to-government consultation with potentially affected federally recognized Indian tribes by learning from each participating tribe about their communication protocols for consultation and must seek participation from the department of archaeology and historic preservation, other state agencies as appropriate, local governments, state research institutions, participants in Washington's electrical generation, transmission, and distribution sector, and environmental organizations. At the request of potentially affected federally recognized Indian tribes, the department of ecology may include additional participation with independent subject matter expertise.

(b) Subject to the availability of amounts appropriated for this specific purpose, the department of ecology shall provide grants to potentially affected federally recognized Indian tribes to provide capacity and to support their evaluation of the cultural, natural resource, and other impacts of geothermal electricity development and to support their participation in the collaborative process established in this section.

(3) The geothermal resources collaborative process must identify and provide recommendations on, at a minimum, the following topics:

(a) The potential impacts of geothermal resources development, including impacts to:

(i) Rights, interests, and resources, including tribal cultural resources, of potentially affected federally recognized Indian tribes;

(ii) State or federal endangered species act listed species in Washington; and

(iii) Overburdened communities;

(b) The development of factors to guide the identification of preferable sites for the development of geothermal resources including, but not limited to, geologic suitability, proximity to electrical transmission and distribution infrastructure, and continuity between groundwater and surface water resources; and

(c) The capacity for geothermal resources in Washington to help the state meet its clean energy generation requirements and greenhouse gas emissions limits.

(4) The department of ecology must commence the geothermal resources collaborative process by November 30, 2024. The department of ecology must provide the appropriate committees of the legislature an update on the status of the collaborative process by June 30, 2026. The department of ecology must provide the appropriate committees of the legislature with a final report on the collaborative process by June 30, 2027.

(5) The interagency clean energy siting coordinating council must support the department of ecology during the collaborative process. The interagency clean energy siting coordinating council must consider the findings of the interim update and final report and make recommendations to the legislature and governor on potential actions regarding the development of geothermal energy, as appropriate. Based on the findings of the collaborative process, the interagency clean energy siting coordinating council must identify key factors for consideration in planning and siting of geothermal facilities. These key factors include, but are not limited to, geologic suitability, water resource

impacts, impacts to the rights of federally recognized Indian tribes, and proximity to electrical transmission and distribution infrastructure.

Passed by the Senate March 5, 2024.

Passed by the House February 29, 2024.

Approved by the Governor March 28, 2024.

Filed in Office of Secretary of State March 29, 2024.

---

## CHAPTER 351

[Engrossed Substitute House Bill 1589]

### LARGE COMBINATION UTILITIES—DECARBONIZATION

AN ACT Relating to supporting Washington's clean energy economy and transitioning to a clean, affordable, and reliable energy future; amending RCW 19.280.030, 80.24.010, 19.405.060, 80.28.130, 80.28.365, 80.28.380, and 80.28.425; adding a new chapter to Title 80 RCW; creating a new section; and declaring an emergency.

Be it enacted by the Legislature of the State of Washington:

**NEW SECTION. Sec. 1.** (1) The legislature finds that the state's gas and electrical companies face transformational change brought on by new technology, emerging opportunities for customers, and state clean energy laws. Chapter 19.405 RCW, the Washington clean energy transformation act, and chapter 70A.65 RCW, the Washington climate commitment act, require these companies to find innovative and creative solutions to equitably serve their customers, provide clean energy, reduce emissions, and keep rates fair, just, reasonable, and sufficient.

(2) Gas companies that serve over 500,000 gas customers in Washington state, which are also electrical companies, or large combination utilities, play an important role in providing affordable and reliable heating and other energy services, and in leading the implementation of state climate policies. As the state transitions to cleaner sources of energy, large combination utilities are an important partner in helping their customers make smart energy choices, including actively supporting the replacement of fossil fuel-based space and water heating equipment and other fossil fuel-based equipment with high-efficiency nonemitting equipment. Programs to accelerate the adoption of efficient, nonemitting appliances have the potential to allow large combination utilities to optimize the use of energy infrastructure, improve the management of energy loads, better manage the integration of variable renewable energy resources, reduce greenhouse gas emissions from the buildings sector, mitigate the environmental impacts of utility operations and power purchases, and improve health outcomes for occupants. Legislative clarity is important for utilities to offer programs and services, including incentives, in the decarbonization of homes and buildings for their customers.

(3) In order to meet the statewide greenhouse gas limits in the energy sectors of the economy, more resources must be directed toward achieving decarbonization of residential and commercial heating loads and other loads that are served with fossil fuels, while continuing to protect all customers, but especially low-income customers, vulnerable populations, highly impacted communities, and overburdened communities. The legislature finds that regulatory innovation may be needed to remove barriers that large combination utilities may face to meet the state's public policy objectives and expectations.

The enactment of chapter 188, Laws of 2021 (Engrossed Substitute Senate Bill No. 5295) began that regulatory transition from traditional cost-of-service regulation, with investor-owned gas and electrical companies using forward-looking multiyear rate plans and taking steps toward performance-based regulation. These steps are intended to provide certainty and stability to both customers and to investor-owned gas and electrical companies, aligning public policy objectives with investments, safety, and reliability.

(4) The legislature finds that as Washington transitions to 100 percent clean electricity and as the state implements the Washington climate commitment act, switching from fossil fuel-based heating equipment and other fossil fuel-based appliances to high-efficiency nonemitting equipment will reduce climate impacts and fuel price risks for customers in the long term. This new paradigm requires a thoughtful transition to decarbonize the energy system to ensure that all customers benefit from the transition, that customers are protected, are not subject to sudden price shocks, and continue to receive needed energy services, with an equitable allocation of benefits and burdens. This transition will require careful and integrated planning by and between utilities, the commission, and customers, as well as new regulatory tools.

(5) It is the intent of the legislature to require large combination utilities to decarbonize their systems by: (a) Prioritizing efficient and cost-effective measures to transition customers off of the direct use of fossil fuels at the lowest reasonable cost to customers; (b) investing in the energy supply, storage, delivery, and demand-side resources that will be needed to serve any increase in electrical demand affordably and reliably; (c) maintaining safety and reliability as the gas system undergoes transformational changes; (d) integrating zero-carbon and carbon-neutral fuels to serve high heat and industrial loads where electrification may not be technically feasible; (e) managing peak demand of the electric system; and (f) ensuring an equitable distribution of benefits to, and reduction of burdens for, vulnerable populations, highly impacted communities, and overburdened communities that have historically been underserved by utility energy efficiency programs, and may be disproportionately impacted by rising fuel and equipment costs or experience high energy burden.

(6) It is the intent of the legislature to support this transition by adopting requirements for large combination utilities to conduct integrated system planning to develop specific actions supporting gas system decarbonization and electrification, and reduction in the gas rate base.

(7) It is the intent of the legislature to encourage a robust competitive wholesale market for generation, storage, and demand-side resources to serve the state's electrical companies, other electric utilities, and end-users that secure their own power supply.

**NEW SECTION. Sec. 2.** The definitions in this section apply throughout this chapter unless the context clearly requires otherwise.

(1) "Carbon dioxide equivalent" has the same meaning as provided in RCW 70A.65.010.

(2) "Combined heat and power" has the same meaning as provided in RCW 19.280.020.

(3) "Commission" means the utilities and transportation commission.

(4) "Conservation and efficiency resources" means any reduction in electric or natural gas consumption that results from increases in the efficiency of energy use, production, transmission, transportation, or distribution.

(5) "Cost effective" means that a project or resource is, or is forecast to:

(a) Be reliable and available within the time it is needed; and

(b) Reduce greenhouse gas emissions and meet or reduce the energy demand or supply an equivalent level of energy service to the intended customers at an estimated long-term incremental system cost no greater than that of the least-cost similarly reliable and available alternative project or resource, or any combination thereof, including the cost of compliance with chapter 70A.65 RCW, based on the forward allowance ceiling price of allowances approved by the department of ecology under RCW 70A.65.160.

(6) "Costs of greenhouse gas emissions" means the costs of greenhouse gas emissions established in RCW 80.28.395 and 80.28.405.

(7) "Delivery system" includes any power line, pipe, equipment, apparatus, mechanism, machinery, instrument, or ancillary facility used by a large combination utility to deliver electricity or gas for ultimate consumption by a customer of the large combination utility.

(8) "Demand flexibility" means the capacity of demand-side loads to change their consumption patterns hourly or on another timescale.

(9) "Electrical company" has the same meaning as provided in RCW 80.04.010.

(10)(a) "Electrification" means the installation of energy efficient electric end-use equipment.

(b) Electrification programs may include weatherization and conservation and efficiency measures.

(11) "Electrification readiness" means upgrades or changes required before the installation of energy efficient electric end-use equipment to prevent heat loss from homes including, but not limited to: Structural repairs, such as roof repairs, preweatherization, weatherization, and electrical panel and wiring upgrades.

(12) "Emissions baseline" means the actual cumulative greenhouse gas emissions of a large combination utility, calculated pursuant to chapter 70A.65 RCW, for the five-year period beginning January 1, 2015, and ending December 31, 2019.

(13) "Emissions reduction period" means one of five periods of five calendar years each, with the five periods beginning on January 1st of calendar years 2030, 2035, 2040, 2045, and 2050, respectively.

(14) "Emissions reduction target" means a targeted reduction of projected cumulative greenhouse gas emissions of a large combination utility approved by the commission for an emissions reduction period that is at least as stringent as the limits established in RCW 70A.45.020.

(15) "Gas company" has the same meaning as provided in RCW 80.04.010.

(16) "Geographically targeted electrification" means the geographically targeted transition of a portion of gas customers of the large combination utility with an intent to electrify loads of such customers and, in conjunction, to reduce capital and operational costs of gas operations of the large combination utility serving such customers.

(17) "Greenhouse gas" has the same meaning as provided in RCW 70A.45.010.

(18) "Highly impacted community" has the same meaning as provided in RCW 19.405.020.

(19) "Integrated system plan" means a plan that the commission may approve, reject, or approve with conditions pursuant to section 3 of this act.

(20) "Large combination utility" means a public service company that is both an electrical company and a gas company that serves more than 800,000 retail electric customers and 500,000 retail gas customers in the state of Washington as of June 30, 2024.

(21) "Low-income" has the same meaning as provided in RCW 19.405.020.

(22) "Lowest reasonable cost" means the lowest cost mix of demand-side and supply side resources and decarbonization measures determined through a detailed and consistent analysis of a wide range of commercially available resources and measures. At a minimum, this analysis must consider long-term costs and benefits, market-volatility risks, resource uncertainties, resource dispatchability, resource effect on system operation, the risks imposed on the large combination utility and its ratepayers, public policies regarding resource preference adopted by Washington state or the federal government, the cost of risks associated with environmental effects including potential spills and emissions of carbon dioxide, and the need for security of supply.

(23) "Multiyear rate plan" means a multiyear rate plan of a large combination utility filed with the commission pursuant to RCW 80.28.425.

(24) "Natural gas" has the same meaning as provided in RCW 19.405.020.

(25) "Nonemitting electric generation" has the same meaning as provided in RCW 19.405.020.

(26) "Nonpipeline alternative" means activities or investments that delay, reduce, or avoid the need to build, upgrade, or repair gas plant, such as pipelines and service lines.

(27) "Overburdened community" has the same meaning as provided in RCW 70A.65.010.

(28) "Overgeneration event" has the same meaning as provided in RCW 19.280.020.

(29) "Renewable resource" has the same meaning as provided in RCW 19.405.020.

(30) "Supply side resource" means, as applicable: (a) Any resource that can provide capacity, electricity, or ancillary services to the large combination utility's electric delivery system; or (b) any resource that can provide conventional or nonconventional gas supplies to the large combination utility's gas delivery system.

(31) "System cost" means actual direct costs or an estimate of all direct costs of a project or resource over its effective life including, if applicable: The costs of transmission and distribution to the customers; waste disposal costs; permitting, siting, mitigation, and end-of-cycle decommissioning and remediation costs; fuel costs, including projected increases; resource integration and balancing costs; and such quantifiable environmental costs and benefits and other energy and nonenergy benefits as are directly attributable to the project or resource, including flexibility, resilience, reliability, greenhouse gas emissions reductions, and air quality.

(32) "Vulnerable populations" has the same meaning as provided in RCW 19.405.020.

**NEW SECTION. Sec. 3.** (1) The legislature finds that large combination utilities are subject to a range of reporting and planning requirements as part of the clean energy transition. The legislature further finds that current natural gas integrated resource plans under development might not yield optimal results for timely and cost-effective decarbonization. To reduce regulatory barriers, achieve equitable and transparent outcomes, and integrate planning requirements, the commission may consolidate a large combination utility's planning requirements for both gas and electric operations, including consolidation into a single integrated system plan that is approved by the commission.

(2)(a) By July 1, 2025, the commission shall complete a rule-making proceeding to implement consolidated planning requirements for gas and electric services for large combination utilities that may include plans required under: (i) RCW 19.280.030; (ii) RCW 19.285.040; (iii) RCW 19.405.060; (iv) RCW 80.28.380; (v) RCW 80.28.365; (vi) RCW 80.28.425; and (vii) RCW 80.28.130. The commission may extend the rule-making proceeding for 90 days for good cause shown. The large combination utilities' filing deadline required in subsection (4) of this section will be extended commensurate to the rule-making extension period set by the commission. Subsequent planning requirements for future integrated system plans must be fulfilled on a timeline set by the commission. Large combination utilities that file integrated system plans are no longer required to file separate plans that are required in an integrated system plan. The statutorily required contents of any plan consolidated into an integrated system plan must be met by the integrated system plan.

(b) In its order adopting rules or issuing a policy statement approving the consolidation of planning requirements, the commission shall include a compliance checklist and any additional guidance that is necessary to assist the large combination utility in meeting the minimum requirements of all relevant statutes and rules.

(3) Upon request by a large combination utility, the commission may issue an order extending the filing and reporting requirements of a large combination utility under RCW 19.405.060 and 19.280.030, and requiring the large combination utility to file an integrated system plan pursuant to subsection (4) of this section if the commission finds that the large combination utility has made public a work plan that demonstrates reasonable progress toward meeting the standards under RCW 19.405.040(1) and 19.405.050(1) and achieving equity goals. The commission's approval of an extension of filing and reporting requirements does not relieve the large combination utility from the obligation to demonstrate progress towards meeting the standards under RCW 19.405.040(1) and 19.405.050(1) and the interim targets approved in its most recent clean energy implementation plan. Commission approval of an extension under this section fulfills the large combination utilities statutory filing deadlines under RCW 19.405.060(1).

(4) By January 1, 2027, and on a timeline set by the commission thereafter, large combination utilities shall file an integrated system plan demonstrating how the large combination utilities' plans are consistent with the requirements of this chapter and any rules and guidance adopted by the commission, and which:

(a) Achieve the obligations of all plans consolidated into the integrated system plan;

(b) Provide a range of forecasts, for at least the next 20 years, of projected customer demand that takes into account econometric data and addresses changes in the number, type, and efficiency of customer usage;

(c) Include scenarios that achieve emissions reductions for both gas and electric operations equal to at least their proportional share of emissions reductions required under RCW 70A.45.020;

(d) Include scenarios with emissions reduction targets for both gas and electric operations for each emissions reduction period that account for the interactions between gas and electric systems;

(e) Achieve two percent of electric load annually with conservation and energy efficiency resources, unless the commission finds that a higher target is cost effective. However, the commission may accept a lower level of achievement if it determines that the requirement in this subsection (4)(e) is neither technically nor commercially feasible during the applicable emissions reduction period;

(f) Assess commercially available conservation and efficiency resources, including demand response and load management, to achieve the conservation and energy efficiency requirements in (e) of this subsection, and as informed by the assessment for conservation potential under RCW 19.285.040 for the planning horizon consistent with (b) of this subsection. Such an assessment may include, as appropriate, opportunities for development of combined heat and power as an energy and capacity resource, demand response and load management programs, and currently employed and new policies and programs needed to obtain the conservation and efficiency resources. The value of recoverable waste heat resulting from combined heat and power must be reflected in analyses of cost effectiveness under this subsection;

(g) Achieve annual demand response and demand flexibility equal to or greater than 10 percent of winter and summer peak electric demand, unless the commission finds that a higher target is cost effective. However, the commission may accept a lower level of achievement if it determines that the requirement in this subsection (4)(g) is neither technically nor commercially feasible during the applicable emissions reduction period;

(h) Achieve all cost-effective electrification of end uses currently served by natural gas identified through an assessment of alternatives to known and planned gas infrastructure projects, including nonpipeline alternatives, rebates and incentives, and geographically targeted electrification;

(i) Include low-income electrification programs that must:

(i) Include rebates and incentives to low-income customers and customers experiencing high energy burden for the deployment of high-efficiency electric-only heat pumps in homes and buildings currently heating with wood, oil, propane, electric resistance, or gas;

(ii) Provide demonstrated material benefits to low-income participants including, but not limited to, decreased energy burden, the addition of air conditioning, and backup heat sources or energy storage systems, if necessary to protect health and safety in areas with frequent outages, or improved indoor air quality;

(iii) Enroll customers in energy assistance programs or provide bill assistance;

(iv) Provide dedicated funding for electrification readiness;

(v) Include low-income customer protections to mitigate energy burden, if electrification measures will increase a low-income participant's energy burden; and

(vi) Coordinate with community-based organizations in the gas or electrical company's service territory including, but not limited to, grantees of the department of commerce, community action agencies, and community-based nonprofit organizations, to remove barriers and effectively serve low-income customers;

(j) Accept as proof of eligibility for energy assistance enrollment in any means-tested public benefit, or low-income energy assistance program, for which eligibility does not exceed the low-income definition set by the commission pursuant to RCW 19.405.020;

(k) Assess the potential for geographically targeted electrification including, but not limited to, in overburdened communities, on gas plant that is fully depreciated or gas plant that is included in a proposal for geographically targeted electrification that requires accelerating depreciation pursuant to section 7(1) of this act for the gas plant subject to such electrification proposal;

(l) Assess commercially available supply side resources, including a comparison of the benefits and risks of purchasing electricity or gas or building new resources;

(m) Assess nonpipeline alternatives, including geographically targeted electrification and demand response, as an alternative to replacing aging gas infrastructure or expanded gas capacity. Assessments must involve, at a minimum:

(i) Identifying all known and planned gas infrastructure projects, including those without a fully defined scope or cost estimate, for at least the 10 years following the filing;

(ii) Estimating programmatic expenses of maintaining that portion of the gas system for at least the 10 years following the filing; and

(iii) Ranking all gas pipeline segments for their suitability for nonpipeline alternatives;

(n) Assess distributed energy resources that meets the requirements of RCW 19.280.100;

(o) Provide an assessment and 20-year forecast of the availability of and requirements for regional supply side resource and delivery system capacity to provide and deliver electricity and gas to the large combination utility's customers and to meet, as applicable, the requirements of chapter 19.405 RCW and the state's greenhouse gas emissions reduction limits in RCW 70A.45.020. The delivery system assessment must identify the large combination utility's expected needs to acquire new long-term firm rights, develop new, or expand or upgrade existing, delivery system facilities consistent with the requirements of this section and reliability standards and take into account opportunities to make more effective use of existing delivery facility capacity through improved delivery system operating practices, conservation and efficiency resources, distributed energy resources, demand response, grid modernization, nonwires solutions, and other programs if applicable;

(p) Assess methods, commercially available technologies, or facilities for integrating renewable resources and nonemitting electric generation including, but not limited to, battery storage and pumped storage, and addressing overgeneration events, if applicable to the large combination utility's resource portfolio;

(q) Provide a comparative evaluation of supply side resources, delivery system resources, and conservation and efficiency resources using lowest reasonable cost as a criterion;

(r) Include a determination of resource adequacy metrics for the integrated system plan consistent with the forecasts;

(s) Forecast distributed energy resources that may be installed by the large combination utility's customers and an assessment of their effect on the large combination utility's load and operations;

(t) Identify an appropriate resource adequacy requirement and measurement metric consistent with prudent utility practice in implementing RCW 19.405.030 through 19.405.050;

(u) Integrate demand forecasts, resource evaluations, and resource adequacy requirements into a long-range assessment describing the mix of supply side resources and conservation and efficiency resources that will meet current and projected needs, including mitigating overgeneration events and implementing RCW 19.405.030 through 19.405.050, at the lowest reasonable cost and risk to the large combination utility and its customers, while maintaining and protecting the safety, reliable operation, and balancing of the energy system of the large combination utility;

(v) Include an assessment, informed by the cumulative impact analysis conducted under RCW 19.405.140, of: Energy and nonenergy benefits and the avoidance and reductions of burdens to vulnerable populations and highly impacted communities; long-term and short-term public health and environmental benefits, costs, and risks; and energy security and risk;

(w) Include a 10-year clean energy action plan for implementing RCW 19.405.030 through 19.405.050 at the lowest reasonable cost, and at an acceptable resource adequacy standard;

(x) Include an analysis of how the integrated system plan accounts for:

(i) Model load forecast scenarios that consider the anticipated levels of zero emissions vehicle use in a large combination utility's service area, including anticipated levels of zero emissions vehicle use in the large combination utility's service area provided in RCW 47.01.520, if feasible;

(ii) Analysis, research, findings, recommendations, actions, and any other relevant information found in the electrification of transportation plans submitted under RCW 80.28.365; and

(iii) Assumed use case forecasts and the associated energy impacts, which may use the forecasts generated by the mapping and forecasting tool created in RCW 47.01.520;

(y) Establish that the large combination utility has:

(i) Consigned to auction for the benefit of ratepayers the minimum required number of allowances allocated to the large combination utility for the applicable compliance period pursuant to RCW 70A.65.130, consistent with the climate commitment act, chapter 70A.65 RCW, and rules adopted pursuant to the climate commitment act; and

(ii) Prioritized, to the maximum extent permissible under the climate commitment act, chapter 70A.65 RCW, revenues derived from the auction of allowances allocated to the utility for the applicable compliance period pursuant to RCW 70A.65.130, first to programs that eliminate the cost burden for low-income ratepayers, such as bill assistance, nonvolumetric credits on ratepayer utility bills, or electrification programs, and second to electrification programs benefiting residential and small commercial customers;

(z) Propose an action plan outlining the specific actions to be taken by the large combination utility in implementing the integrated system plan following submission; and

(aa) Report on the large combination utility's progress towards implementing the recommendations contained in its previously filed integrated system plan.

(5) In evaluating the lowest reasonable cost of decarbonization measures included in an integrated system plan, large combination utilities must apply a risk reduction premium that must account for the applicable allowance ceiling price approved by the department of ecology pursuant to the climate commitment act, chapter 70A.65 RCW. For the purpose of this chapter, the risk reduction premium is necessary to ensure that a large combination utility is making appropriate long-term investments to mitigate against the allowance and fuel price risks to customers of the large combination utility.

(6) The clean energy action plan must:

(a) Identify and be informed by the large combination utility's 10-year cost-effective conservation potential assessment as determined under RCW 19.285.040, if applicable;

(b) Establish a resource adequacy requirement;

(c) Identify the potential cost-effective demand response and load management programs that may be acquired;

(d) Identify renewable resources, nonemitting electric generation, and distributed energy resources that may be acquired and evaluate how each identified resource may be expected to contribute to meeting the large combination utility's resource adequacy requirement;

(e) Identify any need to develop new, or expand or upgrade existing, bulk transmission and distribution facilities and document existing and planned efforts by the large combination utility to make more effective use of existing transmission capacity and secure additional transmission capacity consistent with the requirements of subsection (4)(o) of this section; and

(f) Identify the nature and possible extent to which the large combination utility may need to rely on alternative compliance options under RCW 19.405.040(1)(b), if appropriate.

(7) A large combination utility shall consider the social cost of greenhouse gas emissions, as determined by the commission pursuant to RCW 80.28.405, when developing integrated system plans and clean energy action plans. A large combination utility must incorporate the social cost of greenhouse gas emissions as a cost adder when:

(a) Evaluating and selecting conservation policies, programs, and targets;

(b) Developing integrated system plans and clean energy action plans; and

(c) Evaluating and selecting intermediate term and long-term resource options.

(8) Plans developed under this section must be updated on a regular basis, on intervals approved by the commission.

(9)(a) To maximize transparency, the commission may require a large combination utility to make the utility's data input files available in a native format. Each large combination utility shall publish its final plan either as part of an annual report or as a separate document available to the public. The report may be in an electronic form.

(b) Nothing in this subsection limits the protection of records containing commercial information under RCW 80.04.095.

(10) The commission shall establish by rule a cost test for emissions reduction measures achieved by large combination utilities to comply with state clean energy and climate policies. The cost test must be used by large combination utilities under this chapter for the purpose of determining the lowest reasonable cost of decarbonization and electrification measures in integrated system plans, at the portfolio level, and for any other purpose determined by the commission by rule.

(11) The commission must approve, reject, or approve with conditions an integrated system plan within 12 months of the filing of such an integrated system plan. The commission may for good cause shown extend the time by 90 days for a decision on an integrated system plan filed on or before January 1, 2027, as such date is extended pursuant to subsection (2)(a) of this section.

(12) In determining whether to approve the integrated system plan, reject the integrated system plan, or approve the integrated system plan with conditions, the commission must evaluate whether the plan is in the public interest, and includes the following:

(a) The equitable distribution and prioritization of energy benefits and reduction of burdens to vulnerable populations, highly impacted communities, and overburdened communities;

(b) Long-term and short-term public health, economic, and environmental benefits and the reduction of costs and risks;

(c) Health and safety concerns;

(d) Economic development;

(e) Equity;

(f) Energy security and resiliency;

(g) Whether the integrated system plan:

(i) Would achieve a proportional share of reductions in greenhouse gas emissions for each emissions reduction period on the gas and electric systems;

(ii) Would achieve the energy efficiency and demand response targets in subsection (4)(e) and (g) of this section;

(iii) Would achieve cost-effective electrification of end uses as required by subsection (4)(h) of this section;

(iv) Results in a reasonable cost to customers, and projects the rate impacts of specific actions, programs, and investments on customers;

(v) Would maintain system reliability and reduces long-term costs and risks to customers;

(vi) Would lead to new construction career opportunities and prioritizes a transition of natural gas and electricity utility workers to perform work on construction and maintenance of new and existing renewable energy infrastructure; and

(vii) Describes specific actions that the large combination utility plans to take to achieve the requirements of the integrated system plan.

**NEW SECTION. Sec. 4.** Large combination utilities shall work in good faith with other utilities, independent power producers, power marketers, end-use customers, and interested parties in the region to develop market structures and mechanisms that require the sale of wholesale electricity from generating resources in a manner that allows the greenhouse gas attributes of those resources to be accounted for when they are sold into organized markets.

**NEW SECTION. Sec. 5.** (1) Concurrent with an application for an integrated system plan pursuant to section 3 of this act, a large combination utility may propose to construct a new renewable or nonemitting electric generation or transmission facility, make a significant investment in an existing renewable or nonemitting electric generation or transmission facility, purchase an existing renewable or nonemitting electric generation or transmission facility, or enter into a power purchase agreement for the purchase of renewable or nonemitting electric energy or capacity for a period of five years or longer. The large combination utility may submit an application to the commission seeking a certificate of necessity for that construction, investment, or purchase, including entering into a power purchase agreement, if that construction, investment, or purchase costs \$100,000,000 or more, requires the utility to begin incurring significant portions of those costs more than five years before the facility is estimated to be in service, and all or a portion of the costs would be allocable to retail customers in this state. A significant investment may include a group of investments undertaken jointly and located on the same site for a singular purpose, such as increasing the capacity of an existing renewable or nonemitting electric generation or transmission plant. Applications must be submitted in conjunction with a large combination utility's integrated system plan. However, a large combination utility may submit an application outside of the integrated system plan process for a time-sensitive project.

(2) A large combination utility submitting an application under this section may request one or more of the following:

(a) A certificate of necessity that the electric energy or capacity to be supplied or transmitted as a result of the proposed construction, investment, or purchase, including entering into a power purchase agreement, is needed;

(b) A certificate of necessity that the size, fuel type, and other design characteristics of the existing or proposed electric generation or transmission facility or the terms of the power purchase agreement represent the most appropriate and reasonable means of meeting that power need;

(c) A certificate of necessity that the estimated purchase or capital costs of and the financing plan for the existing or proposed electric generation or transmission facility including, but not limited to, the costs of siting and licensing a new facility and the estimated cost of power from the new or proposed electric generation facility, or the cost of transmission on the new or proposed electric transmission facility, are reasonable; or

(d) A request to: (i) Recognize, accrue, and defer the allowance for funds used during construction; and (ii) recover financing interest costs in base rates on construction work in progress for capital improvements approved under this section prior to the assets being considered used and useful.

(3) The commission may approve, reject, or approve with conditions an application under this section if it is in the public interest, and the construction, investment, or purchase, including entering into a power purchase agreement, complies with the commission's administrative rules governing electric resource procurement.

(4) In a certificate of necessity under this section, the commission may specify the estimated costs included for the construction of or significant investment in the electric generation or transmission facility, the estimated price included for the purchase of the existing electric generation or transmission facility, or the estimated price included for the purchase of power pursuant to the terms of the power purchase agreement.

(5) The large combination utility shall file reports to the commission regarding the status of any project for which a certificate of necessity has been granted under this section, including an update concerning the cost and schedule of that project at intervals determined by the commission.

(6) If the commission denies any of the relief requested by a large combination utility, the large combination utility may withdraw its application or proceed with the proposed construction, purchase, investment, or power purchase agreement without a certificate and the assurance granted under this section under its ordinary course of business.

(7) If the assumptions underlying an approved certificate of necessity materially change, a large combination utility shall request, or the commission or potential intervenor on its own motion may initiate, a proceeding to review whether it is reasonable to complete an unfinished project for which a certificate of necessity has been granted. The commission shall list the assumptions underlying an approved certificate in the order approving the certificate. If the commission finds that the completion of the project is no longer reasonable, the commission may modify or cancel approval of the certificate of necessity. The commission may allow recovery of reasonable costs already incurred or committed to by contract. Once the commission finds that completion of the project is no longer reasonable, the commission may limit future cost recovery to those costs that could not be reasonably avoided. Nothing in this subsection may be construed as amending, modifying, or repealing any existing authority of the commission to ascertain and determine the fair value for rate-making purposes of the property of any large combination utility.

(8) A proposed or existing supplier of electric generation capacity that seeks to provide electric generation energy or capacity resources to the large combination utility may submit a written proposal directly to the commission as an alternative to the construction, investment, or purchase, including entering into a power purchase agreement, for which the certificate of necessity is sought under this section. The entity submitting an alternative proposal under this subsection has standing to intervene and the commission may allow reasonable discovery in the contested case proceeding conducted under this subsection. In evaluating an alternative proposal, the commission may consider the cost of the alternative proposal and the submitting entity's qualifications, technical competence, capability, reliability, creditworthiness, and past performance. In reviewing an application, the commission may consider any alternative proposals submitted under this subsection. This subsection does not limit the ability of any other person to submit to the commission an alternative proposal

to the construction, investment, or purchase, including entering into a power purchase agreement, for which a certificate of necessity is sought under this subsection and to petition for and be granted leave to intervene in the contested case proceeding conducted under this subsection under the rules of practice and procedure of the commission. This subsection does not authorize the commission to order or otherwise require a large combination utility to adopt any alternative proposal submitted under this subsection.

**NEW SECTION. Sec. 6.** (1) Large combination utilities must include the following in calculating the emissions baseline and projected cumulative emissions for an emissions reduction period, consistent with reporting of greenhouse gas emissions pursuant to the Washington clean air act, chapter 70A.15 RCW:

(a) Methane leaked from the transportation and delivery of gas from the gas distribution and service pipelines from the city gate to customer end use;

(b) Greenhouse gas emissions resulting from the combustion of gas by customers not otherwise subject to federal greenhouse gas emissions reporting and excluding all transport customers; and

(c) Emissions of methane resulting from leakage from delivery of gas to other gas companies.

(2) In calculating an emissions reduction target, a large combination utility must show its emissions baseline and projected cumulative greenhouse gas emissions for the applicable emissions reduction period separately and must show that the total emissions reductions are projected to make progress toward the achievement of the emissions reduction targets identified in the applicable integrated system plan. The final calculation must be presented on a carbon dioxide equivalent basis.

(3) All emissions are metric tons of carbon dioxide equivalent as reported to the federal environmental protection agency pursuant to 40 C.F.R. 98, either subpart W (methane) or subpart NN (carbon dioxide), or successor reporting requirements.

**NEW SECTION. Sec. 7.** (1) In any multiyear rate plan filed by a large combination utility pursuant to RCW 80.28.425 and in accordance with this chapter, the large combination utility must include an updated depreciation study that reduces the gas rate base consistent with an approved integrated system plan, and the commission may adopt depreciation schedules that accelerate cost recovery and reduce the rate base for any gas plant. The commission shall approve a depreciation schedule that depreciates all gas plants in service as of July 1, 2024, by a date no later than January 1, 2050, in any multiyear rate plan, but the commission may adjust depreciation schedules for gas plants as necessary when considering future multiyear rate plans to address affordability provided all plants in service as of July 1, 2024, are fully depreciated by 2050.

(2) In any multiyear rate plan proposed by a large combination utility, the company may propose a merger of regulated gas and electric operations into a single rate base. The commission may approve the merger of electric and gas rate bases if the commission finds that the proposal will result in a net benefit to customers of the large combination utility and includes reasonable rate protections for low-income natural gas and electric customers.

(3) For a large combination utility that has merged gas and electricity rate bases, the large combination utility must monetize benefits received from any applicable federal and state tax and other incentives for the benefit of customers. These benefits must be separately accounted for and amortized on a schedule designed to mitigate the rate impacts to customers after the rate bases are combined. These credits may not be used for any other purpose, unless directed by the commission.

(4) For the first multiyear rate plan proposed by a large combination utility following commission approval or approval with conditions of the initial integrated system plan identified in section 3 of this act, the commission may for good cause shown extend the deadline for a decision set forth under RCW 80.04.130 by up to 60 days.

**NEW SECTION. Sec. 8.** (1) Beginning January 1, 2025, no large combination utility may offer any form of rebate, incentive, or other inducement to residential gas customers to purchase any natural gas appliance or equipment. Until January 1, 2031, rebates and incentives for commercial and industrial gas customers are not included in this requirement. Rebates and incentives for electric heat pumps that include natural gas backups may be offered until January 1, 2031.

(2) By November 1, 2025, a large combination utility must initiate and maintain an effort to educate its ratepayers about the benefits of electrification and the availability of rebates, incentives, or other inducements to purchase energy efficient electric appliances and equipment including, but not limited to, the maintenance of an educational website and the inclusion of educational materials in monthly billing statements.

(3) Beginning January 1, 2031, a large combination utility may not include electric air source heat pumps with gas backups as part of its electrification programs.

**Sec. 9.** RCW 19.280.030 and 2023 c 229 s 2 are each amended to read as follows:

Each electric utility must develop a plan consistent with this section.

(1) Utilities with more than 25,000 customers that are not full requirements customers must develop or update an integrated resource plan by September 1, 2008. At a minimum, progress reports reflecting changing conditions and the progress of the integrated resource plan must be produced every two years thereafter. An updated integrated resource plan must be developed at least every four years subsequent to the 2008 integrated resource plan. The integrated resource plan, at a minimum, must include:

(a) A range of forecasts, for at least the next 10 years or longer, of projected customer demand which takes into account econometric data and customer usage;

(b) An assessment of commercially available conservation and efficiency resources, as informed, as applicable, by the assessment for conservation potential under RCW 19.285.040 for the planning horizon consistent with (a) of this subsection. Such assessment may include, as appropriate, opportunities for development of combined heat and power as an energy and capacity resource, demand response and load management programs, and currently employed and

new policies and programs needed to obtain the conservation and efficiency resources;

(c) An assessment of commercially available, utility scale renewable and nonrenewable generating technologies including a comparison of the benefits and risks of purchasing power or building new resources;

(d) A comparative evaluation of renewable and nonrenewable generating resources, including transmission and distribution delivery costs, and conservation and efficiency resources using "lowest reasonable cost" as a criterion;

(e) An assessment of methods, commercially available technologies, or facilities for integrating renewable resources, including but not limited to battery storage and pumped storage, and addressing overgeneration events, if applicable to the utility's resource portfolio;

(f) An assessment and 20-year forecast of the availability of and requirements for regional generation and transmission capacity to provide and deliver electricity to the utility's customers and to meet the requirements of chapter 288, Laws of 2019 and the state's greenhouse gas emissions reduction limits in RCW 70A.45.020. The transmission assessment must identify the utility's expected needs to acquire new long-term firm rights, develop new, or expand or upgrade existing, bulk transmission facilities consistent with the requirements of this section and reliability standards;

(i) If an electric utility operates transmission assets rated at 115,000 volts or greater, the transmission assessment must take into account opportunities to make more effective use of existing transmission capacity through improved transmission system operating practices, energy efficiency, demand response, grid modernization, nonwires solutions, and other programs if applicable;

(ii) An electric utility that relies entirely or primarily on a contract for transmission service to provide necessary transmission services may comply with the transmission requirements of this subsection by requesting that the counterparty to the transmission service contract include the provisions of chapter 288, Laws of 2019 and chapter 70A.45 RCW as public policy mandates in the transmission service provider's process for assessing transmission need, and planning and acquiring necessary transmission capacity;

(iii) An electric utility may comply with the requirements of this subsection (1)(f) by relying on and incorporating the results of a separate transmission assessment process, conducted individually or jointly with other utilities and transmission system users, if that assessment process meets the requirements of this subsection;

(g) A determination of resource adequacy metrics for the resource plan consistent with the forecasts;

(h) A forecast of distributed energy resources that may be installed by the utility's customers and an assessment of their effect on the utility's load and operations;

(i) An identification of an appropriate resource adequacy requirement and measurement metric consistent with prudent utility practice in implementing RCW 19.405.030 through 19.405.050;

(j) The integration of the demand forecasts, resource evaluations, and resource adequacy requirement into a long-range assessment describing the mix of supply side generating resources and conservation and efficiency resources

that will meet current and projected needs, including mitigating overgeneration events and implementing RCW 19.405.030 through 19.405.050, at the lowest reasonable cost and risk to the utility and its customers, while maintaining and protecting the safety, reliable operation, and balancing of its electric system;

(k) An assessment, informed by the cumulative impact analysis conducted under RCW 19.405.140, of: Energy and nonenergy benefits and the avoidance and reductions of burdens to vulnerable populations and highly impacted communities; long-term and short-term public health and environmental benefits, costs, and risks; and energy security and risk;

(l) A 10-year clean energy action plan for implementing RCW 19.405.030 through 19.405.050 at the lowest reasonable cost, and at an acceptable resource adequacy standard, that identifies the specific actions to be taken by the utility consistent with the long-range integrated resource plan; and

(m) An analysis of how the plan accounts for:

(i) Modeled load forecast scenarios that consider the anticipated levels of zero emissions vehicle use in a utility's service area, including anticipated levels of zero emissions vehicle use in the utility's service area provided in RCW 47.01.520, if feasible;

(ii) Analysis, research, findings, recommendations, actions, and any other relevant information found in the electrification of transportation plans submitted under RCW 35.92.450, 54.16.430, and 80.28.365; and

(iii) Assumed use case forecasts and the associated energy impacts. Electric utilities may, but are not required to, use the forecasts generated by the mapping and forecasting tool created in RCW 47.01.520. This subsection (1)(m)(iii) applies only to plans due to be filed after September 1, 2023.

(2) The clean energy action plan must:

(a) Identify and be informed by the utility's 10-year cost-effective conservation potential assessment as determined under RCW 19.285.040, if applicable;

(b) Establish a resource adequacy requirement;

(c) Identify the potential cost-effective demand response and load management programs that may be acquired;

(d) Identify renewable resources, nonemitting electric generation, and distributed energy resources that may be acquired and evaluate how each identified resource may be expected to contribute to meeting the utility's resource adequacy requirement;

(e) Identify any need to develop new, or expand or upgrade existing, bulk transmission and distribution facilities and document existing and planned efforts by the utility to make more effective use of existing transmission capacity and secure additional transmission capacity consistent with the requirements of subsection (1)(f) of this section; and

(f) Identify the nature and possible extent to which the utility may need to rely on alternative compliance options under RCW 19.405.040(1)(b), if appropriate.

(3)(a) An electric or large combination utility shall consider the social cost of greenhouse gas emissions, as determined by the commission for investor-owned utilities pursuant to RCW 80.28.405 and the department for consumer-owned utilities, when developing integrated resource plans and clean energy

action plans. An electric utility must incorporate the social cost of greenhouse gas emissions as a cost adder when:

- (i) Evaluating and selecting conservation policies, programs, and targets;
- (ii) Developing integrated resource plans and clean energy action plans; and
- (iii) Evaluating and selecting intermediate term and long-term resource options.

(b) For the purposes of this subsection (3): (i) Gas consisting largely of methane and other hydrocarbons derived from the decomposition of organic material in landfills, wastewater treatment facilities, and anaerobic digesters must be considered a nonemitting resource; and (ii) qualified biomass energy must be considered a nonemitting resource.

(4) To facilitate broad, equitable, and efficient implementation of chapter 288, Laws of 2019, a consumer-owned energy utility may enter into an agreement with a joint operating agency organized under chapter 43.52 RCW or other nonprofit organization to develop and implement a joint clean energy action plan in collaboration with other utilities.

(5) All other utilities may elect to develop a full integrated resource plan as set forth in subsection (1) of this section or, at a minimum, shall develop a resource plan that:

- (a) Estimates loads for the next five and 10 years;
- (b) Enumerates the resources that will be maintained and/or acquired to serve those loads;
- (c) Explains why the resources in (b) of this subsection were chosen and, if the resources chosen are not: (i) Renewable resources; (ii) methods, commercially available technologies, or facilities for integrating renewable resources, including addressing any overgeneration event; or (iii) conservation and efficiency resources, why such a decision was made;

(d) By December 31, 2020, and in every resource plan thereafter, identifies how the utility plans over a 10-year period to implement RCW 19.405.040 and 19.405.050; and

(e) Accounts for:

(i) Modeled load forecast scenarios that consider the anticipated levels of zero emissions vehicle use in a utility's service area, including anticipated levels of zero emissions vehicle use in the utility's service area provided in RCW 47.01.520, if feasible;

(ii) Analysis, research, findings, recommendations, actions, and any other relevant information found in the electrification of transportation plans submitted under RCW 35.92.450, 54.16.430, and 80.28.365; and

(iii) Assumed use case forecasts and the associated energy impacts. Electric utilities may, but are not required to, use the forecasts generated by the mapping and forecasting tool created in RCW 47.01.520. This subsection (5)(e)(iii) applies only to plans due to be filed after September 1, 2023.

(6) Assessments for demand-side resources included in an integrated resource plan may include combined heat and power systems as one of the measures in a conservation supply curve. The value of recoverable waste heat resulting from combined heat and power must be reflected in analyses of cost-effectiveness under this subsection.

(7) An electric utility that is required to develop a resource plan under this section must complete its initial plan by September 1, 2008.

(8) Plans developed under this section must be updated on a regular basis, on intervals approved by the commission or the department, or at a minimum on intervals of two years.

(9)(a) Plans shall not be a basis to bring legal action against electric utilities. However, nothing in this subsection (9)(a) may be construed as limiting the commission or any party from bringing any action pursuant to Title 80 RCW, this chapter, or chapter 19.405 RCW against any large combination utility related to an integrated system plan submitted pursuant to section 3 of this act.

(b) The commission may approve, reject, or approve with conditions, any integrated system plans submitted by a large combination utility as defined in section 2 of this act.

(10)(a) To maximize transparency, the commission, for investor-owned utilities, or the governing body, for consumer-owned utilities, may require an electric utility to make the utility's data input files available in a native format. Each electric utility shall publish its final plan either as part of an annual report or as a separate document available to the public. The report may be in an electronic form.

(b) Nothing in this subsection limits the protection of records containing commercial information under RCW 80.04.095.

(11) The commission may require a large combination utility as defined in section 2 of this act to incorporate the requirements of this section into an integrated system plan established under section 3 of this act.

**NEW SECTION. Sec. 10.** (1) When an integrated system plan of a large combination utility proposes geographically targeted electrification of all or a portion of a service area in which the large combination utility provides gas service to such a service area and one or more consumer-owned utilities provide electric service to such a service area, the integrated system plan of the large combination utility must include a process for outreach by the large combination utility to all consumer-owned utilities providing electric service to such a service area. As part of that outreach, the large combination utility shall provide gas delivery data of sufficient granularity for the consumer-owned electric company to assess the sufficiency of the capacity of the electric distribution system to accommodate the additional load from electrification at the circuit level. This data must be provided at least one plan cycle prior to electrification actions by the large combination utility to allow affected consumer-owned electric companies sufficient time to upgrade electrical distribution equipment and materials as needed to preserve system reliability.

(2) Consumer-owned utilities are encouraged to:

(a) Work with large combination utilities providing gas service within their service areas to identify opportunities for electrification and mitigating grid impacts by the large combination utility;

(b) Account for the costs of greenhouse gas emissions, set total energy savings and greenhouse gas emissions reduction goals, and develop and implement electrification programs in collaboration with large combination utilities providing gas service in service areas of consumer-owned utilities; and

(c) Include an electrification plan or transportation electrification program as part of collaboration with large combination utilities.

(3) Nothing in this section may be construed as expanding or contracting the authority of any electric utility with regard to the designation of the boundaries of adjoining service areas that each electric utility must observe.

**NEW SECTION. Sec. 11.** (1) For any project in an integrated system plan of a large combination utility that is part of a competitive solicitation and with a cost of more than \$10,000,000, the large combination utility must certify to the commission that any work associated with such a project will be constructed by a prime contractor and its subcontractors in a way that includes community workforce agreements or project labor agreements and the payment of area standard prevailing wages and apprenticeship utilization requirements, provided the following apply:

(a) The project owner and the prime contractor and all of its subcontractors, regardless of tier, have the absolute right to select any qualified and responsible bidder for the award of contracts on a specified project without reference to the existence or nonexistence of any agreements between such a bidder and any party to such a project labor agreement, and only when such a bidder is willing, ready, and able to become a party to, signs a letter of assent, and complies with such an agreement or agreements, should it be designated the successful bidder; and

(b) It is understood that this is a self-contained, stand-alone agreement, and that by virtue of having become bound to such an agreement or agreements, neither the prime contractor nor the subcontractors are obligated to sign any other local, area, or national agreement.

(2) Nothing in this section supersedes RCW 19.28.091 or 19.28.261 or chapter 49.17 RCW, without regard to project cost.

**NEW SECTION. Sec. 12.** The commission may adopt rules to ensure the proper implementation and enforcement of this act.

**Sec. 13.** RCW 80.24.010 and 2022 c 159 s 1 are each amended to read as follows:

Every public service company subject to regulation by the commission shall, on or before the date specified by the commission for filing annual reports under RCW 80.04.080, file with the commission a statement on oath showing its gross operating revenue from intrastate operations for the preceding calendar year or portion thereof and pay to the commission a fee equal to one-tenth of one percent of the first (~~fifty thousand dollars~~) \$50,000 of gross operating revenue, plus four-tenths of one percent of any gross operating revenue in excess of (~~fifty thousand dollars~~) \$50,000, except that a large combination utility as defined in section 2 of this act shall pay a fee equal to 0.001 percent of the first \$50,000 of gross operating revenue, plus 0.005 percent of any gross operating revenue in excess of \$50,000: PROVIDED, That the commission may, by rule, set minimum fees that do not exceed the cost of collecting the fees. The commission may by rule waive any or all of the minimum fee established pursuant to this section.

The percentage rates of gross operating revenue to be paid in any year may be decreased by the commission for any class of companies subject to the payment of such fees, by general order entered before March 1st of such year, and for such purpose such companies shall be classified as follows:

Electrical, gas, water, telecommunications, and irrigation companies shall constitute class one. Every other company subject to regulation by the commission, for which regulatory fees are not otherwise fixed by law shall pay fees as herein provided and shall constitute additional classes according to kinds of businesses engaged in.

Any payment of the fee imposed by this section made after its due date shall include a late fee of two percent of the amount due. Delinquent fees shall accrue interest at the rate of one percent per month.

**Sec. 14.** RCW 19.405.060 and 2019 c 288 s 6 are each amended to read as follows:

(1)(a) By January 1, 2022, and every four years thereafter, each investor-owned utility must develop and submit to the commission:

(i) A four-year clean energy implementation plan for the standards established under RCW 19.405.040(1) and 19.405.050(1) that proposes specific targets for energy efficiency, demand response, and renewable energy; and

(ii) Proposed interim targets for meeting the standard under RCW 19.405.040(1) during the years prior to 2030 and between 2030 and 2045.

(b) An investor-owned utility's clean energy implementation plan must:

(i) Be informed by the investor-owned utility's clean energy action plan developed under RCW 19.280.030;

(ii) Be consistent with subsection (3) of this section; and

(iii) Identify specific actions to be taken by the investor-owned utility over the next four years, consistent with the utility's long-range integrated resource plan and resource adequacy requirements, that demonstrate progress toward meeting the standards under RCW 19.405.040(1) and 19.405.050(1) and the interim targets proposed under (a)(i) of this subsection. The specific actions identified must be informed by the investor-owned utility's historic performance under median water conditions and resource capability and by the investor-owned utility's participation in centralized markets. In identifying specific actions in its clean energy implementation plan, the investor-owned utility may also take into consideration any significant and unplanned loss or addition of load it experiences.

(c) The commission, after a hearing, must by order approve, reject, or approve with conditions an investor-owned utility's clean energy implementation plan and interim targets. The commission may, in its order, recommend or require more stringent targets than those proposed by the investor-owned utility. The commission may periodically adjust or expedite timelines if it can be demonstrated that the targets or timelines can be achieved in a manner consistent with the following:

(i) Maintaining and protecting the safety, reliable operation, and balancing of the electric system;

(ii) Planning to meet the standards at the lowest reasonable cost, considering risk;

(iii) Ensuring that all customers are benefiting from the transition to clean energy: Through the equitable distribution of energy and nonenergy benefits and the reduction of burdens to vulnerable populations and highly impacted communities; long-term and short-term public health and environmental benefits and reduction of costs and risks; and energy security and resiliency; and

(iv) Ensuring that no customer or class of customers is unreasonably harmed by any resulting increases in the cost of utility-supplied electricity as may be necessary to comply with the standards.

(2)(a) By January 1, 2022, and every four years thereafter, each consumer-owned utility must develop and submit to the department a four-year clean energy implementation plan for the standards established under RCW 19.405.040(1) and 19.405.050(1) that:

(i) Proposes interim targets for meeting the standard under RCW 19.405.040(1) during the years prior to 2030 and between 2030 and 2045, as well as specific targets for energy efficiency, demand response, and renewable energy;

(ii) Is informed by the consumer-owned utility's clean energy action plan developed under RCW 19.280.030(1) or other ten-year plan developed under RCW 19.280.030(5);

(iii) Is consistent with subsection (4) of this section; and

(iv) Identifies specific actions to be taken by the consumer-owned utility over the next four years, consistent with the utility's long-range resource plan and resource adequacy requirements, that demonstrate progress towards meeting the standards under RCW 19.405.040(1) and 19.405.050(1) and the interim targets proposed under (a)(i) of this subsection. The specific actions identified must be informed by the consumer-owned utility's historic performance under median water conditions and resource capability and by the consumer-owned utility's participation in centralized markets. In identifying specific actions in its clean energy implementation plan, the consumer-owned utility may also take into consideration any significant and unplanned loss or addition of load it experiences.

(b) The governing body of the consumer-owned utility must, after a public meeting, adopt the consumer-owned utility's clean energy implementation plan. The clean energy implementation plan must be submitted to the department and made available to the public. The governing body may adopt more stringent targets than those proposed by the consumer-owned utility and periodically adjust or expedite timelines if it can be demonstrated that such targets or timelines can be achieved in a manner consistent with the following:

(i) Maintaining and protecting the safety, reliable operation, and balancing of the electric system;

(ii) Planning to meet the standards at the lowest reasonable cost, considering risk;

(iii) Ensuring that all customers are benefiting from the transition to clean energy: Through the equitable distribution of energy and nonenergy benefits and reduction of burdens to vulnerable populations and highly impacted communities; long-term and short-term public health and environmental benefits and reduction of costs and risks; and energy security and resiliency; and

(iv) Ensuring that no customer or class of customers is unreasonably harmed by any resulting increases in the cost of utility-supplied electricity as may be necessary to comply with the standards.

(3)(a) An investor-owned utility must be considered to be in compliance with the standards under RCW 19.405.040(1) and 19.405.050(1) if, over the four-year compliance period, the average annual incremental cost of meeting the standards or the interim targets established under subsection (1) of this section

equals a two percent increase of the investor-owned utility's weather-adjusted sales revenue to customers for electric operations above the previous year, as reported by the investor-owned utility in its most recent commission basis report. All costs included in the determination of cost impact must be directly attributable to actions necessary to comply with the requirements of RCW 19.405.040 and 19.405.050.

(b) If an investor-owned utility relies on (a) of this subsection as a basis for compliance with the standard under RCW 19.405.040(1), then it must demonstrate that it has maximized investments in renewable resources and nonemitting electric generation prior to using alternative compliance options allowed under RCW 19.405.040(1)(b).

(4)(a) A consumer-owned utility must be considered to be in compliance with the standards under RCW 19.405.040(1) and 19.405.050(1) if, over the four-year compliance period, the average annual incremental cost of meeting the standards or the interim targets established under subsection (2) of this section meets or exceeds a two percent increase of the consumer-owned utility's retail revenue requirement above the previous year. All costs included in the determination of cost impact must be directly attributable to actions necessary to comply with the requirements of RCW 19.405.040 and 19.405.050.

(b) If a consumer-owned utility relies on (a) of this subsection as a basis for compliance with the standard under RCW 19.405.040(1), and it has not met eighty percent of its annual retail electric load using electricity from renewable resources and nonemitting electric generation, then it must demonstrate that it has maximized investments in renewable resources and nonemitting electric generation prior to using alternative compliance options allowed under RCW 19.405.040(1)(b).

(5) The commission, for investor-owned utilities, and the department, for consumer-owned utilities, must adopt rules establishing the methodology for calculating the incremental cost of compliance under this section, as compared to the cost of an alternative lowest reasonable cost portfolio of investments that are reasonably available.

(6) The commission may require a large combination utility as defined in section 2 of this act to incorporate the requirements of this section into an integrated system plan established under section 3 of this act.

**Sec. 15.** RCW 80.28.130 and 2011 c 214 s 22 are each amended to read as follows:

Whenever the commission finds, after hearing had upon its own motion or upon complaint, that repairs or improvements, to, or changes in, any gas plant, electrical plant, system of sewerage, or water system ought to be made, or that any additions or extensions should reasonably be made thereto, in order to promote the security or convenience of the public or employees, or in order to secure adequate service or facilities for manufacturing, distributing or supplying gas, electricity, wastewater company services, or water, the commission may enter an order directing that such reasonable repairs, improvements, changes, additions or extensions of such gas plant, electrical plant, system of sewerage, or water system be made. The commission may require a large combination utility as defined in section 2 of this act to incorporate any existing pipeline safety and replacement plans under this section into an integrated system plan established under section 3 of this act.

**Sec. 16.** RCW 80.28.365 and 2019 c 287 s 5 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. 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.

(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.

(4) The commission may require a large combination utility as defined in section 2 of this act to incorporate the requirements of this section into an integrated system plan established under section 3 of this act.

**Sec. 17.** RCW 80.28.380 and 2019 c 285 s 11 are each amended to read as follows:

(1) Each gas company must identify and acquire all conservation measures that are available and cost-effective. Each company must establish an acquisition target every two years and must demonstrate that the target will result in the acquisition of all resources identified as available and cost-effective. The cost-effectiveness analysis required by this section must include the costs of greenhouse gas emissions established in RCW 80.28.395. The targets must be based on a conservation potential assessment prepared by an independent third party and approved by the commission. Conservation targets must be approved by order by the commission. The initial conservation target must take effect by 2022.

(2) The commission may require a large combination utility as defined in section 2 of this act to incorporate the requirements of this section into an integrated system plan established under section 3 of this act.

**Sec. 18.** RCW 80.28.425 and 2021 c 188 s 2 are each amended to read as follows:

(1) Beginning January 1, 2022, every general rate case filing of a gas or electrical company must include a proposal for a multiyear rate plan as provided in this chapter. The commission may, by order after an adjudicative proceeding as provided by chapter 34.05 RCW, approve, approve with conditions, or reject, a multiyear rate plan proposal made by a gas or electrical company or an alternative proposal made by one or more parties, or any combination thereof. The commission's consideration of a proposal for a multiyear rate plan is subject to the same standards applicable to other rate filings made under this title, including the public interest and fair, just, reasonable, and sufficient rates. In determining the public interest, the commission may consider such factors including, but not limited to, environmental health and greenhouse gas emissions reductions, health and safety concerns, economic development, and equity, to the extent such factors affect the rates, services, and practices of a gas or electrical company regulated by the commission.

(2) The commission may approve, disapprove, or approve with modifications any proposal to recover from ratepayers up to five percent of the total revenue requirement approved by the commission for each year of a multiyear rate plan for tariffs that reduce the energy burden of low-income residential customers including, but not limited to: (a) Bill assistance programs; or (b) one or more special rates. For any multiyear rate plan approved under this section resulting in a rate increase, the commission must approve an increase in the amount of low-income bill assistance to take effect in each year of the rate plan where there is a rate increase. At a minimum, the amount of such low-income assistance increase must be equal to double the percentage increase, if any, in the residential base rates approved for each year of the rate plan. The commission may approve a larger increase to low-income bill assistance based on an appropriate record.

(3)(a) If it approves a multiyear rate plan, the commission shall separately approve rates for each of the initial rate year, the second rate year and, if applicable, the third rate year, and the fourth rate year.

(b) The commission shall ascertain and determine the fair value for rate-making purposes of the property of any gas or electrical company that is or will be used and useful under RCW 80.04.250 for service in this state by or during each rate year of the multiyear rate plan. For the initial rate year, the commission shall, at a minimum, ascertain and determine the fair value for rate-making purposes of the property of any gas or electrical company that is used and useful for service in this state as of the rate effective date. The commission may order refunds to customers if property expected to be used and useful by the rate effective date when the commission approves a multiyear rate plan is in fact not used and useful by such a date.

(c) The commission shall ascertain and determine the revenues and operating expenses for rate-making purposes of any gas or electrical company for each rate year of the multiyear rate plan.

(d) In ascertaining and determining the fair value of property of a gas or electrical company pursuant to (b) of this subsection and projecting the revenues and operating expenses of a gas or electrical company pursuant to (c) of this subsection, the commission may use any standard, formula, method, or theory of

valuation reasonably calculated to arrive at fair, just, reasonable, and sufficient rates.

(e) If the commission approves a multiyear rate plan with a duration of three or four years, then the electrical company must update its power costs as of the rate effective date of the third rate year. The proceeding to update the electrical company's power costs is subject to the same standards that apply to other rate filings made under this title.

(4) Subject to subsection (5) of this section, the commission may by order establish terms, conditions, and procedures for a multiyear rate plan and ensure that rates remain fair, just, reasonable, and sufficient during the course of the plan.

(5) Notwithstanding subsection (4) of this section, a gas or electrical company is bound by the terms of the multiyear rate plan approved by the commission for each of the initial rate year and the second rate year. A gas or electrical company may file a new multiyear rate plan in accordance with this section for the third rate year and fourth rate year, if any, of a multiyear rate plan.

(6) If the annual commission basis report for a gas or electrical company demonstrates that the reported rate of return on rate base of the company for the 12-month period ending as of the end of the period for which the annual commission basis report is filed is more than .5 percent higher than the rate of return authorized by the commission in the multiyear rate plan for such a company, the company shall defer all revenues that are in excess of .5 percent higher than the rate of return authorized by the commission for refunds to customers or another determination by the commission in a subsequent adjudicative proceeding. If a multistate electrical company with fewer than 250,000 customers in Washington files a multiyear rate plan that provides for no increases in base rates in consecutive years beyond the initial rate year, the commission shall waive the requirements of this subsection provided that such a waiver results in just and reasonable rates.

(7) The commission must, in approving a multiyear rate plan, determine a set of performance measures that will be used to assess a gas or electrical company operating under a multiyear rate plan. These performance measures may be based on proposals made by the gas or electrical company in its initial application, by any other party to the proceeding in its response to the company's filing, or in the testimony and evidence admitted in the proceeding. In developing performance measures, incentives, and penalty mechanisms, the commission may consider factors including, but not limited to, lowest reasonable cost planning, affordability, increases in energy burden, cost of service, customer satisfaction and engagement, service reliability, clean energy or renewable procurement, conservation acquisition, demand side management expansion, rate stability, timely execution of competitive procurement practices, attainment of state energy and emissions reduction policies, rapid integration of renewable energy resources, and fair compensation of utility employees.

(8) Nothing in this section precludes any gas or electrical company from making filings required or permitted by the commission.

(9) The commission shall align, to the extent practical, the timing of approval of a multiyear rate plan of an electrical company submitted pursuant to this section with the clean energy implementation plan of the electrical company filed pursuant to RCW 19.405.060.

(10) The provisions of this section may not be construed to limit the existing rate-making authority of the commission.

(11) The commission may require a large combination utility as defined in section 2 of this act to incorporate the requirements of this section into an integrated system plan established under section 3 of this act.

NEW SECTION. Sec. 19. This chapter may be known and cited as the Washington decarbonization act for large combination utilities.

NEW SECTION. Sec. 20. Sections 2 through 8, 10 through 12 and 19 of this act constitute a new chapter in Title 80 RCW.

NEW SECTION. Sec. 21. 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. 22. 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.

Passed by the House March 5, 2024.

Passed by the Senate March 1, 2024.

Approved by the Governor March 28, 2024.

Filed in Office of Secretary of State March 29, 2024.

## CHAPTER 352

[Engrossed Second Substitute Senate Bill 6058]

### CARBON MARKET LINKAGE—CALIFORNIA-QUEBEC CARBON MARKET

AN ACT Relating to facilitating linkage of Washington's carbon market with the California-Quebec carbon market; amending RCW 70A.65.010, 70A.65.060, 70A.65.070, 70A.65.080, 70A.65.100, 70A.65.110, 70A.65.170, 70A.65.200, 70A.65.210, 70A.65.310, and 70A.15.2200; adding a new section to chapter 70A.65 RCW; creating a new section; prescribing penalties; and providing a contingent effective date.

Be it enacted by the Legislature of the State of Washington:

**Sec. 1.** RCW 70A.65.010 and 2022 c 181 s 10 are each amended to read as follows:

The definitions in this section apply throughout this chapter unless the context clearly requires otherwise.

(1) "Allowance" means an authorization to emit up to one metric ton of carbon dioxide equivalent.

(2) "Allowance price containment reserve" means an account maintained by the department with allowances available for sale through separate reserve auctions at predefined prices to assist in containing compliance costs for covered and opt-in entities in the event of unanticipated high costs for compliance instruments.

(3) "Annual allowance budget" means the total number of greenhouse gas allowances allocated for auction and distribution for one calendar year by the department.

(4) "Asset controlling supplier" means any entity that owns or operates interconnected electricity generating facilities or serves as an exclusive marketer for these facilities even though it does not own them, and has been designated by the department and received a department-published emissions factor for the

wholesale electricity procured from its system. The department shall use a methodology consistent with the methodology used by an external greenhouse gas emissions trading program that shares the regional electricity transmission system. Electricity from an asset controlling supplier is considered a specified source of electricity.

(5) "Auction" means the process of selling greenhouse gas allowances by offering them up for bid, taking bids, and then distributing the allowances to winning bidders.

(6) "Auction floor price" means a price for allowances below which bids at auction are not eligible to be accepted.

(7) "Auction purchase limit" means the limit on the number of allowances one registered entity or a group of affiliated registered entities may purchase from the share of allowances sold at an auction.

(8) "Balancing authority" means the responsible entity that integrates resource plans ahead of time, maintains load-interchange-generation balance within a balancing authority area, and supports interconnection frequency in real time.

(9) "Balancing authority area" means the collection of generation, transmission, and load within the metered boundaries of a balancing authority. A balancing authority maintains load-resource balance within this area.

(10) "Best available technology" means a technology or technologies that will achieve the greatest reduction in greenhouse gas emissions, taking into account the fuels, processes, and equipment used by facilities to produce goods of comparable type, quantity, and quality. Best available technology must be technically feasible, commercially available, economically viable, not create excessive environmental impacts, and be compliant with all applicable laws while not changing the characteristics of the good being manufactured.

(11) "Biomass" means nonfossilized and biodegradable organic material originating from plants, animals, and microorganisms, including products, by-products, residues, and waste from agriculture, forestry, and related industries as well as the nonfossilized and biodegradable organic fractions of municipal wastewater and industrial waste, including gases and liquids recovered from the decomposition of nonfossilized and biodegradable organic material.

(12) "Biomass-derived fuels," "biomass fuels," or "biofuels" means (~~fuels derived from biomass that have at least 40 percent lower greenhouse gas emissions based on a full life-cycle analysis when compared to petroleum fuels for which biofuels are capable as serving as a substitute~~) whichever of the following fuels derived from biomass has lower associated life-cycle greenhouse gas emissions: (a) Fuels that have at least 30 percent lower greenhouse gas emissions based on a full life-cycle analysis when compared to petroleum fuels for which biofuels are capable as serving as a substitute; or (b) fuels that meet a standard adopted by the department by rule that align with the definition of biofuel, or other standards applicable to biofuel, established by a jurisdiction with which the department has entered into a linkage agreement.

(13) "Carbon dioxide equivalents" means a measure used to compare the emissions from various greenhouse gases based on their global warming potential.

(14) "Carbon dioxide removal" means deliberate human activities removing carbon dioxide from the atmosphere and durably storing it in geological,

terrestrial, or ocean reservoirs, or in products. "Carbon dioxide removal" includes existing and potential anthropogenic enhancement of biological or geochemical sinks and including, but not limited to, carbon mineralization and direct air capture and storage.

(15) "Climate commitment" means the process and mechanisms to ensure a coordinated and strategic approach to advancing climate resilience and environmental justice and achieving an equitable and inclusive transition to a carbon neutral economy.

(16) "Climate resilience" is the ongoing process of anticipating, preparing for, and adapting to changes in climate and minimizing negative impacts to our natural systems, infrastructure, and communities. For natural systems, increasing climate resilience involves restoring and increasing the health, function, and integrity of our ecosystems and improving their ability to absorb and recover from climate-affected disturbances. For communities, increasing climate resilience means enhancing their ability to understand, prevent, adapt, and recover from climate impacts to people and infrastructure.

(17) "Closed facility" means a facility at which the current owner or operator has elected to permanently stop production and will no longer be an emissions source.

(18) "Compliance instrument" means an allowance or offset credit issued by the department or by an external greenhouse gas emissions trading program to which Washington has linked its greenhouse gas emissions cap and invest program. One compliance instrument is equal to one metric ton of carbon dioxide equivalent.

(19) "Compliance obligation" means the requirement to submit to the department the number of compliance instruments equivalent to a covered or opt-in entity's covered emissions during the compliance period.

(20) "Compliance period" means the four-year period, except as provided in RCW 70A.65.070(1)(a)(ii), for which the compliance obligation is calculated for covered entities.

(21) "Cost burden" means the impact on rates or charges to customers of electric utilities in Washington state for the incremental cost of electricity service to serve load due to the compliance cost for greenhouse gas emissions caused by the program. Cost burden includes administrative costs from the utility's participation in the program.

(22) "Covered emissions" means the emissions for which a covered entity has a compliance obligation under RCW 70A.65.080.

(23) "Covered entity" means a person that is designated by the department as subject to RCW 70A.65.060 through 70A.65.210.

(24) "Cumulative environmental health impact" has the same meaning as provided in RCW 70A.02.010.

(25) "Curtailed facility" means a facility at which the owner or operator has temporarily suspended production but for which the owner or operator maintains operating permits and retains the option to resume production if conditions become amenable.

(26) "Department" means the department of ecology.

(27) "Electricity importer" means:

(a) For electricity that is scheduled with a NERC e-tag to a final point of delivery into a balancing authority area located entirely within the state of

Washington, the electricity importer is identified on the NERC e-tag as the purchasing-selling entity on the last segment of the tag's physical path with the point of receipt located outside the state of Washington and the point of delivery located inside the state of Washington;

(b) For facilities physically located outside the state of Washington with the first point of interconnection to a balancing authority area located entirely within the state of Washington when the electricity is not scheduled on a NERC e-tag, the electricity importer is the facility operator or owner;

(c) For electricity imported through a centralized market, the electricity importer will be defined by rule consistent with the rules required under RCW 70A.65.080(1)(c);

(d) For electricity provided as balancing energy in the state of Washington, including balancing energy that is also inside a balancing authority area that is not located entirely within the state of Washington, the electricity importer may be defined by the department by rule;

(e) For electricity from facilities allocated to serve retail electricity customers of a multijurisdictional electric company, the electricity importer is the multijurisdictional electric company;

~~((e))~~ (f) If the importer identified under (a) of this subsection is a federal power marketing administration over which the state of Washington does not have jurisdiction, and the federal power marketing administration has not voluntarily elected to comply with the program, then the electricity importer is the next purchasing-selling entity in the physical path on the NERC e-tag, or if no additional purchasing-selling entity over which the state of Washington has jurisdiction, then the electricity importer is the electric utility that operates the Washington transmission or distribution system, or the generation balancing authority;

~~((f))~~ (g) For electricity that is imported into the state by a federal power marketing administration and sold to a public body or cooperative customer or direct service industrial customer located in Washington pursuant to section 5(b) or (d) of the Pacific Northwest electric power planning and conservation act of 1980, P.L. 96-501, the electricity importer is the federal marketing administration;

~~((g))~~ (h) If the importer identified under ~~((f))~~ (g) of this subsection has not voluntarily elected to comply with the program, then the electricity importer is the public body or cooperative customer or direct service industrial customer;

~~((h))~~ (i) For electricity from facilities allocated to a consumer-owned utility inside the state of Washington from a multijurisdictional consumer-owned utility, the electricity importer is the consumer-owned utility inside the state of Washington; or

(j) For imported electricity not otherwise assigned an electricity importer by this subsection, the electricity importer may be defined by the department by rule.

(28) "Emissions containment reserve allowance" means a conditional allowance that is withheld from sale at an auction by the department or its agent to secure additional emissions reductions in the event prices fall below the emissions containment reserve trigger price.

(29) "Emissions containment reserve trigger price" means the price below which allowances will be withheld from sale by the department or its agent at an auction, as determined by the department by rule.

(30) "Emissions threshold" means the greenhouse gas emission level at or above which a person has a compliance obligation.

(31) "Environmental benefits" has the same meaning as defined in RCW 70A.02.010.

(32) "Environmental harm" has the same meaning as defined in RCW 70A.02.010.

(33) "Environmental impacts" has the same meaning as defined in RCW 70A.02.010.

(34) "Environmental justice" has the same meaning as defined in RCW 70A.02.010.

(35) "Environmental justice assessment" has the same meaning as identified in RCW 70A.02.060.

(36) "External greenhouse gas emissions trading program" means a government program, other than Washington's program created in this chapter, that restricts greenhouse gas emissions from sources outside of Washington and that allows emissions trading.

(37) "Facility" means any physical property, plant, building, structure, source, or stationary equipment located on one or more contiguous or adjacent properties in actual physical contact or separated solely by a public roadway or other public right-of-way and under common ownership or common control, that emits or may emit any greenhouse gas.

(38) "First jurisdictional deliverer" means the owner or operator of an electric generating facility in Washington or an electricity importer.

(39) "General market participant" means a registered entity that is not identified as a covered entity or an opt-in entity that is registered in the program registry and intends to purchase, hold, sell, or voluntarily retire compliance instruments.

(40) "Greenhouse gas" has the same meaning as in RCW 70A.45.010.

(41) "Holding limit" means the maximum number of allowances that may be held for use or trade by a registered entity at any one time.

(42) "Imported electricity" means electricity generated outside the state of Washington with a final point of delivery within the state.

(a) "Imported electricity" includes electricity from an organized market, such as the energy imbalance market.

(b) "Imported electricity" includes imports from linked jurisdictions, but such imports shall be construed as having no emissions.

(c) Electricity from a system that is marketed by a federal power marketing administration shall be construed as "imported electricity," not electricity generated in the state of Washington.

(d) "Imported electricity" does not include any electricity (~~imports of unspecified electricity that are netted by exports of unspecified electricity to any jurisdiction not covered by a linked program by the same entity within the same hour~~) that the department determines by rule to be: (i) Wheeled through the state; or (ii) separately accounted for in this chapter.

(e) For a multijurisdictional electric company, "imported electricity" means electricity, other than from in-state facilities, that contributes to a common

system power pool. Where a multijurisdictional electric company has a cost allocation methodology approved by the utilities and transportation commission, the allocation of specific facilities to Washington's retail load will be in accordance with that methodology.

(f) For a multijurisdictional consumer-owned utility, "imported electricity" includes electricity from facilities that contribute to a common system power pool that are allocated to a consumer-owned utility inside the state of Washington pursuant to a methodology approved by the governing board of the consumer-owned utility.

(43) "Leakage" means a reduction in emissions of greenhouse gases within the state that is offset by a directly attributable increase in greenhouse gas emissions outside the state and outside the geography of another jurisdiction with a linkage agreement with Washington.

(44) "Limits" means the greenhouse gas emissions reductions required by RCW 70A.45.020.

(45) "Linkage" means a bilateral or multilateral decision under a linkage agreement between greenhouse gas market programs to accept compliance instruments issued by a participating jurisdiction to meet the obligations of regulated entities in a partner jurisdiction and to otherwise coordinate activities to facilitate operation of a joint market.

(46) "Linkage agreement" means a nonbinding agreement that connects two or more greenhouse gas market programs and articulates a mutual understanding of how the participating jurisdictions will work together to facilitate a connected greenhouse gas market.

(47) "Linked jurisdiction" means a jurisdiction with which Washington has entered into a linkage agreement.

(48) "Multijurisdictional consumer-owned utility" means a consumer-owned utility that provides electricity to member owners in Washington and in one or more other states in a contiguous service territory or from a common power system.

(49) "Multijurisdictional electric company" means an investor-owned utility that provides electricity to customers in Washington and in one or more other states in a contiguous service territory or from a common power system.

(50) "NERC e-tag" means North American electric reliability corporation (NERC) energy tag representing transactions on the North American bulk electricity market scheduled to flow between or across balancing authority areas.

(51) "Offset credit" means a tradable compliance instrument that represents an emissions reduction or emissions removal of one metric ton of carbon dioxide equivalent.

(52) "Offset project" means a project that reduces or removes greenhouse gases that are not covered emissions under this chapter.

(53) "Offset protocols" means a set of procedures and standards to quantify greenhouse gas reductions or greenhouse gas removals achieved by an offset project.

(54) "Overburdened community" means a geographic area where vulnerable populations face combined, multiple environmental harms and health impacts or risks due to exposure to environmental pollutants or contaminants through multiple pathways, which may result in significant disparate adverse health outcomes or effects.

(a) "Overburdened community" includes, but is not limited to:

(i) Highly impacted communities as defined in RCW 19.405.020;

(ii) Communities located in census tracts that are fully or partially on "Indian country" as defined in 18 U.S.C. Sec. 1151; and

(iii) Populations, including Native Americans or immigrant populations, who may be exposed to environmental contaminants and pollutants outside of the geographic area in which they reside based on the populations' use of traditional or cultural foods and practices, such as the use of resources, access to which is protected under treaty rights in ceded areas, when those exposures in conjunction with other exposures may result in disproportionately greater risks, including risks of certain cancers or other adverse health effects and outcomes.

(b) Overburdened communities identified by the department may include the same communities as those identified by the department through its process for identifying overburdened communities under RCW 70A.02.010.

(55) "Person" has the same meaning as defined in RCW 70A.15.2200(5)((~~h~~)) (g)(iii).

(56) "Point of delivery" means a point on the electricity transmission or distribution system where a deliverer makes electricity available to a receiver, or available to serve load. This point may be an interconnection with another system or a substation where the transmission provider's transmission and distribution systems are connected to another system, or a distribution substation where electricity is imported into the state over a multijurisdictional retail provider's distribution system.

(57) "Price ceiling unit" means the units issued at a fixed price by the department for the purpose of limiting price increases and funding further investments in greenhouse gas reductions.

(58) "Program" means the greenhouse gas emissions cap and invest program created by and implemented pursuant to this chapter.

(59) "Program registry" means the data system in which covered entities, opt-in entities, and general market participants are registered and in which compliance instruments are recorded and tracked.

(60) "Registered entity" means a covered entity, opt-in entity, or general market participant that has completed the process for registration in the program registry.

(61) "Resilience" means the ability to prepare, mitigate and plan for, withstand, recover from, and more successfully adapt to adverse events and changing conditions, and reorganize in an equitable manner that results in a new and better condition.

(62) "Retire" means to permanently remove a compliance instrument such that the compliance instrument may never be sold, traded, or otherwise used again.

(63) "Specified source of electricity" or "specified source" means a facility, unit, or asset controlling supplier that is permitted to be claimed as the source of electricity delivered. The reporting entity must have either full or partial ownership in the facility or a written power contract to procure electricity generated by that facility or unit or from an asset controlling supplier at the time of entry into the transaction to procure electricity.

(64) "Supplier" means a supplier of fuel in Washington state as defined in RCW 70A.15.2200(5)((~~h~~)) (g)(ii).

(65) "Tribal lands" has the same meaning as defined in RCW 70A.02.010.

(66) "Unspecified source of electricity" or "unspecified source" means a source of electricity that is not a specified source at the time of entry into the transaction to procure electricity.

(67) "Voluntary renewable reserve account" means a holding account maintained by the department from which allowances may be retired for voluntary renewable electricity generation, which is directly delivered to the state and has not and will not be sold or used to meet any other mandatory requirements in the state or any other jurisdiction, on behalf of voluntary renewable energy purchasers or end users.

(68) "Vulnerable populations" has the same meaning as defined in RCW 70A.02.010.

(69) "Electricity wheeled through the state" means electricity that is generated outside the state of Washington and delivered into Washington with the final point of delivery outside Washington including, but not limited to, electricity wheeled through the state on a single NERC e-tag, or wheeled into and out of Washington at a common point or trading hub on the power system on separate e-tags within the same hour.

**Sec. 2.** RCW 70A.65.060 and 2021 c 316 s 8 are each amended to read as follows:

(1) In order to ensure that greenhouse gas emissions are reduced by covered entities consistent with the limits established in RCW 70A.45.020, the department must implement a cap on greenhouse gas emissions from covered entities and a program to track, verify, and enforce compliance through the use of compliance instruments.

(2) The program must consist of:

(a) Annual allowance budgets that limit emissions from covered entities, as provided in this section and RCW 70A.65.070 and 70A.65.080;

(b) Defining those entities covered by the program, and those entities that may voluntarily opt into coverage under the program, as provided in this section and RCW 70A.65.070 and 70A.65.080;

(c) Distribution of emission allowances, as provided in RCW 70A.65.100, and through the allowance price containment provisions under RCW 70A.65.140 and 70A.65.150;

(d) Providing for offset credits as a method for meeting a compliance obligation, pursuant to RCW 70A.65.170;

(e) Defining the compliance obligations of covered entities, as provided in chapter 316, Laws of 2021;

(f) Establishing the authority of the department to enforce the program requirements, as provided in RCW 70A.65.200;

(g) Creating a climate investment account for the deposit of receipts from the distribution of emission allowances, as provided in RCW 70A.65.250;

(h) Providing for the transfer of allowances and recognition of compliance instruments, including those issued by jurisdictions with which Washington has linkage agreements;

(i) Providing monitoring and oversight of the sale and transfer of allowances by the department;

(j) Creating a price ceiling and associated mechanisms as provided in RCW 70A.65.160; and

(k) Providing for the allocation of allowances to emissions-intensive, trade-exposed industries pursuant to RCW 70A.65.110.

(3) The department shall consider opportunities to implement the program in a manner that allows linking the state's program with those of other jurisdictions. The department must evaluate whether such linkage will provide for a more cost-effective means for covered entities to meet their compliance obligations in Washington while recognizing the special characteristics of the state's economy, communities, and industries. The department is authorized to enter into a linkage agreement with another jurisdiction after conducting an environmental justice assessment and after formal notice and opportunity for a public hearing, and when consistent with the requirements of RCW 70A.65.210. The department is authorized to withdraw from a linkage agreement and every linkage agreement must provide that the department reserves the right to withdraw from the agreement.

(4) During the 2022 regular legislative session, the department must bring forth agency request legislation developed in consultation with emissions-intensive, trade-exposed businesses, covered entities, environmental advocates, and overburdened communities that outlines a compliance pathway specific to emissions-intensive, trade-exposed businesses for achieving their proportionate share of the state's emissions reduction limits through 2050.

(5) By December 1, 2027, and ~~((at least every four years thereafter))~~ by December 1st of each year that is one year after the end of a compliance period, and in compliance with RCW 43.01.036, the department must submit a report to the legislature that includes a comprehensive review of the implementation of the program to date, including but not limited to outcomes relative to the state's emissions reduction limits, overburdened communities, covered entities, and emissions-intensive, trade-exposed businesses. The department must transmit the report to the environmental justice council at the same time it is submitted to the legislature.

(6) The department must bring forth agency request legislation if the department finds that any provision of this chapter prevents linking Washington's cap and invest program with that of any other jurisdiction.

**Sec. 3.** RCW 70A.65.070 and 2022 c 181 s 1 are each amended to read as follows:

(1)(a)(i) The department shall commence the program by January 1, 2023, by determining an emissions baseline establishing the proportionate share that the total greenhouse gas emissions of covered entities for the first compliance period bears to the total anthropogenic greenhouse gas emissions in the state during 2015 through 2019, based on data reported to the department under RCW 70A.15.2200 or provided as required by this chapter, as well as other relevant data. By October 1, 2022, the department shall adopt annual allowance budgets for the first compliance period of the program, calendar years 2023 through 2026, to be distributed from January 1, 2023, through December 31, 2026.

(ii) If the department enters into a linkage agreement, and the linked jurisdictions do not amend their rules to synchronize with Washington's compliance periods, the department must amend its rules to synchronize Washington's compliance periods with those of the linked jurisdiction or jurisdictions. The department may not by rule amend the length of the first compliance period to end on a date other than December 31, 2026.

(b) By October 1, 2026, the department shall add to its emissions baseline by incorporating the proportionate share that the total greenhouse gas emissions of new covered entities in the second compliance period bear to the total anthropogenic greenhouse gas emissions in the state during 2015 through 2019. In determining the addition to the baseline, the department may exclude a year from the determination if the department identifies that year to have been an outlier due to a state of emergency. The department shall adopt annual allowance budgets for the second compliance period of the program (~~(calendar years 2027 through 2030,)~~) that will be distributed (~~(from January 1, 2027, through December 31, 2030)~~) during the second compliance period.

(c) By October 1, 2028, the department shall adopt by rule the annual allowance budgets for (~~calendar years 2031~~) the end of the second compliance period through 2040.

(2) The annual allowance budgets must be set to achieve the share of reductions by covered entities necessary to achieve the 2030, 2040, and 2050 statewide emissions limits established in RCW 70A.45.020, based on data reported to the department under chapter 70A.15 RCW or provided as required by this chapter. Annual allowance budgets must be set such that the use of offsets as compliance instruments, consistent with RCW 70A.65.170, does not prevent the achievement of the emissions limits established in RCW 70A.45.020. In so setting annual allowance budgets, the department must reduce the annual allowance budget relative to the limits in an amount equivalent to offset use, or in accordance with a similar methodology adopted by the department. The department must adopt annual allowance budgets for the program on a calendar year basis that provide for progressively equivalent reductions year over year. An allowance distributed under the program, either directly by the department under RCW 70A.65.110 through 70A.65.130 or through auctions under RCW 70A.65.100, does not expire and may be held or banked consistent with RCW 70A.65.100(6) and 70A.65.150(1).

(3) The department must complete evaluations by December 31, 2027, and (~~by~~) December ((31, 2035)) 31st of the year following the conclusion of the third compliance period, of the performance of the program, including its performance in reducing greenhouse gases. If the evaluation shows that adjustments to the annual allowance budgets are necessary for covered entities to achieve their proportionate share of the 2030 and 2040 emission reduction limits identified in RCW 70A.45.020, as applicable, the department shall adjust the annual allowance budgets accordingly. The department must complete additional evaluations of the performance of the program by December (~~(31, 2040, and by December 31, 2045)~~) 31st of the year following the conclusion of the fifth and sixth compliance periods, and make any necessary adjustments in the annual allowance budgets to ensure that covered entities achieve their proportionate share of the 2050 emission reduction limit identified in RCW 70A.45.020. Nothing in this subsection precludes the department from making additional adjustments to annual allowance budgets as necessary to ensure successful achievement of the proportionate emission reduction limits by covered entities. The department shall determine and make public the circumstances, metrics, and processes that would initiate the public consideration of additional allowance budget adjustments to ensure successful achievement of the proportionate emission reduction limits.

(4) Data reported to the department under RCW 70A.15.2200 or provided as required by this chapter for 2015 through 2019 is deemed sufficient for the purpose of adopting annual allowance budgets and serving as the baseline by which covered entities demonstrate compliance under the first compliance period of the program. Data reported to the department under RCW 70A.15.2200 or provided as required by this chapter for 2023 through 2025 is deemed sufficient for adopting annual allowance budgets and serving as the baseline by which covered entities demonstrate compliance under the second compliance period of the program.

(5) The legislature intends to promote a growing and sustainable economy and to avoid leakage of emissions from manufacturing to other jurisdictions. Therefore, the legislature finds that implementation of this section is contingent upon the enactment of RCW 70A.65.110.

**Sec. 4.** RCW 70A.65.080 and 2022 c 179 s 14 are each amended to read as follows:

(1) A person is a covered entity as of the beginning of the first compliance period and all subsequent compliance periods if the person reported emissions under RCW 70A.15.2200 for any calendar year from 2015 through 2019, or if additional data provided as required by this chapter indicates that emissions for any calendar year from 2015 through 2019 equaled or exceeded any of the following thresholds, or if the person is a first jurisdictional deliverer and imports electricity into the state during the compliance period:

(a) Where the person owns or operates a facility and the facility's emissions equal or exceed 25,000 metric tons of carbon dioxide equivalent;

(b) Where the person is a first jurisdictional deliverer and generates electricity in the state and emissions associated with this generation equals or exceeds 25,000 metric tons of carbon dioxide equivalent;

(c)(i) Where the person is a first jurisdictional deliverer importing electricity into the state and:

(A) For specified sources, the cumulative annual total of emissions associated with the imported electricity (, whether from specified or unspecified sources,) exceeds 25,000 metric tons of carbon dioxide equivalent;

(B) For unspecified sources, the cumulative annual total of emissions associated with the imported electricity exceeds 0 metric tons of carbon dioxide equivalent; or

(C) For electricity purchased from a federal power marketing administration pursuant to section 5(b) of the Pacific Northwest electric power planning and conservation act of 1980, P.L. 96-501, if the department determines such electricity is not from a specified source, the cumulative annual total of emissions associated with the imported electricity exceeds 25,000 metric tons of carbon dioxide equivalent.

(ii) In consultation with any linked jurisdiction to the program created by this chapter, by October 1, 2026, the department, in consultation with the department of commerce and the utilities and transportation commission, shall adopt by rule a methodology for addressing imported electricity associated with a centralized electricity market;

(d) Where the person is a supplier of fossil fuel other than natural gas and from that fuel 25,000 metric tons or more of carbon dioxide equivalent emissions would result from the full combustion or oxidation, excluding the

amounts for fuel products that are produced or imported with a documented final point of delivery outside of Washington and combusted outside of Washington; and

(e)(i) Where the person supplies natural gas in amounts that would result in exceeding 25,000 metric tons of carbon dioxide equivalent emissions if fully combusted or oxidized, excluding the amounts for fuel products that are produced or imported with a documented final point of delivery outside of Washington and combusted outside of Washington, and excluding the amounts: (A) Supplied to covered entities under (a) through (d) of this subsection; and (B) delivered to opt-in entities;

(ii) Where the person who is not a natural gas company and has a tariff with a natural gas company to deliver to an end-use customer in the state in amounts that would result in exceeding 25,000 metric tons of carbon dioxide equivalent emissions if fully combusted or oxidized, excluding the amounts: (A) Supplied to covered entities under (a) through (d) of this subsection; and (B) the amounts delivered to opt-in entities;

(iii) Where the person is an end-use customer in the state who directly purchases natural gas from a person that is not a natural gas company and has the natural gas delivered through an interstate pipeline to a distribution system owned by the purchaser in amounts that would result in exceeding 25,000 metric tons of carbon dioxide equivalent emissions if fully combusted or oxidized, excluding the amounts: (A) Supplied to covered entities under (a) through (d) of this subsection; and (B) delivered to opt-in entities.

(2) A person is a covered entity as of the beginning of the second compliance period and all subsequent compliance periods if the person reported emissions under RCW 70A.15.2200 or provided emissions data as required by this chapter for any calendar year from 2023 through 2025, where the person owns or operates a waste to energy facility utilized by a county and city solid waste management program and the facility's emissions equal or exceed 25,000 metric tons of carbon dioxide equivalent.

(3) A person is a covered entity (~~(beginning January 1, 2031)~~) as of the beginning of the third compliance period, and all subsequent compliance periods if the person reported emissions under RCW 70A.15.2200 or provided emissions data as required by this chapter for (~~(any calendar year from)~~) 2027 (~~(through 2029)~~) or 2028, where the person owns or operates a railroad company, as that term is defined in RCW 81.04.010, and the railroad company's emissions equal or exceed 25,000 metric tons of carbon dioxide equivalent.

(4) When a covered entity reports, during a compliance period, emissions from a facility under RCW 70A.15.2200 that are below the thresholds specified in subsection (1) or (2) of this section, the covered entity continues to have a compliance obligation through the current compliance period. When a covered entity reports emissions below the threshold for each year during an entire compliance period, or has ceased all processes at the facility requiring reporting under RCW 70A.15.2200, the entity is no longer a covered entity as of the beginning of the subsequent compliance period unless the department provides notice at least 12 months before the end of the compliance period that the facility's emissions were within 10 percent of the threshold and that the person will continue to be designated as a covered entity in order to ensure equity among all covered entities. Whenever a covered entity ceases to be a covered

entity, the department shall notify the appropriate policy and fiscal committees of the legislature of the name of the entity and the reason the entity is no longer a covered entity.

(5) For types of emission sources described in subsection (1) of this section that begin or modify operation after January 1, 2023, and types of emission sources described in subsection (2) of this section that begin or modify operation after 2027, coverage under the program starts in the calendar year in which emissions from the source exceed the applicable thresholds in subsection (1) or (2) of this section, or upon formal notice from the department that the source is expected to exceed the applicable emissions threshold, whichever happens first. Sources meeting these conditions are required to transfer their first allowances on the first transfer deadline of the year following the year in which their emissions were equal to or exceeded the emissions threshold.

(6) For emission sources described in subsection (1) of this section that are in operation or otherwise active between 2015 and 2019 but were not required to report emissions for those years under RCW 70A.15.2200 for the reporting periods between 2015 and 2019, coverage under the program starts in the calendar year following the year in which emissions from the source exceed the applicable thresholds in subsection (1) of this section as reported pursuant to RCW 70A.15.2200 or provided as required by this chapter, or upon formal notice from the department that the source is expected to exceed the applicable emissions threshold for the first year that source is required to report emissions, whichever happens first. Sources meeting these criteria are required to transfer their first allowances on the first transfer deadline of the year following the year in which their emissions, as reported under RCW 70A.15.2200 or provided as required by this chapter, were equal to or exceeded the emissions threshold.

(7) The following emissions are exempt from coverage in the program, regardless of the emissions reported under RCW 70A.15.2200 or provided as required by this chapter:

- (a) Emissions from the combustion of aviation fuels;
- (b) Emissions from watercraft fuels supplied in Washington that are combusted outside of Washington;
- (c) Emissions from a coal-fired electric generation facility exempted from additional greenhouse gas limitations, requirements, or performance standards under RCW 80.80.110;
- (d) Carbon dioxide emissions from the combustion of biomass or biofuels;
- (e)(i) Motor vehicle fuel or special fuel that is used exclusively for agricultural purposes by a farm fuel user. This exemption is available only if a buyer of motor vehicle fuel or special fuel provides the seller with an exemption certificate in a form and manner prescribed by the department. For the purposes of this subsection, "agricultural purposes" and "farm fuel user" have the same meanings as provided in RCW 82.08.865.
  - (ii) The department must determine a method for expanding the exemption provided under (e)(i) of this subsection to include fuels used for the purpose of transporting agricultural products on public highways. The department must maintain this expanded exemption for a period of five years, in order to provide the agricultural sector with a feasible transition period;
- (f) Emissions from facilities with North American industry classification system code 92811 (national security); and

(g) Emissions from municipal solid waste landfills that are subject to, and in compliance with, chapter 70A.540 RCW.

(8) The department shall not require multiple covered entities to have a compliance obligation for the same emissions. The department may by rule authorize refineries, fuel suppliers, facilities using natural gas, and natural gas utilities to provide by agreement for the assumption of the compliance obligation for fuel or natural gas supplied and combusted in the state. The department must be notified of such an agreement at least 12 months prior to the compliance obligation period for which the agreement is applicable.

(9)(a) The legislature intends to promote a growing and sustainable economy and to avoid leakage of emissions from manufacturing to other locations. The legislature further intends to see innovative new businesses locate and grow in Washington that contribute to Washington's prosperity and environmental objectives.

(b) Consistent with the intent of the legislature to avoid the leakage of emissions to other jurisdictions, in achieving the state's greenhouse gas limits in RCW 70A.45.020, the state, including lead agencies under chapter 43.21C RCW, shall pursue the limits in a manner that recognizes that the siting and placement of new or expanded best-in-class facilities with lower carbon emitting processes is in the economic and environmental interests of the state of Washington.

(c) In conducting a life-cycle analysis, if required, for new or expanded facilities that require review under chapter 43.21C RCW, a lead agency must evaluate and attribute any potential net cumulative greenhouse gas emissions resulting from the project as compared to other existing facilities or best available technology including best-in-class facilities and emerging lower carbon processes that supply the same product or end use. The department may adopt rules to determine the appropriate threshold for applying this analysis.

(d) Covered emissions from an entity that is or will be a covered entity under this chapter may not be the basis for denial of a permit for a new or expanded facility. Covered emissions must be included in the analysis undertaken pursuant to (c) of this subsection. Nothing in this subsection requires a lead agency or a permitting agency to approve or issue a permit to a permit applicant, including to a new or expanded fossil fuel project.

(e) A lead agency under chapter 43.21C RCW or a permitting agency shall allow a new or expanded facility that is a covered entity or opt-in entity to satisfy a mitigation requirement for its covered emissions under this chapter (~~(316, Laws of 2021)~~) and under any greenhouse gas emission mitigation requirements for covered emissions under chapter 43.21C RCW by submitting to the department the number of compliance instruments equivalent to its covered emissions during a compliance period.

**Sec. 5.** RCW 70A.65.100 and 2023 c 475 s 937 are each amended to read as follows:

(1) Except as provided in RCW 70A.65.110, 70A.65.120, and 70A.65.130, the department shall distribute allowances through auctions as provided in this section and in rules adopted by the department to implement these sections. An allowance is not a property right.

(2)(a) The department shall hold a maximum of four auctions annually, plus any necessary reserve auctions. An auction may include allowances from the

annual allowance budget of the current year and allowances from the annual allowance budgets from prior years that remain to be distributed. The department must transmit to the environmental justice council an auction notice at least 60 days prior to each auction, as well as a summary results report and a postauction public proceeds report within 60 days after each auction. The department must communicate the results of the previous calendar year's auctions to the environmental justice council on an annual basis beginning in 2024.

(b) The department must make future vintage allowances available through parallel auctions at least twice annually in addition to the auctions through which current vintage allowances are exclusively offered under (a) of this subsection.

(3) The department shall engage a qualified, independent contractor to run the auctions. The department shall also engage a qualified financial services administrator to hold the bid guarantees, evaluate bid guarantees, and inform the department of the value of bid guarantees once the bids are accepted.

(4) Auctions are open to covered entities, opt-in entities, and general market participants that are registered entities in good standing. The department shall adopt by rule the requirements for a registered entity to register and participate in a given auction.

(a) Registered entities intending to participate in an auction must submit an application to participate at least 30 days prior to the auction. The application must include the documentation required for review and approval by the department. A registered entity is eligible to participate only after receiving a notice of approval by the department.

(b) Each registered entity that elects to participate in the auction must have a different representative. Only a representative with an approved auction account is authorized to access the auction platform to submit an application or confirm the intent to bid for the registered entity, submit bids on behalf of the registered entity during the bidding window, or to download reports specific to the auction.

(5) The department may require a bid guarantee, payable to the financial services administrator, in an amount greater than or equal to the sum of the maximum value of the bids to be submitted by the registered entity.

(6) To protect the integrity of the auctions, a registered entity or group of registered entities with a direct corporate association are subject to auction purchase and holding limits. The department may impose additional limits if it deems necessary to protect the integrity and functioning of the auctions:

(a) A covered entity or an opt-in entity may not buy more than ~~((40))~~ 25 percent of the allowances offered during a single auction;

(b) A general market participant may not buy more than four percent of the allowances offered during a single auction ~~((and))~~;

(c) Until Washington links with a jurisdiction that does not have this requirement, a general market participant may not in aggregate own more than 10 percent of total allowances to be issued in a calendar year;

~~((e))~~ (d) No registered entity may buy more than the entity's bid guarantee; and

~~((d))~~ (e) No registered entity may buy allowances that would exceed the entity's holding limit at the time of the auction.

(7)(a) For fiscal year 2023, upon completion and verification of the auction results, the financial services administrator shall notify winning bidders and

transfer the auction proceeds to the state treasurer for deposit as follows: (i) \$127,341,000 must first be deposited into the carbon emissions reduction account created in RCW 70A.65.240; and (ii) the remaining auction proceeds to the climate investment account created in RCW 70A.65.250 and the air quality and health disparities improvement account created in RCW 70A.65.280.

(b) For fiscal year 2024, upon completion and verification of the auction results, the financial services administrator shall notify winning bidders and transfer the auction proceeds to the state treasurer for deposit as follows: (i) \$356,697,000 must first be deposited into the carbon emissions reduction account created in RCW 70A.65.240, except during fiscal year 2024, the deposit as provided in this subsection (7)(b)(i) may be prorated equally across each of the auctions occurring in fiscal year 2024; and (ii) the remaining auction proceeds to the climate investment account created in RCW 70A.65.250 and the air quality and health disparities improvement account created in RCW 70A.65.280, which may be prorated equally across each of the auctions occurring in fiscal year 2024.

(c) For fiscal year 2025, upon completion and verification of the auction results, the financial services administrator shall notify winning bidders and transfer the auction proceeds to the state treasurer for deposit as follows: (i) \$366,558,000 must first be deposited into the carbon emissions reduction account created in RCW 70A.65.240, except that during fiscal year 2025, the deposit as provided in this subsection (7)(c)(i) may be prorated equally across each of the auctions occurring in fiscal year 2025; and (ii) the remaining auction proceeds to the climate investment account created in RCW 70A.65.250 and the air quality and health disparities improvement account created in RCW 70A.65.280, which may be prorated equally across each of the auctions occurring in fiscal year 2025.

(d) For fiscal years 2026 through 2037, upon completion and verification of the auction results, the financial services administrator shall notify winning bidders and transfer the auction proceeds to the state treasurer for deposit as follows: (i) \$359,117,000 per year must first be deposited into the carbon emissions reduction account created in RCW 70A.65.240; and (ii) the remaining auction proceeds to the climate investment account created in RCW 70A.65.250 and the air quality and health disparities improvement account created in RCW 70A.65.280.

(e) The deposits into the carbon emissions reduction account pursuant to (a) through (d) of this subsection must not exceed \$5,200,000,000 over the first 16 fiscal years and any remaining auction proceeds must be deposited into the climate investment account created in RCW 70A.65.250 and the air quality and health disparities improvement account created in RCW 70A.65.280.

(f) For fiscal year 2038 and each year thereafter, upon completion and verification of the auction results, the financial services administrator shall notify winning bidders and transfer the auction proceeds to the state treasurer for deposit as follows: (i) 50 percent of the auction proceeds to the carbon emissions reduction account created in RCW 70A.65.240; and (ii) the remaining auction proceeds to the climate investment account created in RCW 70A.65.250 and the air quality and health disparities improvement account created in RCW 70A.65.280.

(8) The department shall adopt by rule provisions to guard against bidder collusion and minimize the potential for market manipulation. A registered entity may not release or disclose any bidding information including: Intent to participate or refrain from participation; auction approval status; intent to bid; bidding strategy; bid price or bid quantity; or information on the bid guarantee provided to the financial services administrator. The department may cancel or restrict a previously approved auction participation application or reject a new application if the department determines that a registered entity has:

(a) Provided false or misleading facts;

(b) Withheld material information that could influence a decision by the department;

(c) Violated any part of the auction rules;

(d) Violated registration requirements; or

(e) Violated any of the rules regarding the conduct of the auction.

(9) Records containing the following information are confidential and are exempt from public disclosure in their entirety:

(a) Bidding information as identified in subsection (8) of this section;

(b) Information contained in the secure, online electronic tracking system established by the department pursuant to RCW 70A.65.090(6);

(c) Financial, proprietary, and other market sensitive information as determined by the department that is submitted to the department pursuant to this chapter;

(d) Financial, proprietary, and other market sensitive information as determined by the department that is submitted to the independent contractor or the financial services administrator engaged by the department pursuant to subsection (3) of this section; and

(e) Financial, proprietary, and other market sensitive information as determined by the department that is submitted to a jurisdiction with which the department has entered into a linkage agreement pursuant to RCW 70A.65.210, and which is shared with the department, the independent contractor, or the financial services administrator pursuant to a linkage agreement.

(10) Any cancellation or restriction approved by the department under subsection (8) of this section may be permanent or for a specified number of auctions and the cancellation or restriction imposed is not exclusive and is in addition to the remedies that may be available pursuant to chapter 19.86 RCW or other state or federal laws, if applicable.

(11) The department shall design allowance auctions so as to allow, to the maximum extent practicable, linking with external greenhouse gas emissions trading programs in other jurisdictions and to facilitate the transfer of allowances when the state's program has entered into a linkage agreement with other external greenhouse gas emissions trading programs. The department may conduct auctions jointly with linked jurisdictions.

(12) In setting the number of allowances offered at each auction, the department shall consider the allowances in the marketplace due to the marketing of allowances issued as required under RCW 70A.65.110, 70A.65.120, and 70A.65.130 in the department's determination of the number of allowances to be offered at auction. The department shall offer only such number of allowances at each auction as will enhance the likelihood of achieving the goals of RCW 70A.45.020.

**Sec. 6.** RCW 70A.65.110 and 2021 c 316 s 13 are each amended to read as follows:

(1) Facilities owned or operated by a covered entity must receive an allocation of allowances for the covered emissions at those facilities under this subsection at no cost if the operations of the facility are classified as emissions-intensive and trade-exposed, as determined by being engaged in one or more of the processes described by the following industry descriptions and codes in the North American industry classification system:

(a) Metals manufacturing, including iron and steel making, ferroalloy and primary metals manufacturing, secondary aluminum smelting and alloying, aluminum sheet, plate, and foil manufacturing, and smelting, refining, and alloying of other nonferrous metals, North American industry classification system codes beginning with 331;

(b) Paper manufacturing, including pulp mills, paper mills, and paperboard milling, North American industry classification system codes beginning with 322;

(c) Aerospace product and parts manufacturing, North American industry classification system codes beginning with 3364;

(d) Wood products manufacturing, North American industry classification system codes beginning with 321;

(e) Nonmetallic mineral manufacturing, including glass container manufacturing, North American industry classification system codes beginning with 327;

(f) Chemical manufacturing, North American industry classification system codes beginning with 325;

(g) Computer and electronic product manufacturing, including semiconductor and related device manufacturing, North American industry classification system codes beginning with 334;

(h) Food manufacturing, North American industry classification system codes beginning with 311;

(i) Cement manufacturing, North American industry classification system code 327310;

(j) Petroleum refining, North American industry classification system code 324110;

(k) Asphalt paving mixtures and block manufacturing from refined petroleum, North American industry classification system code 324121;

(l) Asphalt shingle and coating manufacturing from refined petroleum, North American industry classification system code 324122; and

(m) All other petroleum and coal products manufacturing from refined petroleum, North American industry classification system code 324199.

(2) By July 1, 2022, the department must adopt by rule objective criteria for both emissions' intensity and trade exposure for the purpose of identifying emissions-intensive, trade-exposed manufacturing businesses during the second compliance period of the program and subsequent compliance periods. A facility covered by subsection (1)(a) through (m) of this section is considered an emissions-intensive, trade-exposed facility and is eligible for allocation of no cost allowances as described in this section. In addition, any covered party that is a manufacturing business that can demonstrate to the department that it meets the objective criteria adopted by rule is also eligible for treatment as emissions-

intensive, trade-exposed and is eligible for allocation of no cost allowances as described in this section. In developing the objective criteria under this subsection, the department must consider the locations of facilities potentially identified as emissions-intensive, trade-exposed manufacturing businesses relative to overburdened communities.

(3)(a) For the ~~((first compliance period beginning in January 1, 2023))~~ years 2023 through 2026, the annual allocation of no cost allowances for direct distribution to a facility identified as emissions-intensive and trade-exposed must be equal to the facility's baseline carbon intensity established using data from 2015 through 2019, or other data as allowed under this section, multiplied by the facility's actual production for each calendar year during the compliance period. For facilities using the mass-based approach, the allocation of no cost allowances shall be equal to the facility's mass-based baseline using data from 2015 through 2019, or other data as allowed under this section.

(b) For the ~~((second compliance period, beginning in January, 2027,))~~ four years beginning January 2027 and in each subsequent ~~((compliance))~~ four-year period, the annual allocation of no cost allowances established in (a) of this subsection shall be adjusted according to the benchmark reduction schedules established in (b)(ii) and (iii) and (e) of this subsection multiplied by the facility's actual production during the period. The department shall adjust the no cost allocation of allowances and credits to an emissions-intensive and trade-exposed facility to avoid duplication with any no cost allowances transferred pursuant to RCW 70A.65.120 and 70A.65.130, if applicable.

(i) For the purpose of this section, "carbon intensity" means the amount of carbon dioxide equivalent emissions from a facility in metric tons divided by the facility specific measure of production including, but not limited to, units of product manufactured or sold, over the same time interval.

(ii) If an emissions-intensive and trade-exposed facility is not able to feasibly determine a carbon intensity benchmark based on its unique circumstances, the entity may elect to use a mass-based baseline that does not vary based on changes in production volumes. The mass-based baseline must be based upon data from 2015 through 2019, unless the emissions-intensive, trade-exposed facility can demonstrate that there have been abnormal periods of operation that materially impacted the facility and the baseline period should be expanded to include years prior to 2015. For ~~((each year during the first four-year compliance period that begins January 1, 2023))~~ the years 2023 through 2026, these facilities must be awarded no cost allowances equal to 100 percent of the facility's mass-based baseline. For each year during the ~~((second four-year compliance period that begins January 1, 2027))~~ years 2027 through 2030, these facilities must be awarded no cost allowances equal to 97 percent of the facility's mass-based baseline. For each year during the ~~((third compliance period that begins January 1, 2034))~~ years 2031 through 2034, these facilities must be awarded no cost allowances equal to 94 percent of the facility's mass-based baseline. Except as provided in (b)(iii) of this subsection, if a facility elects to use a mass-based baseline, it may not later convert to a carbon intensity benchmark during the ~~((first three compliance periods))~~ years 2023 through 2034.

(iii) A facility with a North American industry classification system code beginning with 3364 that is utilizing a mass-based baseline in (b)(ii) of this

subsection must receive an additional no cost allowance allocation under this section in order to accommodate an increase in production that increases its emissions above the baseline on a basis equivalent in principle to those awarded to entities utilizing a carbon intensity benchmark pursuant to this subsection (3)(b). The department shall establish methods to award, for any annual period, additional no cost allowance allocations under this section and, if appropriate based on projected production, to achieve a similar ongoing result through the adjustment of the facility's mass-based baseline. An eligible facility under this subsection that has elected to use a mass-based baseline may not convert to a carbon intensity benchmark until the next compliance period.

(c)(i) By September 15, 2022, each emissions-intensive, trade-exposed facility shall submit its carbon intensity baseline for the first compliance period to the department. The carbon intensity baseline for the first compliance period must use data from 2015-2019, unless the emissions-intensive, trade-exposed facility can demonstrate that there have been abnormal periods of operation that materially impacted the facility and the baseline period should be expanded to include years prior to 2015.

(ii) By November 15, 2022, the department shall review and approve each emissions-intensive, trade-exposed facility's baseline carbon intensity for the ~~((first compliance period))~~ years 2023 through 2026.

(d) During the ~~((first four year compliance period that begins January 1, 2023))~~ years 2023 through 2026, each emissions-intensive, trade-exposed facility must record its facility-specific carbon intensity baseline based on its actual production.

(e)(i) For the ~~((second four year compliance period that begins January 1, 2027))~~ years 2027 through 2030, the second period benchmark for each emissions-intensive, trade-exposed facility is three percent below the first period baseline specified in (a), (b), and (c) of this subsection.

(ii) For the ~~((third four year compliance period that begins January 1, 2031))~~ years 2031 through 2034, the third period benchmark for each emissions-intensive, trade-exposed facility is three percent lower than the ~~((second period benchmark))~~ years 2027 through 2030.

(f) Prior to the beginning of ~~((either the second, third, or subsequent compliance))~~ 2027, 2031, or subsequent four-year periods, the department may make an upward adjustment in the next ~~((compliance))~~ four-year period's benchmark for an emissions-intensive, trade-exposed facility based on the facility's demonstration to the department that additional reductions in carbon intensity or mass emissions are not technically or economically feasible. The department may base the upward adjustment applicable to an emissions-intensive, trade-exposed facility in the next ~~((compliance))~~ four-year period on the facility's best available technology analysis. The department shall by rule provide for emissions-intensive, trade-exposed facilities to apply to the department for an adjustment to the allocation for direct distribution of no cost allowances based on its facility-specific carbon intensity benchmark or mass emissions baseline. The department shall make adjustments based on:

(i) A significant change in the emissions use or emissions attributable to the manufacture of an individual good or goods in this state by an emissions-intensive, trade-exposed facility based on a finding by the department that an

adjustment is necessary to accommodate for changes in the manufacturing process that have a material impact on emissions;

(ii) Significant changes to an emissions-intensive, trade-exposed facility's external competitive environment that result in a significant increase in leakage risk; or

(iii) Abnormal operating periods when an emissions-intensive, trade-exposed facility's carbon intensity has been materially affected so that these abnormal operating periods are either excluded or otherwise considered in the establishment of the ~~((compliance period))~~ carbon intensity benchmarks.

(4)(a) By December 1, 2026, the department shall provide a report to the appropriate committees of the senate and house of representatives that describes alternative methods for determining the amount and a schedule of allowances to be provided to facilities owned or operated by each covered entity designated as an emissions-intensive, trade-exposed facility from January 1, 2035, through January 1, 2050. The report must include a review of global best practices in ensuring against emissions leakage and economic harm to businesses in carbon pricing programs and describe alternative methods of emissions performance benchmarking and mass-based allocation of no cost allowances. At a minimum, the department must evaluate benchmarks based on both carbon intensity and mass, as well as the use of best available technology as a method for compliance. In developing the report, the department shall form an advisory group that includes representatives of the manufacturers listed in subsection (1) of this section.

(b) If the legislature does not adopt a compliance obligation for emissions-intensive, trade-exposed facilities by December 1, 2027, those facilities must continue to receive allowances as provided in the ~~((third four year compliance period that begins January 1, 2031))~~ years 2031 through 2034.

(5) If the actual emissions of an emissions-intensive, trade-exposed facility exceed the facility's no cost allowances assigned for that compliance period, it must acquire additional compliance instruments such that the total compliance instruments transferred to its compliance account consistent with this chapter ~~((316, Laws of 2021))~~ equals emissions during the compliance period. An emissions-intensive, trade-exposed facility must be allowed to bank unused allowances, including for future sale and investment in best available technology when economically feasible. The department shall limit the use of offset credits for compliance by an emissions-intensive, trade-exposed facility, such that the quantity of no cost allowances plus the provision of offset credits does not exceed 100 percent of the facility's total compliance obligation over a compliance period.

(6) The department must withhold or withdraw the relevant share of allowances allocated to a covered entity under this section in the event that the covered entity ceases production in the state and becomes a closed facility. In the event an entity curtails all production and becomes a curtailed facility, the allowances are retained but cannot be traded, sold, or transferred and are still subject to the emission reduction requirements specified in this section. An owner or operator of a curtailed facility may transfer the allowances to a new operator of the facility that will be operated under the same North American industry classification system codes. If the curtailed facility becomes a closed facility, then all unused allowances will be transferred to the emissions

containment reserve. A curtailed facility is not eligible to receive free allowances during a period of curtailment. Any allowances withheld or withdrawn under this subsection must be transferred to the emissions containment reserve.

(7) An owner or operator of more than one facility receiving no cost allowances under this section may transfer allowances among the eligible facilities.

(8) Rules adopted by the department under this section must include protocols for allocating allowances at no cost to an eligible facility built after July 25, 2021. The protocols must include consideration of the products and criteria pollutants being produced by the facility, as well as the local environmental and health impacts associated with the facility. For a facility that is built on tribal lands or is determined by the department to impact tribal lands and resources, the protocols must be developed in consultation with the affected tribal nations.

**Sec. 7.** RCW 70A.65.170 and 2022 c 181 s 12 are each amended to read as follows:

(1) The department shall adopt by rule the protocols for establishing offset projects and ~~((securing))~~ **generating** offset credits that may be used to meet a portion of a covered or opt-in entity's compliance obligation under this chapter. The protocols adopted by the department under this section must align with the policies of the state established under RCW 70A.45.090 and 70A.45.100.

(2) Offset projects must:

(a) Provide direct environmental benefits to the state or be located in a jurisdiction with which Washington has entered into a linkage agreement;

(b) Result in greenhouse gas reductions or removals that:

(i) Are real, permanent, quantifiable, verifiable, and enforceable; and

(ii) Are in addition to greenhouse gas emission reductions or removals otherwise required by law and other greenhouse gas emission reductions or removals that would otherwise occur; and

(c) Have been certified by a recognized registry.

(3)(a) A total of no more than five percent of a covered or opt-in entity's compliance obligation during the first compliance period may be met by transferring offset credits, regardless of whether or not the offset project is located on federally recognized tribal land. During these years, at least 50 percent of a covered or opt-in entity's compliance obligation satisfied by offset credits must be sourced from offset projects that provide direct environmental benefits in the state.

(b) A total of no more than four percent of a covered or opt-in entity's compliance obligation during the second compliance period may be met by transferring offset credits, regardless of whether or not the offset project is located on federally recognized tribal land. During these years, at least 75 percent of a covered or opt-in entity's compliance obligation satisfied by offset credits must be sourced from offset projects that provide direct environmental benefits in the state. The department may reduce the 75 percent requirement if it determines there is not sufficient offset supply in the state to meet offset demand during the second compliance period.

(c) The limits in (a) and (b) of this subsection may be modified by rule as adopted by the department when appropriate to ensure achievement of the

proportionate share of statewide emissions limits established in RCW 70A.45.020 and to provide for alignment with other jurisdictions to which the state has linked.

(d) The limits in (a) and (b) of this subsection may be reduced for a specific covered or opt-in entity if the department determines, in consultation with the environmental justice council, that the covered or opt-in entity has or is likely to:

(i) Contribute substantively to cumulative air pollution burden in an overburdened community as determined by criteria established by the department, in consultation with the environmental justice council; or

(ii) Violate any permits required by any federal, state, or local air pollution control agency where the violation may result in an increase in emissions.

~~(e) ((An offset project on federally recognized tribal land does not count against))~~ In addition to the offset credit limits described in (a) and (b) of this subsection~~(-):~~:

(i) No more than an additional three percent of a covered or opt-in entity's compliance obligation may be met by transferring offset credits from projects on federally recognized tribal land during the first compliance period.

(ii) No more than an additional two percent of a covered or opt-in entity's compliance obligation may be met by transferring offset credits from projects on federally recognized tribal land during the second compliance period.

(4) In adopting protocols governing offset projects and covered and opt-in entities' use of offset credits, the department shall:

(a) Take into consideration standards, rules, or protocols for offset projects and offset credits established by other states, provinces, and countries with programs comparable to the program established in this chapter;

(b) Take into consideration forest practices rules where a project is located, or applicable best management practices established by federal, state, or local governments that relate to forest management;

(c) Encourage opportunities for the development of offset projects in this state by adopting offset protocols that may include, but need not be limited to, protocols that make use of aggregation or other mechanisms to reduce transaction costs related to the development of offset projects and that support the development of carbon dioxide removal projects;

~~((f))~~ (d) Adopt a process for monitoring and invalidating offset credits as necessary to ensure the credit reflects emission reductions or removals that continue to meet the standards required by subsection (1) of this section. If an offset credit is invalidated, the covered or opt-in entity must, within six months of the invalidation, transfer replacement credits or allowances to meet its compliance obligation. Failure to transfer the required credits or allowances is a violation subject to penalties as provided in RCW 70A.65.200; and

~~((d))~~ (e) Make use of aggregation or other mechanisms, including cost-effective inventory and monitoring provisions, to increase the development of offset and carbon removal projects by landowners across the broadest possible variety of types and sizes of lands, including lands owned by small forestland owners.

(5) Any offset credits used must:

(a) Not be in addition to or allow for an increase in the emissions limits established under RCW 70A.45.020, as reflected in the annual allowance budgets developed under RCW 70A.65.070;

(b) Have been issued for reporting periods wholly after July 25, 2021, or within two years prior to July 25, 2021; and

(c) ~~((Be consistent with offset protocols adopted by the department))~~ For offset credits issued by a jurisdiction with which Washington has entered into a linkage agreement, come from offset projects located in Washington or in the linked jurisdiction.

(6) The offset credit must be registered and tracked as a compliance instrument.

(7) Beginning in 2031, the limits established in subsection (3)(b) and (e)(ii) of this section apply unless modified by rule as adopted by the department after a public consultation process.

**Sec. 8.** RCW 70A.65.200 and 2022 c 181 s 4 are each amended to read as follows:

(1) All covered and opt-in entities are required to submit compliance instruments in a timely manner to meet the entities' compliance obligations and shall comply with all requirements for monitoring, reporting, holding, and transferring emission allowances and other provisions of this chapter.

(2) If a covered or opt-in entity does not submit sufficient compliance instruments to meet its compliance obligation by the specified transfer dates, a penalty of four allowances for every one compliance instrument that is missing must be submitted to the department within six months. When a covered entity or opt-in entity reasonably believes that it will be unable to meet a compliance obligation, the entity shall immediately notify the department. Upon receiving notification, the department shall issue an order requiring the entity to submit the penalty allowances.

(3) If a covered entity or opt-in entity fails to submit penalty allowances as required by subsection (2) of this section, the department must issue an order or issue a penalty of up to \$10,000 per day per violation, or both, for failure to submit penalty allowances as required by subsection (2) of the section. The order may include a plan and schedule for coming into compliance.

(4) The department may issue a penalty of up to \$50,000 per day per violation for violations of RCW 70A.65.100(8) (a) through (e).

(5) Except as provided in subsections (3) and (4) of this section, any person that violates the terms of this chapter or an order issued under this chapter incurs a penalty of up to \$10,000 per day per violation for each day that the person does not comply. All penalties under subsections (3) and (4) of this section and this subsection must be deposited into the climate investment account created in RCW 70A.65.250.

(6) Orders and penalties issued under this chapter are appealable to the pollution control hearings board under chapter 43.21B RCW.

(7) ~~((For))~~ Until the department enters into a linkage agreement or until the end of the first compliance period, whichever is sooner, the department may reduce the amount of the penalty by adjusting the monetary amount or the number of penalty allowances described in subsections (2) and (3) of this section.

(8) An electric utility or natural gas utility must notify its retail customers and the environmental justice council in published form within three months of paying a monetary penalty under this section.

(9)(a) No city, town, county, township, or other subdivision or municipal corporation of the state may implement a charge or tax based exclusively upon the quantity of greenhouse gas emissions.

(b) No state agency may adopt or enforce a greenhouse gas pricing or market-based emissions cap and reduce program for stationary sources, or adopt or enforce emission limitations on greenhouse gas emissions from stationary sources except as:

(i) Provided in this chapter;

(ii) Authorized or directed by a state statute in effect as of July 1, 2022; or

(iii) Required to implement a federal statute, rule, or program.

(c) This chapter preempts the provisions of chapter 173-442 WAC, and the department shall repeal chapter 173-442 WAC.

(10)(a) By December 1, 2023, the office of financial management must submit a report to the appropriate committees of the legislature that summarizes two categories of state laws other than this chapter:

(i) Laws that regulate greenhouse gas emissions from stationary sources, and the greenhouse gas emission reductions attributable to each chapter, relative to a baseline in which this chapter and all other state laws that regulate greenhouse gas emissions are presumed to remain in effect; and

(ii) Laws whose implementation may effectuate reductions in greenhouse gas emissions from stationary sources.

(b) The state laws that the office of financial management may address in completing the report required in this subsection include, but are not limited to:

(i) Chapter 19.27A RCW;

(ii) Chapter 19.280 RCW;

(iii) Chapter 19.405 RCW;

(iv) Chapter 36.165 RCW;

(v) Chapter 43.21F RCW;

(vi) Chapter 70.30 RCW;

(vii) Chapter 70A.15 RCW;

(viii) Chapter 70A.45 RCW;

(ix) Chapter 70A.60 RCW;

(x) Chapter 70A.535 RCW;

(xi) Chapter 80.04 RCW;

(xii) Chapter 80.28 RCW;

(xiii) Chapter 80.70 RCW;

(xiv) Chapter 80.80 RCW; and

(xv) Chapter 81.88 RCW.

(c) The office of financial management may contract for all or part of the work product required under this subsection.

**Sec. 9.** RCW 70A.65.210 and 2021 c 316 s 24 are each amended to read as follows:

(1) Subject to making the findings and conducting the public comment process described in subsection (3) of this section, the department shall seek to enter into linkage agreements with other jurisdictions with external greenhouse gas emissions trading programs in order to:

(a) Allow for the mutual use and recognition of compliance instruments issued by Washington and other linked jurisdictions;

(b) Broaden the greenhouse gas emission reduction opportunities to reduce the costs of compliance on covered entities and consumers;

(c) Enable allowance auctions to be held jointly and provide for the use of a unified tracking system for compliance instruments;

(d) Enhance market security;

(e) Reduce program administration costs; and

(f) Provide consistent requirements for covered entities whose operations span jurisdictional boundaries.

(2) The director of the department is authorized to execute linkage agreements with other jurisdictions with external greenhouse gas emissions trading programs consistent with the requirements in this chapter. A linkage agreement must cover the following:

(a) Provisions relating to regular, periodic auctions, including requirements for eligibility for auction participation, the use of a single auction provider to facilitate joint auctions, publication of auction-related information, processes for auction participation, purchase limits by auction participant type, bidding processes, dates of auctions, and financial requirements;

(b) Provisions related to holding limits to ensure no entities in any of the programs are disadvantaged relative to their counterparts in the other jurisdictions;

(c) Other requirements, such as greenhouse gas reporting and verification, offset protocols, criteria and process, and supervision and enforcement, to prevent fraud, abuse, and market manipulation;

(d) Common program registry, electronic auction platform, tracking systems for compliance instruments, and monitoring of compliance instruments;

(e) Provisions to ensure coordinated administrative and technical support;

(f) Provisions for public notice and participation; and

(g) Provisions to collectively resolve differences, amend the agreements, and delink or otherwise withdraw from the agreements.

(3) Before entering into a linkage agreement under this section, the department must evaluate and make a finding regarding whether the aggregate number of unused allowances in a linked program would reduce the stringency of Washington's program and the state's ability to achieve its greenhouse gas emissions reduction limits. The department must include in its evaluation a consideration of pre-2020 unused allowances that may exist in the program with which it is proposing to link. Before entering into a linkage agreement, the department must also establish a finding that the linking jurisdiction and the linkage agreement meet certain criteria identified under this subsection and conduct a public comment process to obtain input and a review of the linkage agreement by relevant stakeholders and other interested parties. The department must consider input received from the public comment process before finalizing a linkage agreement. In the event that the department determines that a full linkage agreement is unlikely to meet the criteria, it may enter into a linkage agreement with limitations, including limits on the share of compliance that may be met with allowances originating from linked jurisdictions and other limitations deemed necessary by the department. A linkage agreement approved by the department must:

(a) Achieve the purposes identified in subsection (1) of this section;

(b) Ensure that the linking jurisdiction has provisions to ensure the distribution of benefits from the program to vulnerable populations and overburdened communities;

(c) Be determined by the department to not yield net adverse impacts to either jurisdictions' highly impacted communities or analogous communities in the aggregate, relative to the baseline level of emissions; and

(d) Not adversely impact Washington's ability to achieve the emission reduction limits established in RCW 70A.45.020.

(4) Before entering a linkage agreement, the department must post and maintain on its website, and provide notification to the appropriate policy and fiscal committees of the legislature, a quarterly status update regarding any potential linkage agreement that the department has determined to seek to enter into under this section. The status report must include:

(a) An outline of the expected steps that the department expects that it and linked jurisdictions will need to take prior to entering into a linkage agreement, including the requirements of subsection (3) of this section;

(b) Notation of any steps completed or initiated under (a) of this subsection; and

(c) An estimate of the time frames of possible completion for any steps identified under (a) of this subsection that have not yet been completed.

(5) The state retains all legal and policymaking authority over its program design and enforcement.

**Sec. 10.** RCW 70A.65.310 and 2022 c 181 s 2 are each amended to read as follows:

(1) A covered or opt-in entity has a compliance obligation for its emissions during each (~~four-year~~) compliance period, with the first compliance period commencing January 1, 2023. The department shall by rule require that covered or opt-in entities annually transfer a percentage of compliance instruments, but must fully satisfy their compliance obligation, for each compliance period.

(2) Compliance occurs through the transfer of the required compliance instruments or price ceiling units, on or before the transfer date, from the holding account to the compliance account of the covered or opt-in entity as described in RCW 70A.65.080.

(3)(a) A covered entity may substitute the submission of compliance instruments with price ceiling units.

(b) A covered or opt-in entity submitting insufficient compliance instruments to meet its compliance obligation is subject to a penalty as provided in RCW 70A.65.200.

(4) Older vintage allowances must be retired before newer vintage allowances.

(5) Upon receipt by the department of all compliance instruments transferred by a covered entity or opt-in entity to meet its compliance obligation, the department shall retire the allowances or offset credits.

**NEW SECTION. Sec. 11.** A new section is added to chapter 70A.65 RCW to read as follows:

(1) A federal power marketing administration may elect to voluntarily participate in the program by registering as an opt-in entity pursuant to the requirements of this section.

(2) In registering as an opt-in entity under this section, a federal power marketing administration may assume the compliance obligations associated with either:

(a) All electricity marketed in the state by the federal power marketing administration; or

(b) Only the electricity marketed by the federal power marketing administration in the state through a centralized electricity market.

(3) A federal power marketing administration that voluntarily elects to comply with the program must register with the department as an opt-in entity at least 90 days prior to January 1st of the calendar year in which the federal power marketing administration would assume the compliance obligations associated with federally marketed electricity in the state, in accordance with the requirements of this section.

(4) If a federal power marketing administration registers as an opt-in entity under this section, then beginning January 1st of the calendar year in which the federal power marketing administration would assume the compliance obligations associated with federally marketed electricity in the state, a covered or opt-in entity must not include in its covered emissions the emissions associated with federally marketed electricity in the state for which the federal power marketing administration has assumed the compliance obligation.

(5) After consulting with a federal power marketing administration, the department must determine the appropriate registration requirements for that federal power marketing administration.

(6)(a) An electric utility may voluntarily elect to transfer all or a designated number of the utility's allowances allocated at no cost to a federal power marketing administration registered as an opt-in entity under this section to be used for direct compliance. An electric utility wishing to transfer allowances allocated at no cost from the utility's holding account to a holding account of a federal power marketing administration to be used for direct compliance may submit a request to the department requesting the transfer and providing the following information:

(i) The electric utility's holding account number;

(ii) The holding account number of the federal power marketing administration;

(iii) The number and vintage of no cost allowances to be transferred; and

(iv) The relationship between the electric utility and the federal power marketing administration.

(b) The department may transfer the allowances only if:

(i) The electric utility has an agreement to purchase electricity from the federal power marketing administration, or a power purchase agreement, including a custom product contract, with the federal power marketing administration; and

(ii) The transfer does not violate the federal power marketing administration's holding limit.

(7)(a) In addition to the manual transfer request process provided under subsection (6) of this section, the department must also provide for an optional process by which an electric utility may approve the automatic distribution of all or a designated number of the utility's allowances allocated at no cost directly into a holding account of a federal power marketing administration to be used

for direct compliance, without first being distributed to the utility's holding account.

(b) An electric utility receiving an allocation of allowances at no cost must inform the department by September 1st of each year of the accounts into which the allocation or a portion of the allocation is to be automatically distributed under this subsection. If an electric utility fails to submit its distribution preference by September 1st, the department must automatically place all directly allocated allowances for the following calendar year into the electric utility's holding account. Nothing in this subsection (7)(b) precludes an electric utility from requesting a manual transfer of allowances under subsection (6) of this section after September 1st of each year.

**Sec. 12.** RCW 70A.15.2200 and 2022 c 181 s 9 are each amended to read as follows:

(1) The board of any activated authority or the department, may classify air contaminant sources, by ordinance, resolution, rule or regulation, which in its judgment may cause or contribute to air pollution, according to levels and types of emissions and other characteristics which cause or contribute to air pollution, and may require registration or reporting or both for any such class or classes. Classifications made pursuant to this section may be for application to the area of jurisdiction of such authority, or the state as a whole or to any designated area within the jurisdiction, and shall be made with special reference to effects on health, economic and social factors, and physical effects on property.

(2) Except as provided in subsection (3) of this section, any person operating or responsible for the operation of air contaminant sources of any class for which the ordinances, resolutions, rules or regulations of the department or board of the authority, require registration or reporting shall register therewith and make reports containing information as may be required by such department or board concerning location, size and height of contaminant outlets, processes employed, nature of the contaminant emission and such other information as is relevant to air pollution and available or reasonably capable of being assembled. In the case of emissions of greenhouse gases as defined in RCW 70A.45.010 the department shall adopt rules requiring reporting of those emissions. The department or board may require that such registration or reporting be accompanied by a fee, and may determine the amount of such fee for such class or classes: PROVIDED, That the amount of the fee shall only be to compensate for the costs of administering such registration or reporting program which shall be defined as initial registration and annual or other periodic reports from the source owner providing information directly related to air pollution registration, on-site inspections necessary to verify compliance with registration requirements, data storage and retrieval systems necessary for support of the registration program, emission inventory reports and emission reduction credits computed from information provided by sources pursuant to registration program requirements, staff review, including engineering or other reliable analysis for accuracy and currentness, of information provided by sources pursuant to registration program requirements, clerical and other office support provided in direct furtherance of the registration program, and administrative support provided in directly carrying out the registration program: PROVIDED FURTHER, That any such registration made with either the board or the department shall preclude a further registration and reporting with any other

board or the department, except that emissions of greenhouse gases as defined in RCW 70A.45.010 must be reported as required under subsection (5) of this section.

All registration program and reporting fees collected by the department shall be deposited in the air pollution control account. All registration program fees collected by the local air authorities shall be deposited in their respective treasuries.

(3) If a registration or report has been filed for a grain warehouse or grain elevator as required under this section, registration, reporting, or a registration program fee shall not, after January 1, 1997, again be required under this section for the warehouse or elevator unless the capacity of the warehouse or elevator as listed as part of the license issued for the facility has been increased since the date the registration or reporting was last made. If the capacity of the warehouse or elevator listed as part of the license is increased, any registration or reporting required for the warehouse or elevator under this section must be made by the date the warehouse or elevator receives grain from the first harvest season that occurs after the increase in its capacity is listed in the license.

This subsection does not apply to a grain warehouse or grain elevator if the warehouse or elevator handles more than 10,000,000 bushels of grain annually.

(4) For the purposes of subsection (3) of this section:

(a) A "grain warehouse" or "grain elevator" is an establishment classified in standard industrial classification (SIC) code 5153 for wholesale trade for which a license is required and includes, but is not limited to, such a licensed facility that also conducts cleaning operations for grain;

(b) A "license" is a license issued by the department of agriculture licensing a facility as a grain warehouse or grain elevator under chapter 22.09 RCW or a license issued by the federal government licensing a facility as a grain warehouse or grain elevator for purposes similar to those of licensure for the facility under chapter 22.09 RCW; and

(c) "Grain" means a grain or a pulse.

(5)(a) The department shall adopt rules requiring persons to report emissions of greenhouse gases as defined in RCW 70A.45.010 where those emissions from a single facility, or from ~~((electricity or))~~ fossil fuels sold in Washington by a single supplier or local distribution company, meet or exceed 10,000 metric tons of carbon dioxide equivalent annually. The department's rules may also require electric power entities to report emissions of greenhouse gases from all electricity that is purchased, sold, imported, exported, or exchanged in Washington. The rules adopted by the department must support implementation of the program created in RCW 70A.65.060. In addition, the rules must require that:

(i) Emissions of greenhouse gases resulting from the combustion of fossil fuels be reported separately from emissions of greenhouse gases resulting from the combustion of biomass; ~~((and))~~

(ii) Each annual report must include emissions data for the preceding calendar year and must be submitted to the department by March 31st of the year in which the report is due, except for an electric power entity, which must submit its report by June 1st of the year in which the report is due; and

(iii) To the extent practicable, the department's rules must seek to minimize reporting burdens through the utilization of existing reports and disclosures for

electric power entities who report greenhouse gas emissions that equal 10,000 metric tons of carbon dioxide equivalent or less annually from all electricity that is purchased, sold, imported, exported, or exchanged in Washington.

(b)(i) The department may by rule include additional gases to the definition of "greenhouse gas" in RCW 70A.45.010 only if the gas has been designated as a greenhouse gas by the United States congress, by the United States environmental protection agency, or included in external greenhouse gas emission trading programs with which Washington has pursuant to RCW 70A.65.210. Prior to including additional gases to the definition of "greenhouse gas" in RCW 70A.45.010, the department shall notify the appropriate committees of the legislature.

(ii) The department may by rule exempt persons who are required to report greenhouse gas emissions to the United States environmental protection agency and who emit less than 10,000 metric tons carbon dioxide equivalent annually.

(iii) The department must establish greenhouse gas emission reporting methodologies for persons who are required to report under this section. The department's reporting methodologies must be designed to address the needs of ensuring accuracy of reported emissions and maintaining consistency over time, and may, to the extent practicable, be similar to reporting methodologies of jurisdictions with which Washington has entered into a linkage agreement.

(iv) The department must establish a methodology for persons who are not required to report under this section to voluntarily report their greenhouse gas emissions.

~~(c)((i) The department shall review and if necessary update its rules whenever:~~

~~(A) The United States environmental protection agency adopts final amendments to 40 C.F.R. Part 98 to ensure consistency with federal reporting requirements for emissions of greenhouse gases; or~~

~~(B) Needed to ensure consistency with emissions reporting requirements for jurisdictions with which Washington has entered a linkage agreement.~~

~~(ii) The department shall not amend its rules in a manner that conflicts with this section.~~

~~(d))~~ The department shall share any reporting information reported to it with the local air authority in which the person reporting under the rules adopted by the department operates.

~~((e))~~ (d) The fee provisions in subsection (2) of this section apply to reporting of emissions of greenhouse gases. Persons required to report under (a) of this subsection who fail to report or pay the fee required in subsection (2) of this section are subject to enforcement penalties under this chapter. The department shall enforce the reporting rule requirements. When a person that holds a compliance obligation under RCW 70A.65.080 fails to submit an emissions data report or fails to obtain a positive emissions data verification statement in accordance with ~~((g))~~ (f)(ii) of this subsection, the department may assign an emissions level for that person.

~~((f))~~ (e) The energy facility site evaluation council shall, simultaneously with the department, adopt rules that impose greenhouse gas reporting requirements in site certifications on owners or operators of a facility permitted by the energy facility site evaluation council. The greenhouse gas reporting requirements imposed by the energy facility site evaluation council must be the

same as the greenhouse gas reporting requirements imposed by the department. The department shall share any information reported to it from facilities permitted by the energy facility site evaluation council with the council, including notice of a facility that has failed to report as required. The energy facility site evaluation council shall contract with the department to monitor the reporting requirements adopted under this section.

~~((g))~~ (f)(i) The department must establish by rule the methods of verifying the accuracy of emissions reports.

(ii) Verification requirements apply at a minimum to persons required to report under (a) of this subsection with emissions that equal or exceed 25,000 metric tons of carbon dioxide equivalent emissions, including carbon dioxide from biomass-derived fuels, or to persons who have a compliance obligation under RCW 70A.65.080 in any year of the current compliance period. The department may adopt rules to accept verification reports from another jurisdiction with a linkage agreement pursuant to RCW 70A.65.180 in cases where the department deems that the methods or procedures are substantively similar.

~~((h))~~ (g)(i) The definitions in RCW 70A.45.010 apply throughout this subsection (5) unless the context clearly requires otherwise.

(ii) For the purpose of this subsection (5), the term "supplier" includes: (A) Suppliers that produce, import, or deliver, or any combination of producing, importing, or delivering, a quantity of fuel products in Washington that, if completely combusted, oxidized, or used in other processes, would result in the release of greenhouse gases in Washington equivalent to or higher than the threshold established under (a) of this subsection; and (B) suppliers of carbon dioxide that produce, import, or deliver a quantity of carbon dioxide in Washington that, if released, would result in emissions equivalent to or higher than the threshold established under (a) of this subsection.

(iii) For the purpose of this subsection (5), the term "person" includes: (A) An owner or operator of a facility; (B) a supplier; or (C) an electric power entity.

(iv) For the purpose of this subsection (5), the term "facility" includes facilities that directly emit greenhouse gases in Washington equivalent to the threshold established under (a) of this subsection with at least one source category listed in the United States environmental protection agency's mandatory greenhouse gas reporting regulation, 40 C.F.R. Part 98 Subparts C through II and RR through UU, as adopted on April 25, 2011.

(v) For the purpose of this subsection (5), the term "electric power entity" includes any of the following that supply electric power in Washington with associated emissions of greenhouse gases equal to or above the threshold established under (a) of this subsection: (A) Electricity importers and exporters; (B) retail providers, including multijurisdictional retail providers; and (C) first jurisdictional deliverers, as defined in RCW 70A.65.010, not otherwise included here.

**NEW SECTION. Sec. 13.** This act is not a conflicting measure dealing with the same subject as Initiative Measure No. 2117 within the meaning of Article II, section 1 of the state Constitution, but if a court of competent jurisdiction enters a final judgment that is no longer subject to appeal directing the secretary of state to place this act on the 2024 ballot as a conflicting measure

to Initiative Measure No. 2117, this act is null and void and may not be placed on the 2024 ballot.

**NEW SECTION. Sec. 14.** This act takes effect January 1, 2025, only if Initiative Measure No. 2117 is not approved by a vote of the people in the 2024 general election. If Initiative Measure No. 2117 is approved by a vote of the people in the 2024 general election, this act is null and void.

Passed by the Senate March 5, 2024.

Passed by the House February 29, 2024.

Approved by the Governor March 28, 2024.

Filed in Office of Secretary of State March 29, 2024.

---

## CHAPTER 353

[Substitute House Bill 1905]

### EMPLOYEE EQUAL PAY AND OPPORTUNITIES—PROTECTED CLASSES

AN ACT Relating to including protected classes in the Washington equal pay and opportunities act; amending RCW 49.58.005, 49.58.010, 49.58.020, and 49.58.030; adding a new section to chapter 49.58 RCW; and providing an effective date.

Be it enacted by the Legislature of the State of Washington:

**Sec. 1.** RCW 49.58.005 and 2019 c 345 s 1 are each amended to read as follows:

(1) The legislature finds that despite existing equal pay laws, there continues to be a gap in wages and advancement opportunities among workers in Washington, especially women and workers in other protected classes. Income disparities limit the ability of (~~women~~) these workers to provide for their families, leading to higher rates of poverty among women and children and workers in other protected classes. The legislature finds that in order to promote fairness among workers, employees must be compensated equitably. Further, policies that encourage retaliation or discipline towards workers who discuss or inquire about compensation prevent workers from moving forward.

(2) The legislature intends to update the existing Washington state equal pay act, not modified since 1943, to address income disparities, employer discrimination, and retaliation practices, and to reflect the equal status of all workers in Washington state.

(3) The legislature finds that:

(a) The long-held business practice of inquiring about salary history has contributed to persistent earning inequalities;

(b) Historically, women have been offered lower initial pay than men for the same jobs even where their levels of education and experience are the same or comparable; and

(c) Lower starting salaries translate into lower pay, less family income, and more children and families in poverty.

(4) The legislature therefore intends to follow multiple other states and take the additional step towards gender equality by prohibiting an employer from seeking the wage or salary history of an applicant for employment in certain circumstances. Further, the legislature intends to require an employer to provide wage and salary information to applicants and employees.

**Sec. 2.** RCW 49.58.010 and 2018 c 116 s 2 are each amended to read as follows:

The definitions in this section apply throughout this chapter unless the context clearly requires otherwise.

(1) "Compensation" means discretionary and nondiscretionary wages and benefits provided by an employer to an employee as a result of the employment relationship.

(2) "Department" means the department of labor and industries.

(3) "Director" means the director of the department of labor and industries, or the director's designated representative.

(4) "Employee" means an employee who is employed in the business of the employee's employer whether by way of manual labor or otherwise.

(5) "Employer" means any person, firm, corporation, partnership, business trust, legal representative, or other business entity which engages in any business, industry, profession, or activity in this state and employs one or more employees, and includes the state, any state institution, state agency, political subdivisions of the state, and any municipal corporation or quasi-municipal corporation.

(6) "Protected class" means a person's age, sex, marital status, sexual orientation, race, creed, color, national origin, citizenship or immigration status, honorably discharged veteran or military status, or the presence of any sensory, mental, or physical disability or the use of a trained dog guide or service animal by a person with a disability, as those terms are defined in RCW 49.60.040.

**Sec. 3.** RCW 49.58.020 and 2018 c 116 s 3 are each amended to read as follows:

(1) Any employer in this state who discriminates in any way in providing compensation based on a person's gender or membership in a protected class between similarly employed employees of the employer is guilty of a misdemeanor. If any employee receives less compensation because of discrimination on account of the person's gender or membership in a protected class in violation of this section, that employee is entitled to the remedies in RCW 49.58.060 and 49.58.070. In such action, however, the employer shall be credited with any compensation which has been paid to the employee upon account.

(2) For purposes of this section, employees are similarly employed if the individuals work for the same employer, the performance of the job requires similar 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.

(3)(a) Discrimination within the meaning of this section does not include a differential in compensation based in good faith on a bona fide job-related factor or factors that:

(i) Are consistent with business necessity;

(ii) Are not based on or derived from a gender-based differential and are not based on or derived from the employee being a member of a protected class; and

(iii) Account for the entire differential. More than one factor may account for the differential.

(b) Such bona fide factors include, but are not limited to:

(i) Education, training, or experience;

- (ii) A seniority system;
  - (iii) A merit system;
  - (iv) A system that measures earnings by quantity or quality of production;
- or

(v) A bona fide regional difference in compensation levels.  
 (c) A differential in compensation based in good faith on a local government ordinance providing for a minimum wage different from state law does not constitute discrimination under this section.

(d) An individual's previous wage or salary history is not a defense under this section.

(e) The employer carries the burden of proof on these defenses.

(4) A person may file a complaint or bring an action under this chapter asserting discrimination based on the person's membership in more than one protected class.

**Sec. 4.** RCW 49.58.030 and 2018 c 116 s 4 are each amended to read as follows:

(1) The legislature finds that equality of opportunity for advancement is key to reducing income disparities based on gender and memberships in protected classes. The legislature further finds that using gender or membership in a protected class as a factor in advancement contributes to pay inequity.

(2) An employer may not, on the basis of a person's gender or other membership in a protected class, limit or deprive an employee of career advancement opportunities that would otherwise be available.

(3) A differential in career advancement based on a bona fide job-related factor or factors that meet the criteria in RCW 49.58.020(3)(a) (i) through (iii) does not constitute discrimination within the meaning of this section. Such bona fide factors include, but are not limited to, the factors specified in RCW 49.58.020(3)(b) (i) through (iv).

(4)(a) If it is determined that an employer committed a pattern of violations of this section as to an employee or committed a violation of this section through application of a formal or informal employer policy or practice, the employee is entitled to the remedies in this section and in RCW 49.58.070.

(b) Upon complaint by an employee, the director must investigate to determine if there has been compliance with this section and the rules adopted to implement this section. The director, upon complaint, may also initiate an investigation on behalf of one or more employees for a violation of this section and the rules adopted to implement this section. The director may require the testimony of witnesses and production of documents as part of an investigation.

(c) If the director determines that a violation occurred, the director shall attempt to resolve the violation by conference and conciliation.

(d) If no agreement is reached to resolve the violation and the director determines that the employer committed a pattern of violations of this section as to an employee or committed a violation of this section through application of a formal or informal employer policy or practice, the director may issue a citation and notice of assessment and order:

(i) The employer to pay to the employee actual damages, statutory damages equal to the actual damages or (~~five thousand dollars~~) \$5,000, whichever is greater, and interest of one percent per month on all compensation owed;

(ii) The employer to pay to the department the costs of investigation and enforcement; and

(iii) Any other appropriate relief.

(e) In addition to the citation and notice of assessment, if the director determines that the employer committed a pattern of violations of this section as to an employee or committed a violation of this section through application of a formal or informal employer policy or practice, the director may order payment to the department of a civil penalty. The violation as to each affected employee constitutes a separate violation.

(i) For a first violation, the civil penalty may not exceed ~~((five hundred dollars))~~ \$500.

(ii) For a repeat violation, the civil penalty may not exceed ~~((one thousand dollars))~~ \$1,000 or ~~((ten))~~ 10 percent of the damages, whichever is greater.

(f) RCW 49.58.060 (3), (4), and (5) applies to this section.

(5) Subject to subsection (4)(a) of this section, a person may file a complaint or bring an action under this chapter asserting discrimination based on the person's membership in more than one protected class.

NEW SECTION. Sec. 5. A new section is added to chapter 49.58 RCW to read as follows:

The department must develop educational materials and conduct outreach to inform individuals and businesses of the new provisions related to discrimination based on membership in a protected class.

NEW SECTION. Sec. 6. This act takes effect July 1, 2025.

Passed by the House February 8, 2024.

Passed by the Senate February 27, 2024.

Approved by the Governor March 28, 2024.

Filed in Office of Secretary of State March 29, 2024.

---

## CHAPTER 354

[Substitute House Bill 2061]

### HEALTH CARE FACILITY OVERTIME—EMPLOYEE DEFINITION

AN ACT Relating to defining an employee of a health care facility for purposes of mandatory overtime provisions; amending RCW 49.28.130; creating a new section; providing an effective date; and providing an expiration date.

Be it enacted by the Legislature of the State of Washington:

**Sec. 1.** RCW 49.28.130 and 2019 c 296 s 2 are each amended to read as follows:

The definitions in this section apply throughout this section and RCW 49.28.140 and 49.28.150 unless the context clearly requires otherwise.

(1)(a) "Employee" means a person who:

(i) Is employed by a health care facility;

(ii) Is involved in direct patient care activities or clinical services; and

(iii) Receives an hourly wage or is covered by a collective bargaining agreement~~((; and~~

~~(iv) Is either:~~

~~(A) A licensed practical nurse or registered nurse licensed under chapter 18.79 RCW; or~~

~~(B) Beginning July 1, 2020, a surgical technologist registered under chapter 18.215 RCW, a diagnostic radiologic technologist or cardiovascular invasive specialist certified under chapter 18.84 RCW, a respiratory care practitioner licensed under chapter 18.89 RCW, or a nursing assistant certified as defined in RCW 18.88A.020).~~

(b) "Employee" does not mean a person who:

(i) Is employed by a health care facility as defined in subsection (3)(a)(v) of this section; and

(ii) Is a surgical technologist registered under chapter 18.215 RCW, a diagnostic radiologic technologist or cardiovascular invasive specialist certified under chapter 18.84 RCW, a respiratory care practitioner licensed under chapter 18.89 RCW, or a certified nursing assistant as defined in RCW 18.88A.020.

(2) "Employer" means an individual, partnership, association, corporation, the state, a political subdivision of the state, or person or group of persons, acting directly or indirectly in the interest of a health care facility.

(3)(a) "Health care facility" means the following facilities, or any part of the facility, including such facilities if owned and operated by a political subdivision or instrumentality of the state, that operate on a twenty-four hours per day, seven days per week basis:

(i) Hospices licensed under chapter 70.127 RCW;

(ii) Hospitals licensed under chapter 70.41 RCW, except that until July 1, 2021, the provisions of section 3, chapter 296, Laws of 2019 do not apply to:

(A) Hospitals certified as critical access hospitals under 42 U.S.C. Sec. 1395i-4;

(B) Hospitals with fewer than twenty-five acute care beds in operation; and

(C) Hospitals certified by the centers for medicare and medicaid services as sole community hospitals as of January 1, 2013, that: Have had less than one hundred fifty acute care licensed beds in fiscal year 2011; have a level III adult trauma service designation from the department of health as of January 1, 2014; and are owned and operated by the state or a political subdivision;

(iii) Rural health care facilities as defined in RCW 70.175.020;

(iv) Psychiatric hospitals licensed under chapter 71.12 RCW; or

(v) Facilities owned and operated by the department of corrections or by a governing unit as defined in RCW 70.48.020 in a correctional institution as defined in RCW 9.94.049 that provide health care services.

(b) If a nursing home regulated under chapter 18.51 RCW or a home health agency regulated under chapter 70.127 RCW is operating under the license of a health care facility, the nursing home or home health agency is considered part of the health care facility for the purposes of this subsection.

(4) "Overtime" means the hours worked in excess of an agreed upon, predetermined, regularly scheduled shift within a ~~((twenty-four hour))~~ 24-hour period not to exceed ~~((twelve))~~ 12 hours in a ~~((twenty-four hour))~~ 24-hour period or ~~((eighty))~~ 80 hours in a consecutive ~~((fourteen-day))~~ 14-day period.

(5) "On-call time" means time spent by an employee who is not working on the premises of the place of employment but who is compensated for availability or who, as a condition of employment, has agreed to be available to return to the premises of the place of employment on short notice if the need arises.

(6) "Reasonable efforts" means that the employer, to the extent reasonably possible, does all of the following but is unable to obtain staffing coverage:

(a) Seeks individuals to volunteer to work extra time from all available qualified staff who are working;

(b) Contacts qualified employees who have made themselves available to work extra time;

(c) Seeks the use of per diem staff; and

(d) Seeks personnel from a contracted temporary agency when such staffing is permitted by law or an applicable collective bargaining agreement, and when the employer regularly uses a contracted temporary agency.

(7) "Unforeseeable emergent circumstance" means (a) any unforeseen declared national, state, or municipal emergency; (b) when a health care facility disaster plan is activated; or (c) any unforeseen disaster or other catastrophic event which substantially affects or increases the need for health care services.

**NEW SECTION. Sec. 2.** (1) Until July 1, 2025, the definition of "employee" under RCW 49.28.130 as that statute existed prior to January 1, 2025, applies to the following hospitals:

(a) Hospitals certified as critical access hospitals;

(b) Hospitals with fewer than 25 acute care licensed beds;

(c) Hospitals certified by the centers for medicare and medicaid services as sole community hospitals that are not owned or operated by a health system that owns or operates more than one acute hospital licensed under chapter 70.41 RCW; and

(d) Hospitals located on an island operating within a public hospital district in Skagit county.

(2) This section expires July 1, 2025.

**NEW SECTION. Sec. 3.** This act takes effect January 1, 2025.

Passed by the House February 8, 2024.

Passed by the Senate February 27, 2024.

Approved by the Governor March 28, 2024.

Filed in Office of Secretary of State March 29, 2024.

---

### CHAPTER 355

[Second Substitute House Bill 2084]

#### CONSTRUCTION-RELATED TRAINING PROGRAMS IN STATE CORRECTIONAL FACILITIES—OVERSIGHT COMMITTEE

AN ACT Relating to establishing an oversight committee to improve construction-related training and pathways to state registered apprenticeships in state correctional facilities; adding a new section to chapter 43.06C RCW; and creating new sections.

Be it enacted by the Legislature of the State of Washington:

**NEW SECTION. Sec. 1.** The legislature finds that supporting and preparing incarcerated persons to successfully reenter the community is critical to recognizing the dignity of all incarcerated persons, while also reducing recidivism and expanding the state's trained and skilled workforce. To that end, the legislature intends to improve the quality and availability of construction-related training programs in state correctional facilities in order to strengthen pathways for incarcerated persons to advance from those programs to state registered apprenticeship programs upon reentering the community. These improvements will expand access to living wage jobs for formerly incarcerated

persons, increase the construction workforce, and support federal and state investments in transportation infrastructure and clean energy. Therefore, the legislature hereby directs the office of the corrections ombuds to convene an oversight committee for the purpose of facilitating critical changes to state correctional programming. The oversight committee will evaluate, strengthen, and expand construction-related training programs, with a focus on state recognized apprenticeship preparation programs, and transition planning with the goal of improving pathways to the enrollment of formerly incarcerated persons in state registered apprenticeship programs.

**NEW SECTION. Sec. 2.** A new section is added to chapter 43.06C RCW to read as follows:

(1) Subject to the availability of amounts appropriated for this specific purpose, the ombuds shall convene an oversight committee for the purposes of expanding access to construction-related training programs in state correctional facilities, with a focus on state recognized apprenticeship preparation programs, and strengthening pathways for incarcerated persons to advance from those programs to state registered apprenticeship programs upon reentering the community. The ombuds may enter into contracts for services as may be necessary to comply with the requirements of this section.

(2)(a) The ombuds shall appoint members of the oversight committee, including representatives of the following:

(i) The department, including staff involved with construction-related training programs and reentry planning, and community corrections officers;

(ii) Correctional industries;

(iii) The apprenticeship division of the department of labor and industries;

(iv) The state board for community and technical colleges, including representatives from the basic education division and student support programs;

(v) The Washington state building and construction trades council;

(vi) Registered apprenticeship programs in the construction trades, and providers of apprenticeship preparation programs;

(vii) College corrections navigators and apprenticeship navigators;

(viii) The juvenile rehabilitation division and community services office of the department of children, youth, and families;

(ix) The ombuds;

(x) The Washington statewide reentry council; and

(xi) Other agencies, boards, or entities that the ombuds has identified as having a significant interest in the work of the oversight committee.

(b) The ombuds shall also appoint two persons with lived experience to serve as members of the oversight committee.

(c) Except as provided under RCW 43.03.220, the members of the oversight committee must serve without compensation, but are entitled to be reimbursed for travel expenses as provided in RCW 43.03.050 and 43.03.060.

(3) The oversight committee shall:

(a) Develop, maintain, and publish an inventory of all construction-related training programs in correctional facilities including, but not limited to, the following information for each program:

(i) Location, capacity, criteria for admission, and current enrollment;

(ii) State recognized apprenticeship preparation status or viability;

(iii) Any related partnership with a state registered apprenticeship program;

(iv) The type of trade and if it is multicraft or single craft curriculum; and  
(v) The entity funding the instruction, consumables, equipment, and facilities;

(b) Collect, maintain, and publish information and data on construction-related training programs for the previous four calendar years, including the following for each program:

(i) Numbers served, number of participants completing the program, and relevant demographics of participants;

(ii) Length of time between program completion and release from incarceration; and

(iii) Postrelease outcomes, including employment status, apprenticeship status, and recidivism rate, when such outcome data is available;

(c) Assess the following:

(i) The viability or progress of transitioning current construction-related training programs to meet state recognized apprenticeship preparation requirements;

(ii) The viability or progress of transitioning the curriculum for construction-related apprenticeship preparation programs to cover multiple construction crafts;

(iii) Any unmet support needed by construction-related training programs for instruction, including consumables and equipment, among other needs;

(iv) The viability or progress of implementing new state recognized apprenticeship preparation programs in correctional facilities; and

(v) Practices for conducting transitional planning and support for participants who complete construction-related training programs, including: Preenrollment into support services prior to release; inclusion of state registered apprenticeship program staff in the incarcerated persons' community reentry planning; and access to behavioral health services prior to transition; and

(d) Identify areas of concern and also make recommendations for appropriate and necessary changes to policies and practices to the department, state board for community and technical colleges, department of labor and industries, state registered apprenticeship programs, and other appropriate entities.

(4) The oversight committee shall submit a report to the legislature by October 1, 2025, with initial findings and recommendations for expanding access to construction-related state recognized apprenticeship preparation programs in state correctional facilities, and strengthening pathways for incarcerated persons to advance from those programs to state registered apprenticeship programs upon reentering the community. By October 1, 2026, and by October 1st of each even-numbered year thereafter, the oversight committee shall submit a report to the legislature summarizing its work from the last two-year period and providing any relevant findings and recommendations. The ombuds shall publish on its website on an ongoing basis information designed to improve access to and outcomes of programs, based on input and guidance provided by the oversight committee.

(5)(a) Beginning on the effective date of this section, the department shall collect data on the employment outcomes of incarcerated persons reentering the community after having participated in a construction-related training program in a correctional facility, including whether those persons participated in and

completed any state registered apprenticeship programs. The department, in consultation with the oversight committee and relevant state agencies, shall make efforts to track and collect data on employment outcomes for at least three years following a person's release from a state correctional facility. Upon request, the department shall report any data collected under this subsection to the oversight committee and the ombuds.

(b) By December 1, 2026, and by December 1st of each even-numbered year thereafter, the department of corrections shall submit a report to the appropriate committees of the legislature including the following information from the last two-year period: (i) the status of implementing any changes recommended by the oversight committee; (ii) the reasoning for not implementing any changes recommended by the oversight committee; and (iii) a summary of funding expended on construction-related training programs identified by the oversight committee, and a summary of any additional funding needed to support those programs.

(6) For the purpose of supporting the work of the oversight committee, the ombuds may consider relevant aspects of its work and communications, including any personally identifiable information of incarcerated persons, to constitute an investigation, subject to the confidentiality protections under RCW 43.06C.060. Oversight committee members shall maintain the confidentiality of any such records and information so identified by the ombuds. This subsection does not prohibit the oversight committee from publishing aggregate data or other information collected under subsection (3) of this section, provided that such data or information does not contain personally identifiable information.

NEW SECTION. **Sec. 3.** If specific funding for the purposes of this act, referencing this act by bill or chapter number, is not provided by June 30, 2024, in the omnibus appropriations act, this act is null and void.

Passed by the House February 12, 2024.

Passed by the Senate February 29, 2024.

Approved by the Governor March 28, 2024.

Filed in Office of Secretary of State March 29, 2024.

---

## CHAPTER 356

[Engrossed Substitute Senate Bill 5793]

### PAID SICK LEAVE—FAMILY MEMBERS

AN ACT Relating to paid sick leave; amending RCW 49.46.210; creating a new section; and providing an effective date.

Be it enacted by the Legislature of the State of Washington:

**Sec. 1.** RCW 49.46.210 and 2023 c 267 s 1 are each amended to read as follows:

(1) Beginning January 1, 2018, except as provided in RCW 49.46.180, every employer shall provide each of its employees paid sick leave as follows:

(a) An employee shall accrue at least one hour of paid sick leave for every forty hours worked as an employee. An employer may provide paid sick leave in advance of accrual provided that such front-loading meets or exceeds the requirements of this section for accrual, use, and carryover of paid sick leave.

(b) An employee is authorized to use paid sick leave for the following reasons:

(i) An absence resulting from an employee's mental or physical illness, injury, or health condition; to accommodate the employee's need for medical diagnosis, care, or treatment of a mental or physical illness, injury, or health condition; or an employee's need for preventive medical care;

(ii) To allow the employee to provide care for a family member with a mental or physical illness, injury, or health condition; care of a family member who needs medical diagnosis, care, or treatment of a mental or physical illness, injury, or health condition; or care for a family member who needs preventive medical care; and

(iii) When the employee's place of business has been closed by order of a public official for any health-related reason, or when an employee's child's school or place of care has been closed for such a health-related reason or after the declaration of an emergency by a local or state government or agency, or by the federal government.

(c) An employee is authorized to use paid sick leave for absences that qualify for leave under the domestic violence leave act, chapter 49.76 RCW.

(d) An employee is entitled to use accrued paid sick leave beginning on the ninetieth calendar day after the commencement of his or her employment.

(e) Employers are not prevented from providing more generous paid sick leave policies or permitting use of paid sick leave for additional purposes.

(f) An employer may require employees to give reasonable notice of an absence from work, so long as such notice does not interfere with an employee's lawful use of paid sick leave.

(g) For absences exceeding three days, an employer may require verification that an employee's use of paid sick leave is for an authorized purpose. If an employer requires verification, verification must be provided to the employer within a reasonable time period during or after the leave. An employer's requirements for verification may not result in an unreasonable burden or expense on the employee and may not exceed privacy or verification requirements otherwise established by law.

(h) An employer may not require, as a condition of an employee taking paid sick leave, that the employee search for or find a replacement worker to cover the hours during which the employee is on paid sick leave.

(i) For each hour of paid sick leave used, an employee shall be paid the greater of the minimum hourly wage rate established in this chapter or his or her normal hourly compensation. The employer is responsible for providing regular notification to employees about the amount of paid sick leave available to the employee.

(j) Except as provided in (l) of this subsection, accrued and unused paid sick leave carries over to the following year, but an employer is not required to allow an employee to carry over paid sick leave in excess of 40 hours.

(k) Except as provided in (l) of this subsection, an employer is not required to provide financial or other reimbursement for accrued and unused paid sick leave to any employee upon the employee's termination, resignation, retirement, or other separation from employment. When there is a separation from employment and the employee is rehired within 12 months of separation by the same employer, whether at the same or a different business location of the

employer, previously accrued unused paid sick leave shall be reinstated and the previous period of employment shall be counted for purposes of determining the employee's eligibility to use paid sick leave under ~~((subsection (1)))~~(d) of this ~~((section))~~ subsection. For purposes of this subsection (1)(k), "previously accrued and unused paid sick leave" does not include sick leave paid out to a construction worker under (l) of this subsection.

(l) For workers covered under the North American industry classification system industry code 23, except for North American industry classification system code 236100, residential building construction, who have not met the 90th day eligibility under (d) of this subsection at the time of separation, the employer must pay the former worker the balance of their accrued and unused paid sick leave at the end of the established pay period, pursuant to RCW 49.48.010(2), following the worker's separation.

~~(2) ((For purposes of this section, "family member" means any of the following))~~ The definitions in this subsection apply throughout this section, except for subsection (5) of this section:

~~(a) ((A child, including))~~ "Family member" means a child, grandchild, grandparent, parent, sibling, or spouse of an employee, and also includes any individual who regularly resides in the employee's home or where the relationship creates an expectation that the employee care for the person, and that individual depends on the employee for care. "Family member" includes any individual who regularly resides in the employee's home, except that it does not include an individual who simply resides in the same home with no expectation that the employee care for the individual.

~~(b) "Child" means~~ a biological, adopted, or foster child, ~~a~~ stepchild, ~~a~~ child's spouse, or a child to whom the employee stands in loco parentis, is a legal guardian, or is a de facto parent, regardless of age or dependency status(~~(?)~~).

~~(c) "Grandchild" means a child of the employee's child.~~

~~(d) "Grandparent" means a parent of the employee's parent.~~

~~((b) A)~~ ~~(c)~~ "Parent" means the biological, adoptive, de facto, or foster parent, stepparent, or legal guardian of an employee or the employee's spouse ~~((or registered domestic partner)), or ((a person))~~ an individual who stood in loco parentis to an employee when the employee was a ~~((minor))~~ child(~~(?)~~

~~(e) A spouse;~~

~~(d) A registered domestic partner;~~

~~(e) A grandparent;~~

~~(f) A grandchild; or~~

~~(g) A sibling)).~~

(f) "Spouse" means a husband or wife, as the case may be, or state registered domestic partner.

(3) An employer may not adopt or enforce any policy that counts the use of paid sick leave time as an absence that may lead to or result in discipline against the employee.

(4) An employer may not discriminate or retaliate against an employee for his or her exercise of any rights under this chapter including the use of paid sick leave.

(5)(a) The definitions in this subsection apply to this subsection:

(i) "Average hourly compensation" means a driver's compensation during passenger platform time from, or facilitated by, the transportation network

company, during the 365 days immediately prior to the day that paid sick time is used, divided by the total hours of passenger platform time worked by the driver on that transportation network company's driver platform during that period. "Average hourly compensation" does not include tips.

(ii) "Driver," "driver platform," "passenger platform time," and "transportation network company" have the meanings provided in RCW 49.46.300.

(iii) "Earned paid sick time" is the time provided by a transportation network company to a driver as calculated under this subsection. For each hour of earned paid sick time used by a driver, the transportation network company shall compensate the driver at a rate equal to the driver's average hourly compensation.

(iv) For purposes of drivers, (~~"family member" means any of the following~~) the following definitions apply:

(A) (~~(A child, including)~~) "Family member" means a child, grandchild, grandparent, parent, sibling, or spouse of a driver, and also includes any individual who regularly resides in the driver's home or where the relationship creates an expectation that the driver care for the person, and that individual depends on the driver for care. "Family member" includes any individual who regularly resides in the driver's home, except that it does not include an individual who simply resides in the same home with no expectation that the driver care for the individual.

(B) "Child" means a biological, adopted, or foster child, a stepchild, a child's spouse, or a child to whom the driver stands in loco parentis, is a legal guardian, or is a de facto parent, regardless of age or dependency status(§).

(C) "Grandchild" means a child of the driver's child.

(D) "Grandparent" means a parent of the driver's parent.

(~~(B) A~~) (E) "Parent" means the biological, adoptive, de facto, or foster parent, stepparent, or legal guardian of a driver or the driver's spouse (~~(or registered domestic partner)~~), or (~~(a person)~~) an individual who stood in loco parentis to a driver when the driver was a (~~(minor)~~) child(§).

(C) ~~A spouse;~~

(D) ~~A registered domestic partner;~~

(E) ~~A grandparent;~~

(F) ~~A grandchild; or~~

(G) ~~A sibling).~~

(F) "Spouse" means a husband or wife, as the case may be, or state registered domestic partner.

(b) Beginning January 1, 2023, a transportation network company must provide to each driver operating on its driver platform compensation for earned paid sick time as required by this subsection and subject to the provisions of this subsection. A driver shall accrue one hour of earned paid sick time for every 40 hours of passenger platform time worked.

(c) A driver is entitled to use accrued earned paid sick time upon recording 90 hours of passenger platform time on the transportation network company's driver platform.

(d) For each hour of earned paid sick time used, a driver shall be paid the driver's average hourly compensation.

(e) A transportation network company shall establish an accessible system for drivers to request and use earned paid sick time. The system must be available to drivers via smartphone application and online web portal.

(f) A driver may carry over up to 40 hours of unused earned paid sick time to the next calendar year. If a driver carries over unused earned paid sick time to the following year, accrual of earned paid sick time in the subsequent year must be in addition to the hours accrued in the previous year and carried over.

(g) A driver is entitled to use accrued earned paid sick time if the driver has used the transportation network company's platform as a driver within 90 calendar days preceding the driver's request to use earned paid sick time.

(h) A driver is entitled to use earned paid sick time for the following reasons:

(i) An absence resulting from the driver's mental or physical illness, injury, or health condition; to accommodate the driver's need for medical diagnosis, care, or treatment of a mental or physical illness, injury, or health condition; or an employee's need for preventive medical care;

(ii) To allow the driver to provide care for a family member with a mental or physical illness, injury, or health condition; care of a family member who needs medical diagnosis, care, or treatment of a mental or physical illness, injury, or health condition; or care for a family member who needs preventive medical care;

(iii) When the driver's child's school or place of care has been closed by order of a public official for any health-related reason or has been closed after the declaration of an emergency by a local or state government or agency, or by the federal government;

(iv) For absences for which an employee would be entitled for leave under RCW 49.76.030; and

(v) During a deactivation or other status that prevents the driver from performing network services on the transportation network company's platform, unless the deactivation or status is due to a verified allegation of sexual assault or physical assault perpetrated by the driver.

(i) If a driver does not record any passenger platform time in a transportation network company's driver platform for 365 or more consecutive days, any unused earned paid sick time accrued up to that point with that transportation network company is no longer valid or recognized.

(j) Drivers may use accrued days of earned paid sick time in increments of a minimum of four or more hours. Drivers are entitled to request four or more hours of earned paid sick time for immediate use, including consecutive days of use. Drivers are not entitled to use more than eight hours of earned paid sick time within a single calendar day.

(k) A transportation network company shall compensate a driver for requested hours or days of earned paid sick time no later than 14 calendar days or the next regularly scheduled date of compensation following the requested hours or days of earned paid sick time.

(l) A transportation network company shall not request or require reasonable verification of a driver's qualifying illness except as would be permitted to be requested of an employee under subsection (1)(g) of this section. If a transportation network company requires verification pursuant to this subsection, the transportation network company must compensate the driver for

the requested hours or days of earned paid sick time no later than the driver's next regularly scheduled date of compensation after satisfactory verification is provided.

(m) If a driver accepts an offer of prearranged services for compensation from a transportation network company during the four-hour period or periods for which the driver requested earned paid sick time, a transportation network company may determine that the driver did not use earned paid sick time for an authorized purpose.

(n) A transportation network company shall provide each driver with:

(i) Written notification of the current rate of average hourly compensation while a passenger is in the vehicle during the most recent calendar month for use of earned paid sick time;

(ii) An updated amount of accrued earned paid sick time since the last notification;

(iii) Reduced earned paid sick time since the last notification;

(iv) Any unused earned paid sick time available for use; and

(v) Any amount that the transportation network company may subtract from the driver's compensation for earned paid sick time. The transportation network company shall provide this information to the driver no less than monthly. The transportation network company may choose a reasonable system for providing this notification, including but not limited to: A pay stub; a weekly summary of compensation information; or an online system where drivers can access their own earned paid sick time information. A transportation network company is not required to provide this information to a driver if the driver has not worked any days since the last notification.

(o) A transportation network company may not adopt or enforce any policy that counts the use of earned paid sick time as an absence that may lead to or result in any action that adversely affects the driver's use of the transportation network.

(p) A transportation network company may not take any action against a driver that adversely affects the driver's use of the transportation network due to his or her exercise of any rights under this subsection including the use of earned paid sick time.

(q) The department may adopt rules to implement this subsection.

NEW SECTION. Sec. 2. This act takes effect January 1, 2025.

NEW SECTION. Sec. 3. The department of labor and industries must develop materials and conduct outreach to inform individuals and businesses of the new provisions of this act.

Passed by the Senate February 7, 2024.

Passed by the House February 27, 2024.

Approved by the Governor March 28, 2024.

Filed in Office of Secretary of State March 29, 2024.

## CHAPTER 357

[Engrossed Substitute Senate Bill 5778]

EMPLOYER OPINIONS ON POLITICAL AND RELIGIOUS MATTERS—RIGHTS OF  
EMPLOYEE

AN ACT Relating to protecting the rights of workers exercising their right to refrain from attending meetings or listening to their employer's speech on political or religious matters; adding new sections to chapter 49.44 RCW; and creating a new section.

Be it enacted by the Legislature of the State of Washington:

NEW SECTION, Sec. 1. A new section is added to chapter 49.44 RCW to read as follows:

(1) The legislature recognizes that freedom of speech is a foundational ideal that is core to this nation's identity.

(2) The legislature intends that workers be protected from retaliation by certain employers when the worker chooses to perform their job duties instead of listening to the employer's speech on political or religious matters.

NEW SECTION, Sec. 2. A new section is added to chapter 49.44 RCW to read as follows:

(1) Except as provided in subsections (2) and (3) of this section, any employer, including the state and any instrumentality or political subdivision thereof, may not subject or threaten to subject any employee to discipline or discharge, or otherwise penalize or take any adverse employment action against an employee:

(a) On account of the employee's refusal to:

(i) Attend or participate in an employer-sponsored meeting with the employer or its agent, representative, or designee, the primary purpose of which is to communicate the employer's opinion concerning religious or political matters; or

(ii) Listen to speech or view communications, including electronic communications, the primary purpose of which is to communicate the employer's opinion concerning religious or political matters; or

(b) As a means of requiring an employee to attend a meeting or participate in communications described in (a) of this subsection; or

(c) Because the employee, or a person acting on behalf of the employee, makes a good faith report, orally or in writing, of a violation or a suspected violation of this section. This subsection (1)(c) does not apply if the employee knows that the report is false.

(2) This section does not:

(a) Prohibit an employer or its agent, representative, or designee from communicating to its employees any information that the employer is required by law to communicate, but only to the extent of the legal requirement;

(b) Limit the rights of an employer to offer meetings, forums, or other communications about religious or political matters for which attendance or participation is strictly voluntary;

(c) Limit the rights of an employer or its agent, representative, or designee from communicating to its employees any information, or requiring employee attendance at a meeting or other event, that is necessary for the employees to perform their lawfully required job duties; or

(d) Prohibit an employer or its agent, representative, or designee from requiring its employees to attend any training intended to reduce and prevent workplace harassment or discrimination.

(3) The provisions of this section do not apply to a religious corporation, entity, association, educational institution, or society that is exempt from the requirements of Title VII of the civil rights act of 1964 pursuant to 42 U.S.C. Sec. 2000e-1(a), with respect to speech on religious matters to employees who perform work connected with the activities undertaken by such religious corporation, entity, association, educational institution, or society.

(4) An aggrieved employee may bring a civil action in superior court to enforce this section no later than 90 days after the date of the alleged violation. The court may award a prevailing employee all appropriate relief, including injunctive relief, reinstatement to the employee's former position or an equivalent position, back pay and reestablishment of any employee benefits, including seniority, to which the employee would otherwise have been eligible if the violation had not occurred, and any other appropriate relief as considered necessary by the court.

(5) An employer subject to this section must post a notice of employee rights under this section in a place normally reserved for employment-related notices and in a place commonly frequented by employees.

(6) The definitions in this subsection apply throughout this section unless the context clearly requires otherwise.

(a) "Political matters" means matters relating to elections for political office, political parties, proposals to change legislation, proposals to change regulations, and the decision to join or support any political party or political, civic, community, fraternal, or labor association or organization.

(b) "Religious matters" means matters relating to religious affiliation and practice, and the decision to join or support any religious organization or association.

NEW SECTION. Sec. 3. This act may be known and cited as the employee free choice act.

Passed by the Senate February 7, 2024.

Passed by the House February 29, 2024.

Approved by the Governor March 28, 2024.

Filed in Office of Secretary of State March 29, 2024.

---

**CHAPTER 358**

[Substitute House Bill 1851]

BEHAVIORAL THERAPY FOR YOUTH AND FAMILIES—FIRST APPROACH SKILLS  
TRAINING PROGRAM—FUNDING

AN ACT Relating to implementation of a sustainable funding model for the services provided through the first approach skills training program; and amending RCW 71.24.061, 71.24.063, and 71.24.064.

Be it enacted by the Legislature of the State of Washington:

**Sec. 1.** RCW 71.24.061 and 2021 c 126 s 1 are each amended to read as follows:

(1) The authority shall provide flexibility to encourage licensed or certified community behavioral health agencies to subcontract with an adequate, culturally competent, and qualified children's mental health provider network.

(2) To the extent that funds are specifically appropriated for this purpose or that nonstate funds are available, a children's mental health evidence-based practice institute shall be established at the University of Washington department of psychiatry and behavioral sciences. The institute shall closely collaborate with entities currently engaged in evaluating and promoting the use of evidence-based, research-based, promising, or consensus-based practices in children's mental health treatment, including but not limited to the University of Washington department of psychiatry and behavioral sciences, Seattle children's hospital, the University of Washington school of nursing, the University of Washington school of social work, and the Washington state institute for public policy. To ensure that funds appropriated are used to the greatest extent possible for their intended purpose, the University of Washington's indirect costs of administration shall not exceed ten percent of appropriated funding. The institute shall:

(a) Improve the implementation of evidence-based and research-based practices by providing sustained and effective training and consultation to licensed children's mental health providers and child-serving agencies who are implementing evidence-based or researched-based practices for treatment of children's emotional or behavioral disorders, or who are interested in adapting these practices to better serve ethnically or culturally diverse children. Efforts under this subsection should include a focus on appropriate oversight of implementation of evidence-based practices to ensure fidelity to these practices and thereby achieve positive outcomes;

(b) Continue the successful implementation of the "partnerships for success" model by consulting with communities so they may select, implement, and continually evaluate the success of evidence-based practices that are relevant to the needs of children, youth, and families in their community;

(c) Partner with youth, family members, family advocacy, and culturally competent provider organizations to develop a series of information sessions, literature, and online resources for families to become informed and engaged in evidence-based and research-based practices;

(d) Participate in the identification of outcome-based performance measures under RCW 71.36.025(2) and partner in a statewide effort to implement statewide outcomes monitoring and quality improvement processes; and

(e) Serve as a statewide resource to the authority and other entities on child and adolescent evidence-based, research-based, promising, or consensus-based practices for children's mental health treatment, maintaining a working knowledge through ongoing review of academic and professional literature, and knowledge of other evidence-based practice implementation efforts in Washington and other states.

(3)(a) To the extent that funds are specifically appropriated for this purpose, the authority in collaboration with the University of Washington department of psychiatry and behavioral sciences and Seattle children's hospital shall implement the following access lines:

(i) The partnership access line to support primary care providers in the assessment and provision of appropriate diagnosis and treatment of children with mental and behavioral health disorders and track outcomes of this program;

(ii) The partnership access line for moms to support obstetricians, pediatricians, primary care providers, mental health professionals, and other health care professionals providing care to pregnant women and new mothers through same-day telephone consultations in the assessment and provision of appropriate diagnosis and treatment of depression in pregnant women and new mothers; ~~(and)~~

(iii) The mental health referral service for children and teens to facilitate referrals to children's mental health services and other resources for parents and guardians with concerns related to the mental health of the parent or guardian's child. Facilitation activities include assessing the level of services needed by the child; within an average of seven days from call intake processing with a parent or guardian, identifying mental health professionals who are in-network with the child's health care coverage who are accepting new patients and taking appointments; coordinating contact between the parent or guardian and the mental health professional; and providing postreferral reviews to determine if the child has outstanding needs. In conducting its referral activities, the program shall collaborate with existing databases and resources to identify in-network mental health professionals; and

(iv) The first approach skills training program to provide brief, evidence-based behavioral therapy for youth and families with common mental health concerns.

(b) The program activities described in (a) of this subsection shall be designed to promote more accurate diagnoses and treatment through timely case consultation between primary care providers and child psychiatric specialists, and focused educational learning collaboratives with primary care providers.

(4) The authority, in collaboration with the University of Washington department of psychiatry and behavioral sciences and Seattle children's hospital, shall report on the following:

(a) The number of individuals who have accessed the resources described in subsection (3) of this section;

(b) The number of providers, by type, who have accessed the resources described in subsection (3) of this section;

(c) Demographic information, as available, for the individuals described in (a) of this subsection. Demographic information may not include any personally identifiable information and must be limited to the individual's age, gender, and city and county of residence;

(d) A description of resources provided;

(e) Average time frames from receipt of call to referral for services or resources provided; and

(f) Systemic barriers to services, as determined and defined by the health care authority, the University of Washington department of psychiatry and behavioral sciences, and Seattle children's hospital.

(5) Beginning December 30, 2019, and annually thereafter, the authority must submit, in compliance with RCW 43.01.036, a report to the governor and appropriate committees of the legislature with findings and recommendations for improving services and service delivery from subsection (4) of this section.

(6) The authority shall enforce requirements in managed care contracts to ensure care coordination and network adequacy issues are addressed in order to remove barriers to access to mental health services identified in the report described in subsection (4) of this section.

**Sec. 2.** RCW 71.24.063 and 2020 c 291 s 3 are each amended to read as follows:

(1) The University of Washington department of psychiatry and behavioral ~~((health))~~ sciences shall collect the following information for the ~~((partnership access line described in RCW 71.24.061(3)(a)(i),))~~ partnership access line for moms described in RCW 71.24.061(3)(a)(ii)~~((A))~~, and the psychiatric consultation line described in RCW 71.24.062, in coordination with any hospital that it collaborates with to administer the programs:

(a) The number of individuals served;

(b) Demographic information regarding the individuals served, as available, including the individual's age, gender, and city and county of residence. Demographic information may not include any personally identifiable information;

(c) Demographic information regarding the providers placing the calls, including type of practice, and city and county of practice;

(d) Insurance information, including health plan and carrier, as available;

(e) A description of the resources provided; and

(f) Provider satisfaction.

(2) The ~~((University of Washington department of psychiatry and behavioral health sciences))~~ authority shall collect the following information for the program called the ~~((partnership access line for kids referral and assistance service))~~ mental health referral service for children and teens described in RCW 71.24.061~~((3)(a)(ii)(B))~~ (3)(a)(iii), and the partnership access line described in RCW 71.24.061(3)(a)(i), in coordination with ~~((any))~~ Seattle children's hospital ~~((that it collaborates with))~~ to administer the program:

(a) The number of individuals served;

(b) Demographic information regarding the individuals served, as available, including the individual's age, gender, and city and county of residence. Demographic information may not include any personally identifiable information;

(c) Demographic information regarding the parents or guardians placing the calls, including family location;

(d) Insurance information, including health plan and carrier, as available;

(e) A description of the resources provided;

(f) Average time frames from receipt of the call to referral for services or resources provided;

(g) The most frequently requested issues that parents and guardians are asking for assistance with;

(h) The most frequently requested issues that families are asking for referral assistance with;

(i) The number of individuals that receive an appointment based on referral assistance; and

(j) Parent or guardian satisfaction.

(3) The authority shall collect the following information for the first approach skills training program (FAST) described in RCW 71.24.061(3)(a)(iv), in coordination with Seattle children's hospital to administer the program:

- (a) The number of providers trained;
- (b) The number of clinics supported;
- (c) The number of ongoing consultation training sessions delivered;
- (d) The utilization rates of the FAST website video and materials; and
- (e) Updates on all new materials created, such as new translations, for the program.

**Sec. 3.** RCW 71.24.064 and 2020 c 291 s 4 are each amended to read as follows:

(1) Beginning July 1, 2021, the partnership access lines described in RCW 71.24.061(3)(a), (~~and~~) the psychiatric consultation line described in RCW 71.24.062, and the first approach skills training program described in RCW 71.24.061(3)(a)(iv) shall be funded as follows:

(a) The authority, in consultation with the University of Washington department of psychiatry and behavioral sciences and Seattle children's hospital shall determine the annual costs of operating each program, as well as the authority's costs for administering the programs.

(b) For each program, the authority shall calculate the proportion of clients that are covered by programs administered pursuant to chapter 74.09 RCW. The state must cover the cost for programs administered pursuant to chapter 74.09 RCW through state and federal funds, as appropriated.

(c)(i) The authority shall collect a proportional share of program costs from each of the following entities that are not for covered lives under contract with the authority as medicaid managed care organizations:

- (A) Health carriers, as defined in RCW 48.43.005;
- (B) Self-funded multiple employer welfare arrangements, as defined in RCW 48.125.010;
- (C) Employers or other entities that provide health care in this state, including self-funding entities or employee welfare benefit plans.

(ii) For entities listed in (c)(i) of this subsection, a proportional share of the entity's annual program costs for each program must be calculated by determining the annual cost of operating the program not covered under (b) of this subsection and multiplying it by a fraction that in which the numerator is the entity's total number of resident insured persons among the population served by the program and the denominator is the total number of residents in the state who are served by the program and not covered by programs administered pursuant to chapter 74.09 RCW. The total number of resident insured persons among the population served by the program shall be determined according to the covered lives per calendar year determined by covered person months.

(iii) The entities listed in (c)(i) of this subsection shall provide information needed to calculate the proportional share of program costs under this section to the authority.

(d) The authority's administrative costs for these programs may not be included in the assessments.

(2) The authority may contract with a third-party administrator to calculate and administer the assessments of the entities identified in subsection (1)(c)(i) of this section.

(3) The authority shall develop separate performance measures for the partnership access lines described in RCW 71.24.061(3)(a), and the psychiatric consultation line described in RCW 71.24.062.

(4) The University of Washington department of psychiatry and behavioral sciences, in coordination with any hospital that it collaborates with to administer the programs, shall provide quarterly reports to the authority on the demographic data collected by each program, as described in RCW 71.24.063 (1) and (2), any performance measures specified by the authority, and systemic barriers to services, as determined and defined by the authority, the University of Washington, and Seattle children's hospital.

Passed by the House March 5, 2024.

Passed by the Senate February 28, 2024.

Approved by the Governor March 29, 2024.

Filed in Office of Secretary of State April 1, 2024.

---

## CHAPTER 359

[Substitute Senate Bill 6106]

### PUBLIC SAFETY EMPLOYEES' RETIREMENT SYSTEM—CERTAIN DEPARTMENT OF SOCIAL AND HEALTH SERVICES EMPLOYEES

AN ACT Relating to including in the public safety employees' retirement system specified workers at department of social and health services institutional and residential sites that serve civilly committed residents or serve patients under not guilty by reason of insanity findings; amending RCW 41.37.010; adding a new section to chapter 41.37 RCW; and providing an effective date.

Be it enacted by the Legislature of the State of Washington:

**Sec. 1.** RCW 41.37.010 and 2023 c 199 s 3 are each amended to read as follows:

The definitions in this section apply throughout this chapter unless the context clearly requires otherwise.

(1) "Accumulated contributions" means the sum of all contributions standing to the credit of a member in the member's individual account, including any amount paid under RCW 41.50.165(2), together with the regular interest thereon.

(2) "Actuarial equivalent" means a benefit of equal value when computed upon the basis of such mortality and other tables as may be adopted by the director.

(3) "Adjustment ratio" means the value of index A divided by index B.

(4) "Annuity" means payments for life derived from accumulated contributions of a member. All annuities shall be paid in monthly installments.

(5)(a) "Average final compensation" means the member's average compensation earnable of the highest consecutive sixty months of service credit months prior to such member's retirement, termination, or death. Periods constituting authorized leaves of absence may not be used in the calculation of average final compensation except under RCW 41.37.290.

(b) In calculating average final compensation under (a) of this subsection, the department of retirement systems shall include:

(i) Any compensation forgone by a member employed by a state agency or institution during the 2009-2011 fiscal biennium as a result of reduced work hours, mandatory or voluntary leave without pay, temporary reduction in pay

implemented prior to December 11, 2010, or temporary layoffs if the reduced compensation is an integral part of the employer's expenditure reduction efforts, as certified by the employer;

(ii) Any compensation forgone by a member employed by the state or a local government employer during the 2011-2013 fiscal biennium as a result of reduced work hours, mandatory leave without pay, temporary layoffs, or reductions to current pay if the reduced compensation is an integral part of the employer's expenditure reduction efforts, as certified by the employer. Reductions to current pay shall not include elimination of previously agreed upon future salary increases; and

(iii) Any compensation forgone by a member during the 2019-2021 and 2021-2023 fiscal biennia as a result of reduced work hours, mandatory leave without pay, temporary layoffs, furloughs, reductions to current pay, or other similar measures resulting from the COVID-19 budgetary crisis, if the reduced compensation is an integral part of the employer's expenditure reduction efforts, as certified by the employer. Reductions to current pay shall not include elimination of previously agreed upon future salary increases.

(6) "Beneficiary" means any person in receipt of a retirement allowance or other benefit provided by this chapter resulting from service rendered to an employer by another person.

(7)(a) "Compensation earnable" for members, means salaries or wages earned by a member during a payroll period for personal services, including overtime payments, and shall include wages and salaries deferred under provisions established pursuant to sections 403(b), 414(h), and 457 of the United States internal revenue code, but shall exclude nonmoney maintenance compensation and lump sum or other payments for deferred annual sick leave, unused accumulated vacation, unused accumulated annual leave, or any form of severance pay.

(b) "Compensation earnable" for members also includes the following actual or imputed payments, which are not paid for personal services:

(i) Retroactive payments to an individual by an employer on reinstatement of the employee in a position, or payments by an employer to an individual in lieu of reinstatement, which are awarded or granted as the equivalent of the salary or wage which the individual would have earned during a payroll period shall be considered compensation earnable to the extent provided in this subsection, and the individual shall receive the equivalent service credit;

(ii) In any year in which a member serves in the legislature, the member shall have the option of having such member's compensation earnable be the greater of:

(A) The compensation earnable the member would have received had such member not served in the legislature; or

(B) Such member's actual compensation earnable received for nonlegislative public employment and legislative service combined. Any additional contributions to the retirement system required because compensation earnable under (b)(ii)(A) of this subsection is greater than compensation earnable under (b)(ii)(B) of this subsection shall be paid by the member for both member and employer contributions;

(iii) Assault pay only as authorized by RCW 27.04.100, 72.01.045, and 72.09.240;

(iv) Compensation that a member would have received but for a disability occurring in the line of duty only as authorized by RCW 41.37.060;

(v) Compensation that a member receives due to participation in the leave sharing program only as authorized by RCW 41.04.650 through 41.04.670; and

(vi) Compensation that a member receives for being in standby status. For the purposes of this section, a member is in standby status when not being paid for time actually worked and the employer requires the member to be prepared to report immediately for work, if the need arises, although the need may not arise.

(8) "Department" means the department of retirement systems created in chapter 41.50 RCW.

(9) "Director" means the director of the department.

(10) "Eligible position" means any permanent, full-time position included in subsection (19) of this section.

(11) "Employee" or "employed" means a person who is providing services for compensation to an employer, unless the person is free from the employer's direction and control over the performance of work. The department shall adopt rules and interpret this subsection consistent with common law.

(12)(a) "Employer" means:

(i) The Washington state department of corrections;

(ii) The Washington state parks and recreation commission;

(iii) The Washington state gambling commission;

(iv) The Washington state patrol;

(v) The Washington state department of natural resources;

(vi) The Washington state liquor and cannabis board;

(vii) The Washington state department of veterans affairs;

(viii) The Washington state department of children, youth, and families;

(ix) The Washington state department of social and health services;

(x) Any county corrections department;

(xi) Any city corrections department not covered under chapter 41.28 RCW;

(xii) Any public corrections entity created under RCW 39.34.030 by counties, cities not covered under chapter 41.28 RCW, or both; and

(xiii) Any employer participating in the public employees' retirement system in chapter 41.40 RCW, some or all of whose employees' primary responsibility is to receive, process, transmit, or dispatch 911 emergency and nonemergency calls for law enforcement, fire, emergency medical, or other public safety services that is not already covered by the provisions of this subsection.

(b) Except as otherwise specifically provided in this chapter, "employer" does not include a government contractor. For purposes of this subsection, a "government contractor" is any entity, including a partnership, limited liability company, for-profit or nonprofit corporation, or person, that provides services pursuant to a contract with an employer. The determination whether an employer-employee relationship has been established is not based on the relationship between a government contractor and an employer, but is based solely on the relationship between a government contractor's employee and an employer under this chapter.

(13) "Final compensation" means the annual rate of compensation earnable by a member at the time of termination of employment.

(14) "Index" means, for any calendar year, that year's annual average consumer price index, Seattle, Washington area, for urban wage earners and clerical workers, all items, compiled by the bureau of labor statistics, United States department of labor.

(15) "Index A" means the index for the year prior to the determination of a postretirement adjustment.

(16) "Index B" means the index for the year prior to index A.

(17) "Ineligible position" means any position which does not conform with the requirements set forth in subsection (10) of this section.

(18) "Leave of absence" means the period of time a member is authorized by the employer to be absent from service without being separated from membership.

(19) "Member" means any employee employed by an employer on a full-time basis:

(a) Who is in a position that requires completion of a certified criminal justice training course and is authorized by their employer to arrest, conduct criminal investigations, enforce the criminal laws of the state of Washington, and carry a firearm as part of the job;

(b) Whose primary responsibility is to ensure the custody and security of incarcerated or probationary individuals as a corrections officer, probation officer, or jailer;

(c) Who is a limited authority Washington peace officer, as defined in RCW 10.93.020, for an employer;

(d) Whose primary responsibility is to provide nursing care to, or to ensure the custody and safety of, offender, adult probationary, or patient populations; and who is in a position that requires completion of defensive tactics training or de-escalation training; and who is employed by one of the following state institutions or centers operated by the department of social and health services or the department of children, youth, and families:

(i) Juvenile rehabilitation administration institutions, not including community facilities;

(ii) Mental health hospitals;

(iii) Child study and treatment centers; or

(iv) Institutions or residential sites that serve developmentally disabled patients or offenders, or perform competency restoration services, or serve civily committed residents, or serve patients under not guilty by reason of insanity findings, except for state-operated living alternatives facilities;

(e) Whose primary responsibility is to provide nursing care to offender and patient populations in institutions and centers operated by the following employers: A city or county corrections department as set forth in subsection (12) of this section, a public corrections entity as set forth in subsection (12) of this section, the Washington state department of corrections, or the Washington state department of veterans affairs;

(f) Whose primary responsibility is to receive, process, transmit, or dispatch 911 emergency and nonemergency calls for law enforcement, fire, emergency medical, or other public safety services, or to supervise those employees; or

(g) Whose primary responsibility is to supervise members eligible under this subsection.

(20) "Membership service" means all service rendered as a member.

(21) "Pension" means payments for life derived from contributions made by the employer. All pensions shall be paid in monthly installments.

(22) "Plan" means the Washington public safety employees' retirement system plan 2.

(23) "Regular interest" means such rate as the director may determine.

(24) "Retiree" means any person who has begun accruing a retirement allowance or other benefit provided by this chapter resulting from service rendered to an employer while a member.

(25) "Retirement" means withdrawal from active service with a retirement allowance as provided by this chapter.

(26) "Retirement allowance" means monthly payments to a retiree or beneficiary as provided in this chapter.

(27) "Retirement system" means the Washington public safety employees' retirement system provided for in this chapter.

(28) "Separation from service" occurs when a person has terminated all employment with an employer.

(29) "Service" means periods of employment by a member on or after July 1, 2006, for one or more employers for which compensation earnable is paid. Compensation earnable earned for ninety or more hours in any calendar month shall constitute one service credit month. Compensation earnable earned for at least seventy hours but less than ninety hours in any calendar month shall constitute one-half service credit month of service. Compensation earnable earned for less than seventy hours in any calendar month shall constitute one-quarter service credit month of service. Time spent in standby status, whether compensated or not, is not service.

Any fraction of a year of service shall be taken into account in the computation of such retirement allowance or benefits.

(a) Service in any state elective position shall be deemed to be full-time service.

(b) A member shall receive a total of not more than twelve service credit months of service for such calendar year. If an individual is employed in an eligible position by one or more employers the individual shall receive no more than one service credit month during any calendar month in which multiple service for ninety or more hours is rendered.

(c) Reduction efforts such as furloughs, reduced work hours, mandatory leave without pay, temporary layoffs, or other similar situations as contemplated by subsection (5)(b)(iii) of this section do not result in a reduction in service credit that otherwise would have been earned for that month of work, and the member shall receive the full service credit for the hours that were scheduled to be worked before the reduction.

(30) "Service credit month" means a month or an accumulation of months of service credit which is equal to one.

(31) "Service credit year" means an accumulation of months of service credit which is equal to one when divided by twelve.

(32) "State actuary" or "actuary" means the person appointed pursuant to RCW 44.44.010(2).

(33) "State elective position" means any position held by any person elected or appointed to statewide office or elected or appointed as a member of the legislature.

(34) "State treasurer" means the treasurer of the state of Washington.

NEW SECTION. Sec. 2. A new section is added to chapter 41.37 RCW to read as follows:

(1) An employee of an employer as defined in RCW 41.37.010 who was a member of the public employees' retirement system plan 2 or plan 3 before the effective date of this section, and on the effective date of this section, meets the eligibility requirements as set forth in RCW 41.37.010(19)(d)(iv) has the following options during the election period defined in subsection (2) of this section:

(a) To remain in the public employees' retirement system in the employee's current plan; or

(b) To become a member of the public safety employees' retirement system plan 2 and be a dual member as provided in chapter 41.54 RCW. Any service credit the employee accrued in the public employees' retirement system service credit may not be transferred to the public safety employees' retirement system.

(2) The "election period" is the period between the effective date of this section and September 1, 2025.

(3) During the election period, employees who are employed by an employer as defined in RCW 41.37.010 remain members of the public employees' retirement system plan 2 or plan 3 until they affirmatively elect to join the public safety employees' retirement system. Members who elect to join the public safety employees' retirement system as described in this section will have their membership begin prospectively from the date of their election.

(4) If, after September 1, 2025, the member has not made an election to join the public safety employees' retirement system, the member will remain in the member's current plan in the public employees' retirement system.

(5) An employee who was a member of the public employees' retirement system plan 1 on or before June 1, 2019, and on or after the effective date of this section, is employed by an employer as defined in RCW 41.37.010 as an employee who meets the eligibility requirements included in RCW 41.37.010(19)(d)(iv), shall remain a member of the public employees' retirement system plan 1.

(6) All new employees hired on or after the effective date of this section, who become employed by an employer as defined in RCW 41.37.010 as an employee who meets the eligibility requirements included in RCW 41.37.010(19)(d)(iv), will become members of the public safety employees' retirement system.

NEW SECTION. Sec. 3. This act takes effect June 1, 2025.

Passed by the Senate February 12, 2024.

Passed by the House February 29, 2024.

Approved by the Governor March 29, 2024.

Filed in Office of Secretary of State April 1, 2024.

## CHAPTER 360

[Second Substitute House Bill 2320]

## HIGH THC CANNABIS PRODUCTS

AN ACT Relating to reducing the public health harms associated with high THC cannabis products by raising awareness, implementing and studying health interventions, and increasing the minimum legal age of sale of high THC cannabis products to prevent psychosis; amending RCW 69.50.357; adding a new section to chapter 71.24 RCW; creating new sections; and providing expiration dates.

Be it enacted by the Legislature of the State of Washington:

**NEW SECTION. Sec. 1.** The legislature finds that there is a growing body of research evidencing that consuming cannabis with high concentrations of THC may be harmful to some people, including younger persons and persons who have or are at risk for developing certain mental health conditions or psychotic disorders. Products like THC-infused vape oils, shatter, and dabs can contain close to 100 percent THC, and may carry risks not commonly associated with consumption of useable cannabis flower or other cannabis products with relatively lower THC concentrations. In the interest of public health, the legislature intends to review studies and consider increasing the minimum legal age of sale of high THC cannabis products to age 25, and the legislature intends to require caution notices, developed by the department of health, to be posted at the point of sale in cannabis retail outlets to raise awareness about possible health impacts and risks associated with high THC cannabis. The legislature further intends to implement and study health interventions, gather data, and ensure that new research, data, and information concerning the impacts of high THC cannabis continues to be incorporated into state policy.

**NEW SECTION. Sec. 2.** The legislature intends to provide the department of health with recurring funding available each fiscal year, beginning in fiscal year 2025, to allow the department of health to issue requests for proposals and contract for targeted public health messages and social marketing campaigns directed toward individuals most likely to suffer negative impacts of high THC products including persons under 25 years of age and persons living with mental health challenges. Messages and media campaigns funded must include information about risks, comparative dosing of cannabis products, and resources for persons seeking support for quitting or decreasing their intake of tetrahydrocannabinol. The content of public health messages and social marketing campaigns must be developed in partnership with persons targeted by the messages and campaigns and in consultation with professionals proficient in public health communication and in cannabis research.

**NEW SECTION. Sec. 3.** By July 1, 2025, the department of health must develop an optional training that cannabis retail staff may complete to better understand the health and safety impacts of high THC cannabis products. In developing the optional training, the department of health must consult with cannabis retail staff, cannabis consumers, persons who have been harmed by high THC products, health care providers, prevention professionals, researchers with relevant expertise, behavioral health providers, and representatives of licensed cannabis businesses.

**Sec. 4.** RCW 69.50.357 and 2022 c 16 s 71 are each amended to read as follows:

(1)(a) Retail outlets may not sell products or services other than cannabis concentrates, useable cannabis, cannabis-infused products, or paraphernalia intended for the storage or use of cannabis concentrates, useable cannabis, or cannabis-infused products.

(b)(i) Retail outlets may receive lockable boxes, intended for the secure storage of cannabis products and paraphernalia, and related literature as a donation from another person or entity, that is not a cannabis producer, processor, or retailer, for donation to their customers.

(ii) Retail outlets may donate the lockable boxes and provide the related literature to any person eligible to purchase cannabis products under subsection (2) of this section. Retail outlets may not use the donation of lockable boxes or literature as an incentive or as a condition of a recipient's purchase of a cannabis product or paraphernalia.

(iii) Retail outlets may also purchase and sell lockable boxes, provided that the sales price is not less than the cost of acquisition.

(2) Licensed cannabis retailers may not employ persons under twenty-one years of age or allow persons under twenty-one years of age to enter or remain on the premises of a retail outlet. However, qualifying patients between eighteen and twenty-one years of age with a recognition card may enter and remain on the premises of a retail outlet holding a medical cannabis endorsement and may purchase products for their personal medical use. Qualifying patients who are under the age of eighteen with a recognition card and who accompany their designated providers may enter and remain on the premises of a retail outlet holding a medical cannabis endorsement, but may not purchase products for their personal medical use.

(3)(a) Licensed cannabis retailers must ensure that all employees are trained on the rules adopted to implement this chapter, identification of persons under the age of twenty-one, and other requirements adopted by the board to ensure that persons under the age of twenty-one are not permitted to enter or remain on the premises of a retail outlet.

(b) Licensed cannabis retailers with a medical cannabis endorsement must ensure that all employees are trained on the subjects required by (a) of this subsection as well as identification of authorizations and recognition cards. Employees must also be trained to permit qualifying patients who hold recognition cards and are between the ages of eighteen and twenty-one to enter the premises and purchase cannabis for their personal medical use and to permit qualifying patients who are under the age of eighteen with a recognition card to enter the premises if accompanied by their designated providers.

(4) Except for the purposes of disposal as authorized by the board, no licensed cannabis retailer or employee of a retail outlet may open or consume, or allow to be opened or consumed, any cannabis concentrates, useable cannabis, or cannabis-infused product on the outlet premises.

(5)(a) By December 31, 2024, licensed cannabis retailers shall post a conspicuous notice at the point of sale in retail outlets with information about: (i) The potential health risks and adverse health impacts that may be associated with the consumption of high THC cannabis; (ii) the potentially much higher risks that may be present for younger persons under age 25 as well as for persons who have or are at risk for developing certain mental health conditions or psychotic disorders; and (iii) where to find help in case of negative effects and

resources for quitting or reducing cannabis consumption. The notice must be the same or substantially the same as the notice developed by the department of health under this subsection (5).

(b) The department of health shall develop the notice required under this section and make it available to licensed cannabis retailers. The notice must, at a minimum, identify the information specified in (a)(i) through (iii) of this subsection, and may include additional information.

(6) The board must fine a licensee one thousand dollars for each violation of any subsection of this section. Fines collected under this section must be deposited into the dedicated cannabis account created under RCW 69.50.530.

**NEW SECTION. Sec. 5.** A new section is added to chapter 71.24 RCW to read as follows:

(1) Subject to amounts appropriated for this specific purpose, the health care authority must issue a request for proposal and contract with an entity to develop, implement, test, and evaluate guidance and health interventions for health care providers and patients at risk for developing serious complications due to cannabis consumption who are seeking care in emergency departments, primary care settings, behavioral health settings, other health care facilities, and for use by state poison control and recovery hotlines to promote cannabis use reduction and cessation for the following populations:

(a) Youth and adults at high risk of adverse mental health impacts from use of high THC cannabis;

(b) Youth and adults who have experienced a cannabis-induced first episode psychosis but do not have a diagnosis of a psychotic disorder; and

(c) Youth and adults who have a diagnosed psychotic disorder and use cannabis.

(2) The health care authority must submit a preliminary report to the appropriate committees of the legislature summarizing the progress toward developing and testing health interventions and recruiting patients and health care facilities to participate by December 1, 2025. The health care authority must provide a progress report on initial outcomes of the health interventions for participating patients and health care facilities by July 1, 2027. The health care authority must submit a final report to the appropriate committees of the legislature summarizing the results of the interventions and any recommendations for implementation of health interventions by December 1, 2028.

(3) A contract entered under the authorization in this section must include, in the scope of work, data gathering on adverse health impacts occurring in Washington associated with consumption of high THC cannabis, and data gathered must be included in the reports submitted to the legislature under this section.

(4) This section expires December 31, 2028.

**NEW SECTION. Sec. 6.** (1) Beginning December 1, 2024, the liquor and cannabis board must collect data on the following information on cannabis products sold within Washington state:

(a) The amount of products being sold in the following categories: Usable cannabis, cannabis concentrates, and cannabis-infused products;

(b) The average THC concentration in usable cannabis and cannabis concentrates, and the average milligrams of THC per unit in cannabis-infused products; and

(c) The range of THC concentration in usable cannabis and cannabis concentrates.

(2) By November 14, 2025, the liquor and cannabis board must submit a report to the relevant committees of the legislature on the information collected under subsection (1) of this section.

(3) For the purposes of this section, "product" has the meaning provided in RCW 69.50.535.

(4) This section expires December 31, 2026.

NEW SECTION. Sec. 7. If specific funding for the purposes of this act, referencing this act by bill or chapter number, is not provided by June 30, 2024, in the omnibus appropriations act, this act is null and void.

Passed by the House March 7, 2024.

Passed by the Senate March 7, 2024.

Approved by the Governor March 29, 2024.

Filed in Office of Secretary of State April 1, 2024.

---

### CHAPTER 361

[Substitute House Bill 2348]

#### COUNTY HOSPITALS—FUNDING

AN ACT Relating to county hospital funding; amending RCW 36.62.010, 36.62.090, 84.52.043, 84.52.043, 84.52.010, and 84.52.010; providing an effective date; and providing an expiration date.

Be it enacted by the Legislature of the State of Washington:

**Sec. 1.** RCW 36.62.010 and 1984 c 26 s 1 are each amended to read as follows:

The legislative authority of any county may establish, provide, and maintain hospitals for the care and treatment of the indigent, sick, injured, or infirm, and for this purpose the county legislative authority may:

(1) Purchase or lease real property or use lands already owned by the county;

(2) Erect all necessary buildings, make all necessary improvements and repairs and alter any existing building for the use of said hospitals;

(3) Use county moneys, levy taxes, and issue bonds as authorized by law, to raise a sufficient amount of money to ~~((eover))~~ pay, finance, or refinance the cost of procuring the site, constructing and operating hospitals, and for the maintenance and capital expenses thereof and all other necessary and proper expenses; and

(4) Accept and hold in trust for the county any grant of land, gift or bequest of money, or any donation for the benefit of the purposes of this chapter, and apply the same in accordance with the terms of the gift.

**Sec. 2.** RCW 36.62.090 and 1984 c 26 s 6 are each amended to read as follows:

(1) If the hospital is established, the county legislative authority, at the time of levying general taxes, may levy an additional regular property tax, not to

exceed (~~(fifty)~~) 20 cents per thousand dollars of assessed value in any one year, for the operation, maintenance, and capital expenses of the hospital, and any outpatient clinics operated by the hospital, and for the payment of principal and interest on bonds issued for such purposes. The limitations in RCW 84.52.043 do not apply to the tax levy authorized in this section and the limitation in RCW 84.55.010 does not apply to the first year that the tax levy is imposed under this section.

(2) Only a county with a population exceeding 2,000,000 may impose the additional regular property tax authorized under this section.

**Sec. 3.** RCW 84.52.043 and 2023 c 28 s 5 are each amended to read as follows:

Within and subject to the limitations imposed by RCW 84.52.050 as amended, the regular ad valorem tax levies upon real and personal property by the taxing districts hereafter named are as follows:

(1) Levies of the senior taxing districts are as follows: (a) The levies by the state may not exceed the applicable aggregate rate limit specified in RCW 84.52.065 (2) or (4) adjusted to the state equalized value in accordance with the indicated ratio fixed by the state department of revenue to be used exclusively for the support of the common schools; (b) the levy by any county may not exceed \$1.80 per \$1,000 of assessed value; (c) the levy by any road district may not exceed \$2.25 per \$1,000 of assessed value; and (d) the levy by any city or town may not exceed \$3.375 per \$1,000 of assessed value. However, any county is hereby authorized to increase its levy from \$1.80 to a rate not to exceed \$2.475 per \$1,000 of assessed value for general county purposes if the total levies for both the county and any road district within the county do not exceed \$4.05 per \$1,000 of assessed value, and no other taxing district has its levy reduced as a result of the increased county levy.

(2) The aggregate levies of junior taxing districts and senior taxing districts, other than the state, may not exceed \$5.90 per \$1,000 of assessed valuation. The term "junior taxing districts" includes all taxing districts other than the state, counties, road districts, cities, towns, port districts, and public utility districts. The limitations provided in this subsection do not apply to: (a) Levies at the rates provided by existing law by or for any port or public utility district; (b) excess property tax levies authorized in Article VII, section 2 of the state Constitution; (c) levies for acquiring conservation futures as authorized under RCW 84.34.230; (d) levies for emergency medical care or emergency medical services imposed under RCW 84.52.069; (e) levies to finance affordable housing imposed under RCW 84.52.105; (f) the portions of levies by metropolitan park districts that are protected under RCW 84.52.120; (g) levies imposed by ferry districts under RCW 36.54.130; (h) levies for criminal justice purposes under RCW 84.52.135; (i) the portions of levies by fire protection districts and regional fire protection service authorities that are protected under RCW 84.52.125; (j) levies by counties for transit-related purposes under RCW 84.52.140; (k) the portion of the levy by flood control zone districts that are protected under RCW 84.52.816; (l) levies imposed by a regional transit authority under RCW 81.104.175; (m) levies imposed by any park and recreation district described under RCW 84.52.010(3)(a)(viii); (~~and~~) (n) the portion of any levy resulting from the correction of a levy error under RCW 84.52.085(3); and (o) levies for county hospital purposes under RCW 36.62.090.

**Sec. 4.** RCW 84.52.043 and 2023 c 28 s 6 are each amended to read as follows:

Within and subject to the limitations imposed by RCW 84.52.050 as amended, the regular ad valorem tax levies upon real and personal property by the taxing districts hereafter named are as follows:

(1) Levies of the senior taxing districts are as follows: (a) The levies by the state may not exceed the applicable aggregate rate limit specified in RCW 84.52.065 (2) or (4) adjusted to the state equalized value in accordance with the indicated ratio fixed by the state department of revenue to be used exclusively for the support of the common schools; (b) the levy by any county may not exceed \$1.80 per \$1,000 of assessed value; (c) the levy by any road district may not exceed \$2.25 per \$1,000 of assessed value; and (d) the levy by any city or town may not exceed \$3.375 per \$1,000 of assessed value. However any county is hereby authorized to increase its levy from \$1.80 to a rate not to exceed \$2.475 per \$1,000 of assessed value for general county purposes if the total levies for both the county and any road district within the county do not exceed \$4.05 per \$1,000 of assessed value, and no other taxing district has its levy reduced as a result of the increased county levy.

(2) The aggregate levies of junior taxing districts and senior taxing districts, other than the state, may not exceed \$5.90 per \$1,000 of assessed valuation. The term "junior taxing districts" includes all taxing districts other than the state, counties, road districts, cities, towns, port districts, and public utility districts. The limitations provided in this subsection do not apply to: (a) Levies at the rates provided by existing law by or for any port or public utility district; (b) excess property tax levies authorized in Article VII, section 2 of the state Constitution; (c) levies for acquiring conservation futures as authorized under RCW 84.34.230; (d) levies for emergency medical care or emergency medical services imposed under RCW 84.52.069; (e) levies to finance affordable housing imposed under RCW 84.52.105; (f) the portions of levies by metropolitan park districts that are protected under RCW 84.52.120; (g) levies imposed by ferry districts under RCW 36.54.130; (h) levies for criminal justice purposes under RCW 84.52.135; (i) the portions of levies by fire protection districts and regional fire protection service authorities that are protected under RCW 84.52.125; (j) levies by counties for transit-related purposes under RCW 84.52.140; (k) the portion of the levy by flood control zone districts that are protected under RCW 84.52.816; (l) levies imposed by a regional transit authority under RCW 81.104.175; ~~((and))~~ (m) the portion of any levy resulting from the correction of a levy error under RCW 84.52.085(3); and (n) levies for county hospital purposes under RCW 36.62.090.

**Sec. 5.** RCW 84.52.010 and 2023 c 28 s 3 are each amended to read as follows:

(1) Except as is permitted under RCW 84.55.050, all taxes must be levied or voted in specific amounts.

(2) The rate percent of all taxes for state and county purposes, and purposes of taxing districts coextensive with the county, must be determined, calculated and fixed by the county assessors of the respective counties, within the limitations provided by law, upon the assessed valuation of the property of the county, as shown by the completed tax rolls of the county, and the rate percent of all taxes levied for purposes of taxing districts within any county must be

determined, calculated, and fixed by the county assessors of the respective counties, within the limitations provided by law, upon the assessed valuation of the property of the taxing districts respectively.

(3) When a county assessor finds that the aggregate rate of tax levy on any property, that is subject to the limitations set forth in RCW 84.52.043 or 84.52.050, exceeds the limitations provided in either of these sections, the assessor must recompute and establish a consolidated levy in the following manner:

(a) The full certified rates of tax levy for state, county, county road district, regional transit authority, and city or town purposes must be extended on the tax rolls in amounts not exceeding the limitations established by law; however, any state levy takes precedence over all other levies and may not be reduced for any purpose other than that required by RCW 84.55.010. If, as a result of the levies imposed under RCW 36.54.130, 36.69.145 by a park and recreation district described under (a)(viii) of this subsection (3), 84.34.230, 84.52.069, 84.52.105, 36.62.090, the portion of the levy by a metropolitan park district that was protected under RCW 84.52.120, 84.52.125, 84.52.135, and 84.52.140, the portion of the levy by a flood control zone district that was protected under RCW 84.52.816, and any portion of a levy resulting from the correction of a levy error under RCW 84.52.085(3), the combined rate of regular property tax levies that are subject to the one percent limitation exceeds one percent of the true and fair value of any property, then these levies must be reduced as follows:

(i) The portion of any levy resulting from the correction of a levy error under RCW 84.52.085(3) must be reduced until the combined rate no longer exceeds one percent of the true and fair value of any property or must be eliminated;

(ii) If the combined rate of regular property tax levies that are subject to the one percent limitation still exceeds one percent of the true and fair value of any property, the portion of the levy by a flood control zone district that was protected under RCW 84.52.816 must be reduced until the combined rate no longer exceeds one percent of the true and fair value of any property or must be eliminated;

(iii) If the combined rate of regular property tax levies that are subject to the one percent limitation still exceeds one percent of the true and fair value of any property, the levy imposed by a county under RCW 84.52.140 must be reduced until the combined rate no longer exceeds one percent of the true and fair value of any property or must be eliminated;

(iv) If the combined rate of regular property tax levies that are subject to the one percent limitation still exceeds one percent of the true and fair value of any property, the portion of the levy by a fire protection district or regional fire protection service authority that is protected under RCW 84.52.125 must be reduced until the combined rate no longer exceeds one percent of the true and fair value of any property or must be eliminated;

(v) If the combined rate of regular property tax levies that are subject to the one percent limitation still exceeds one percent of the true and fair value of any property, the levy imposed by a county under RCW 84.52.135 must be reduced until the combined rate no longer exceeds one percent of the true and fair value of any property or must be eliminated;

(vi) If the combined rate of regular property tax levies that are subject to the one percent limitation still exceeds one percent of the true and fair value of any property, the levy imposed by a ferry district under RCW 36.54.130 must be reduced until the combined rate no longer exceeds one percent of the true and fair value of any property or must be eliminated;

(vii) If the combined rate of regular property tax levies that are subject to the one percent limitation still exceeds one percent of the true and fair value of any property, the portion of the levy by a metropolitan park district that is protected under RCW 84.52.120 must be reduced until the combined rate no longer exceeds one percent of the true and fair value of any property or must be eliminated;

(viii) If the combined rate of regular property tax levies that are subject to the one percent limitation still exceeds one percent of the true and fair value of any property, then the levies imposed under RCW 36.69.145 must be reduced until the combined rate no longer exceeds one percent of the true and fair value of any property or must be eliminated. This subsection (3)(a)(viii) only applies to a park and recreation district located on an island and within a county with a population exceeding 2,000,000;

(ix) If the combined rate of regular property tax levies that are subject to the one percent limitation still exceeds one percent of the true and fair value of any property, then the levies imposed under RCW 84.34.230, 84.52.105, 36.62.090, and any portion of the levy imposed under RCW 84.52.069 that is in excess of 30 cents per \$1,000 of assessed value, must be reduced on a pro rata basis until the combined rate no longer exceeds one percent of the true and fair value of any property or must be eliminated; and

(x) If the combined rate of regular property tax levies that are subject to the one percent limitation still exceeds one percent of the true and fair value of any property, then the 30 cents per \$1,000 of assessed value of tax levy imposed under RCW 84.52.069 must be reduced until the combined rate no longer exceeds one percent of the true and fair value of any property or eliminated.

(b) The certified rates of tax levy subject to these limitations by all junior taxing districts imposing taxes on such property must be reduced or eliminated as follows to bring the consolidated levy of taxes on such property within the provisions of these limitations:

(i) First, the certified property tax levy authorized under RCW 84.52.821 must be reduced on a pro rata basis or eliminated;

(ii) Second, if the consolidated tax levy rate still exceeds these limitations, the certified property tax levy rates of those junior taxing districts authorized under RCW 36.68.525, 36.69.145 except a park and recreation district described under (a)(viii) of this subsection, 35.95A.100, and 67.38.130 must be reduced on a pro rata basis or eliminated;

(iii) Third, if the consolidated tax levy rate still exceeds these limitations, the certified property tax levy rates of flood control zone districts other than the portion of a levy protected under RCW 84.52.816 must be reduced on a pro rata basis or eliminated;

(iv) Fourth, if the consolidated tax levy rate still exceeds these limitations, the certified property tax levy rates of all other junior taxing districts, other than fire protection districts, regional fire protection service authorities, library districts, the first 50 cents per \$1,000 of assessed valuation levies for

metropolitan park districts, and the first 50 cents per \$1,000 of assessed valuation levies for public hospital districts, must be reduced on a pro rata basis or eliminated;

(v) Fifth, if the consolidated tax levy rate still exceeds these limitations, the first 50 cents per \$1,000 of assessed valuation levies for metropolitan park districts created on or after January 1, 2002, must be reduced on a pro rata basis or eliminated;

(vi) Sixth, if the consolidated tax levy rate still exceeds these limitations, the certified property tax levy rates authorized to fire protection districts under RCW 52.16.140 and 52.16.160 and regional fire protection service authorities under RCW 52.26.140(1) (b) and (c) must be reduced on a pro rata basis or eliminated; and

(vii) Seventh, if the consolidated tax levy rate still exceeds these limitations, the certified property tax levy rates authorized for fire protection districts under RCW 52.16.130, regional fire protection service authorities under RCW 52.26.140(1)(a), library districts, metropolitan park districts created before January 1, 2002, under their first 50 cents per \$1,000 of assessed valuation levy, and public hospital districts under their first 50 cents per \$1,000 of assessed valuation levy, must be reduced on a pro rata basis or eliminated.

**Sec. 6.** RCW 84.52.010 and 2023 c 28 s 4 are each amended to read as follows:

(1) Except as is permitted under RCW 84.55.050, all taxes must be levied or voted in specific amounts.

(2) The rate percent of all taxes for state and county purposes, and purposes of taxing districts coextensive with the county, must be determined, calculated and fixed by the county assessors of the respective counties, within the limitations provided by law, upon the assessed valuation of the property of the county, as shown by the completed tax rolls of the county, and the rate percent of all taxes levied for purposes of taxing districts within any county must be determined, calculated and fixed by the county assessors of the respective counties, within the limitations provided by law, upon the assessed valuation of the property of the taxing districts respectively.

(3) When a county assessor finds that the aggregate rate of tax levy on any property, that is subject to the limitations set forth in RCW 84.52.043 or 84.52.050, exceeds the limitations provided in either of these sections, the assessor must recompute and establish a consolidated levy in the following manner:

(a) The full certified rates of tax levy for state, county, county road district, regional transit authority, and city or town purposes must be extended on the tax rolls in amounts not exceeding the limitations established by law; however any state levy takes precedence over all other levies and may not be reduced for any purpose other than that required by RCW 84.55.010. If, as a result of the levies imposed under RCW 36.54.130, 84.34.230, 84.52.069, 84.52.105, 36.62.090, the portion of the levy by a metropolitan park district that was protected under RCW 84.52.120, 84.52.125, 84.52.135, and 84.52.140, the portion of the levy by a flood control zone district that was protected under RCW 84.52.816, and the portion of any levy resulting from the correction of a levy error under RCW 84.52.085(3), the combined rate of regular property tax levies that are subject to

the one percent limitation exceeds one percent of the true and fair value of any property, then these levies must be reduced as follows:

(i) The portion of any levy resulting from the correction of a levy error under RCW 84.52.085(3) must be reduced until the combined rate no longer exceeds one percent of the true and fair value of any property or must be eliminated;

(ii) If the combined rate of regular property tax levies that are subject to the one percent limitation still exceeds one percent of the true and fair value of any property, the portion of the levy by a flood control zone district that was protected under RCW 84.52.816 must be reduced until the combined rate no longer exceeds one percent of the true and fair value of any property or must be eliminated;

(iii) If the combined rate of regular property tax levies that are subject to the one percent limitation still exceeds one percent of the true and fair value of any property, the levy imposed by a county under RCW 84.52.140 must be reduced until the combined rate no longer exceeds one percent of the true and fair value of any property or must be eliminated;

(iv) If the combined rate of regular property tax levies that are subject to the one percent limitation still exceeds one percent of the true and fair value of any property, the portion of the levy by a fire protection district or regional fire protection service authority that is protected under RCW 84.52.125 must be reduced until the combined rate no longer exceeds one percent of the true and fair value of any property or must be eliminated;

(v) If the combined rate of regular property tax levies that are subject to the one percent limitation still exceeds one percent of the true and fair value of any property, the levy imposed by a county under RCW 84.52.135 must be reduced until the combined rate no longer exceeds one percent of the true and fair value of any property or must be eliminated;

(vi) If the combined rate of regular property tax levies that are subject to the one percent limitation still exceeds one percent of the true and fair value of any property, the levy imposed by a ferry district under RCW 36.54.130 must be reduced until the combined rate no longer exceeds one percent of the true and fair value of any property or must be eliminated;

(vii) If the combined rate of regular property tax levies that are subject to the one percent limitation still exceeds one percent of the true and fair value of any property, the portion of the levy by a metropolitan park district that is protected under RCW 84.52.120 must be reduced until the combined rate no longer exceeds one percent of the true and fair value of any property or must be eliminated;

(viii) If the combined rate of regular property tax levies that are subject to the one percent limitation still exceeds one percent of the true and fair value of any property, then the levies imposed under RCW 84.34.230, 84.52.105, 36.62.090, and any portion of the levy imposed under RCW 84.52.069 that is in excess of 30 cents per \$1,000 of assessed value, must be reduced on a pro rata basis until the combined rate no longer exceeds one percent of the true and fair value of any property or must be eliminated; and

(ix) If the combined rate of regular property tax levies that are subject to the one percent limitation still exceeds one percent of the true and fair value of any property, then the 30 cents per \$1,000 of assessed value of tax levy imposed

under RCW 84.52.069 must be reduced until the combined rate no longer exceeds one percent of the true and fair value of any property or eliminated.

(b) The certified rates of tax levy subject to these limitations by all junior taxing districts imposing taxes on such property must be reduced or eliminated as follows to bring the consolidated levy of taxes on such property within the provisions of these limitations:

(i) First, the certified property tax levy authorized under RCW 84.52.821 must be reduced on a pro rata basis or eliminated;

(ii) Second, if the consolidated tax levy rate still exceeds these limitations, the certified property tax levy rates of those junior taxing districts authorized under RCW 36.68.525, 36.69.145, 35.95A.100, and 67.38.130 must be reduced on a pro rata basis or eliminated;

(iii) Third, if the consolidated tax levy rate still exceeds these limitations, the certified property tax levy rates of flood control zone districts other than the portion of a levy protected under RCW 84.52.816 must be reduced on a pro rata basis or eliminated;

(iv) Fourth, if the consolidated tax levy rate still exceeds these limitations, the certified property tax levy rates of all other junior taxing districts, other than fire protection districts, regional fire protection service authorities, library districts, the first 50 cents per \$1,000 of assessed valuation levies for metropolitan park districts, and the first 50 cents per \$1,000 of assessed valuation levies for public hospital districts, must be reduced on a pro rata basis or eliminated;

(v) Fifth, if the consolidated tax levy rate still exceeds these limitations, the first 50 cents per \$1,000 of assessed valuation levies for metropolitan park districts created on or after January 1, 2002, must be reduced on a pro rata basis or eliminated;

(vi) Sixth, if the consolidated tax levy rate still exceeds these limitations, the certified property tax levy rates authorized to fire protection districts under RCW 52.16.140 and 52.16.160 and regional fire protection service authorities under RCW 52.26.140(1) (b) and (c) must be reduced on a pro rata basis or eliminated; and

(vii) Seventh, if the consolidated tax levy rate still exceeds these limitations, the certified property tax levy rates authorized for fire protection districts under RCW 52.16.130, regional fire protection service authorities under RCW 52.26.140(1)(a), library districts, metropolitan park districts created before January 1, 2002, under their first 50 cents per \$1,000 of assessed valuation levy, and public hospital districts under their first 50 cents per \$1,000 of assessed valuation levy, must be reduced on a pro rata basis or eliminated.

NEW SECTION. Sec. 7. Sections 3 and 5 of this act expire January 1, 2027.

NEW SECTION. Sec. 8. Sections 4 and 6 of this act take effect January 1, 2027.

Passed by the House March 5, 2024.

Passed by the Senate February 29, 2024.

Approved by the Governor March 29, 2024.

Filed in Office of Secretary of State April 1, 2024.

## CHAPTER 362

[Senate Bill 5184]

## ANESTHESIOLOGIST ASSISTANTS

AN ACT Relating to licensure of anesthesiologist assistants; reenacting and amending RCW 18.130.040 and 18.120.020; and adding a new chapter to Title 18 RCW.

Be it enacted by the Legislature of the State of Washington:

**NEW SECTION. Sec. 1.** The definitions in this section apply throughout this chapter unless the context clearly requires otherwise.

(1) "Anesthesiologist" means an actively practicing, board-eligible physician licensed under chapter 18.71, 18.71B, or 18.57 RCW who has completed a residency or equivalent training in anesthesiology.

(2) "Anesthesiologist assistant" means a person who is licensed by the commission to assist in developing and implementing anesthesia care plans for patients under the supervision of an anesthesiologist or group of anesthesiologists approved by the commission to supervise such assistant.

(3) "Assists" means the anesthesiologist assistant personally performs those duties and responsibilities delegated by the anesthesiologist. Delegated services must be consistent with the delegating anesthesiologist's education, training, experience, and active practice. Delegated services must be of the type that a reasonable and prudent anesthesiologist would find within the scope of sound medical judgment to delegate.

(4) "Commission" means the Washington medical commission.

(5) "Practice medicine" has the meaning defined in RCW 18.71.011.

(6) "Secretary" means the secretary of health or the secretary's designee.

(7) "Supervision" means the immediate availability of the medically directing anesthesiologist for consultation and direction of the activities of the anesthesiologist assistant. A medically directing anesthesiologist is immediately available if they are in physical proximity that allows the anesthesiologist to reestablish direct contact with the patient to meet medical needs and any urgent or emergent clinical problems, and personally participating in the most demanding procedures of the anesthesia plan including, if applicable, induction and emergence. These responsibilities may also be met through coordination among anesthesiologists of the same group or department.

**NEW SECTION. Sec. 2.** (1) The commission shall adopt rules fixing the qualifications and the educational and training requirements for licensure as an anesthesiologist assistant. The requirements shall include completion of an anesthesiologist assistant program accredited by the commission on accreditation of allied health education programs, or successor organization, and within one year successfully taking and passing an examination administered by the national commission for the certification of anesthesiologist assistants or other examination approved by the commission.

(2) Applicants for licensure shall file an application with the commission on a form prepared by the secretary with the approval of the commission, detailing the education, training, and experience of the applicant and such other information as the commission may require. The application shall be accompanied by a fee determined by the secretary as provided in RCW 43.70.250 and 43.70.280. Each applicant shall furnish proof satisfactory to the commission of the following:

(a) That the applicant has completed an accredited anesthesiologist assistant program approved by the commission and is eligible to take the examination approved by the commission; and

(b) That the applicant is physically and mentally capable of practicing as an anesthesiologist assistant with reasonable skill and safety. The commission may require an applicant to submit to such examination or examinations as it deems necessary to determine an applicant's physical or mental capability, or both, to safely practice as an anesthesiologist assistant.

(3)(a) The commission may approve, deny, or take other disciplinary action upon the application for a license as provided in the uniform disciplinary act, chapter 18.130 RCW.

(b) The license shall be renewed as determined under RCW 43.70.250 and 43.70.280. The commission shall request licensees to submit information about their current professional practice at the time of license renewal and licensees must provide the information requested.

(4) No person shall practice as an anesthesiologist assistant or represent that they are a "certified anesthesiologist assistant" or "anesthesiologist assistant" or "C.A.A." or "A.A." without a license granted by the commission.

**NEW SECTION. Sec. 3.** (1) The commission shall adopt rules establishing the requirements and limitations on the practice by and supervision of anesthesiologist assistants, including the number of anesthesiologist assistants an anesthesiologist may supervise concurrently. Unless approved by the commission, an anesthesiologist may not concurrently supervise more than four specific, individual anesthesiologist assistants at any one time.

(2) The commission may adopt rules for the arrangement of other anesthesiologists to serve as backup or on-call supervising anesthesiologists for multiple anesthesiologist assistants.

**NEW SECTION. Sec. 4.** (1) An anesthesiologist assistant may not exceed the scope of their supervising anesthesiologist's practice and may assist with those duties and responsibilities delegated to them by the supervising anesthesiologist, and for which they are competent to assist with based on their education, training, and experience. Duties which an anesthesiologist may delegate to an anesthesiologist assistant include but are not limited to:

(a) Assisting with preoperative anesthetic evaluations, postoperative anesthetic evaluations, and patient progress notes, all to be cosigned by the supervising anesthesiologist within 24 hours;

(b) Administering and assisting with preoperative consultations;

(c) Under the supervising anesthesiologist's consultation and direction, order perioperative pharmaceutical agents, medications, and fluids, to be used only at the facility where ordered, including but not limited to controlled substances, which may be administered prior to the cosignature of the supervising anesthesiologist. The supervising anesthesiologist may review and if required by the facility or institutional policy must cosign these orders in a timely manner;

(d) Changing or discontinuing a medical treatment plan, after consultation with the supervising anesthesiologist;

(e) Calibrating anesthesia delivery systems and obtaining and interpreting information from the systems and monitors, in consultation with an anesthesiologist;

(f) Assisting the supervising anesthesiologist with the implementation of medically accepted monitoring techniques;

(g) Assisting with basic and advanced airway interventions, including but not limited to endotracheal intubation, laryngeal mask insertion, and other advanced airways techniques;

(h) Establishing peripheral intravenous lines, including subcutaneous lidocaine use;

(i) Establishing radial and dorsalis pedis arterial lines;

(j) Assisting with general anesthesia, including induction, maintenance, and emergence;

(k) Assisting with procedures associated with general anesthesia, such as but not limited to gastric intubation;

(l) Administering intermittent vasoactive drugs and starting and titrating vasoactive infusions for the treatment of patient responses to anesthesia;

(m) Assisting with spinal and intravenous regional anesthesia;

(n) Maintaining and managing established neuraxial epidurals and regional anesthesia;

(o) Assisting with monitored anesthesia care;

(p) Evaluating and managing patient controlled analgesia, epidural catheters, and peripheral nerve catheters;

(q) Obtaining venous and arterial blood samples;

(r) Assisting with, ordering, and interpreting appropriate preoperative, point of care, intraoperative, or postoperative diagnostic tests or procedures as authorized by the supervising anesthesiologist;

(s) Obtaining and administering perioperative anesthesia and related pharmaceutical agents including intravenous fluids and blood products;

(t) Participating in management of the patient while in the preoperative suite and recovery area;

(u) Providing assistance to a cardiopulmonary resuscitation team in response to a life-threatening situation;

(v) Participating in administrative, research, and clinical teaching activities as authorized by the supervising anesthesiologist; and

(w) Assisting with such other tasks not prohibited by law under the supervision of a licensed anesthesiologist that an anesthesiologist assistant has been trained and is proficient to assist with.

(2) Nothing in this section shall be construed to prevent an anesthesiologist assistant from having access to and being able to obtain drugs as directed by the supervising anesthesiologist. An anesthesiologist assistant may not prescribe, order, compound, or dispense drugs, medications, or devices of any kind.

**NEW SECTION. Sec. 5.** No anesthesiologist who supervises a licensed anesthesiologist assistant in accordance with and within the terms of any permission granted by the commission is considered as aiding and abetting an unlicensed person to practice medicine. The supervising anesthesiologist and anesthesiologist assistant shall retain professional and personal responsibility for any act which constitutes the practice of medicine as defined in RCW 18.71.011 when performed by the anesthesiologist assistant.

**NEW SECTION. Sec. 6.** An anesthesiologist assistant may sign and attest to any certificates, cards, forms, or other required documentation that the anesthesiologist assistant's supervising anesthesiologist may sign, provided that it is within the anesthesiologist assistant's scope of practice.

**NEW SECTION. Sec. 7.** (1) The uniform disciplinary act, chapter 18.130 RCW, governs the issuance and denial of licenses and the discipline of licensees under this chapter.

(2) The commission shall consult with the board of osteopathic medicine and surgery when investigating allegations of unprofessional conduct against a licensee who has a supervising anesthesiologist license under chapter 18.57 RCW.

**Sec. 8.** RCW 18.130.040 and 2023 c 469 s 18, 2023 c 460 s 15, 2023 c 425 s 27, 2023 c 270 s 14, 2023 c 175 s 11, and 2023 c 123 s 21 are each reenacted and 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) Acupuncturists or acupuncture and Eastern 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 registered, agency affiliated counselors registered, certified, or licensed, 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) Substance use disorder professionals, 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;

(xxvi) Behavior analysts, assistant behavior analysts, and behavior technicians under chapter 18.380 RCW;

(xxvii) Birth doulas certified under chapter 18.47 RCW;

(xxviii) Music therapists licensed under chapter 18.233 RCW;

(xxix) Behavioral health support specialists certified under chapter 18.227 RCW; and

(xxx) Certified peer specialists and certified peer specialist trainees under chapter 18.420 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, licenses issued under chapter 18.265 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 chapter 18.57 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 Washington medical commission as established in chapter 18.71 RCW governing licenses and registrations issued under chapters 18.71 (~~and~~), 18.71A (~~RCW~~), and 18.--- RCW (the new chapter created in section 10 of this act);

(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 board of nursing as established in chapter 18.79 RCW governing licenses and registrations issued under that chapter and under chapter 18.80 RCW;

(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, governing licenses and certifications issued under that chapter; 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. 9.** RCW 18.120.020 and 2023 c 460 s 14 and 2023 c 175 s 9 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) "Applicant group" includes any health professional group or organization, any individual, or any other interested party which proposes that any health professional group not presently regulated be regulated or which proposes to substantially increase the scope of practice of the profession.

(2) "Certificate" and "certification" mean a voluntary process by which a statutory regulatory entity grants recognition to an individual who (a) has met certain prerequisite qualifications specified by that regulatory entity, and (b) may assume or use "certified" in the title or designation to perform prescribed health professional tasks.

(3) "Grandfather clause" means a provision in a regulatory statute applicable to practitioners actively engaged in the regulated health profession prior to the effective date of the regulatory statute which exempts the practitioners from meeting the prerequisite qualifications set forth in the regulatory statute to perform prescribed occupational tasks.

(4) "Health professions" means and includes the following health and health-related licensed or regulated professions and occupations: Podiatric medicine and surgery under chapter 18.22 RCW; chiropractic under chapter 18.25 RCW; dental hygiene under chapter 18.29 RCW; dentistry under chapter 18.32 RCW; denturism under chapter 18.30 RCW; dental anesthesia assistants under chapter 18.350 RCW; dispensing opticians under chapter 18.34 RCW; hearing instruments under chapter 18.35 RCW; naturopaths under chapter 18.36A RCW; embalming and funeral directing under chapter 18.39 RCW; midwifery under chapter 18.50 RCW; nursing home administration under chapter 18.52 RCW; optometry under chapters 18.53 and 18.54 RCW; ophthalmologists under chapter 18.55 RCW; osteopathic medicine and surgery under chapter 18.57 RCW; pharmacy under chapters 18.64 and 18.64A RCW; medicine under chapters 18.71 and 18.71A RCW; emergency medicine under chapter 18.73 RCW; physical therapy under chapter 18.74 RCW; practical nurses under chapter 18.79 RCW; psychologists under chapter 18.83 RCW; registered nurses under chapter 18.79 RCW; occupational therapists licensed under chapter 18.59 RCW; respiratory care practitioners licensed under chapter 18.89 RCW; veterinarians and veterinary technicians under chapter 18.92 RCW; massage

therapists under chapter 18.108 RCW; acupuncturists or acupuncture and Eastern medicine practitioners licensed under chapter 18.06 RCW; persons registered under chapter 18.19 RCW; persons licensed as mental health counselors, marriage and family therapists, and social workers under chapter 18.225 RCW; dietitians and nutritionists certified by chapter 18.138 RCW; radiologic technicians under chapter 18.84 RCW; nursing assistants registered or certified under chapter 18.88A RCW; reflexologists certified under chapter 18.108 RCW; medical assistants-certified, medical assistants-hemodialysis technician, medical assistants-phlebotomist, forensic phlebotomist, and medical assistants-registered certified and registered under chapter 18.360 RCW; licensed behavior analysts, licensed assistant behavior analysts, and certified behavior technicians under chapter 18.380 RCW; music therapists licensed under chapter 18.233 RCW; ~~(and)~~ dental therapists licensed under chapter 18.265 RCW; and anesthesiologist assistants licensed under chapter 18.--- RCW (the new chapter created in section 10 of this act).

(5) "Inspection" means the periodic examination of practitioners by a state agency in order to ascertain whether the practitioners' occupation is being carried out in a fashion consistent with the public health, safety, and welfare.

(6) "Legislative committees of reference" means the standing legislative committees designated by the respective rules committees of the senate and house of representatives to consider proposed legislation to regulate health professions not previously regulated.

(7) "License," "licensing," and "licensure" mean permission to engage in a health profession which would otherwise be unlawful in the state in the absence of the permission. A license is granted to those individuals who meet prerequisite qualifications to perform prescribed health professional tasks and for the use of a particular title.

(8) "Practitioner" means an individual who (a) has achieved knowledge and skill by practice, and (b) is actively engaged in a specified health profession.

(9) "Professional license" means an individual, nontransferable authorization to carry on a health activity based on qualifications which include: (a) Graduation from an accredited or approved program, and (b) acceptable performance on a qualifying examination or series of examinations.

(10) "Public member" means an individual who is not, and never was, a member of the health profession being regulated or the spouse of a member, or an individual who does not have and never has had a material financial interest in either the rendering of the health professional service being regulated or an activity directly related to the profession being regulated.

(11) "Registration" means the formal notification which, prior to rendering services, a practitioner shall submit to a state agency setting forth the name and address of the practitioner; the location, nature and operation of the health activity to be practiced; and, if required by the regulatory entity, a description of the service to be provided.

(12) "Regulatory entity" means any board, commission, agency, division, or other unit or subunit of state government which regulates one or more professions, occupations, industries, businesses, or other endeavors in this state.

(13) "State agency" includes every state office, department, board, commission, regulatory entity, and agency of the state, and, where provided by

law, programs and activities involving less than the full responsibility of a state agency.

**NEW SECTION. Sec. 10.** Sections 1 through 7 of this act constitute a new chapter in Title 18 RCW.

Passed by the Senate March 4, 2024.

Passed by the House February 29, 2024.

Approved by the Governor March 29, 2024.

Filed in Office of Secretary of State April 1, 2024.

## CHAPTER 363

[Engrossed Substitute Senate Bill 6286]

### ANESTHESIA WORKFORCE SHORTAGE—CERTIFIED REGISTERED NURSE ANESTHETISTS

AN ACT Relating to addressing the anesthesia workforce shortage by reducing barriers and expanding educational opportunities to increase the supply of certified registered nurse anesthetists in Washington; creating new sections; and providing an expiration date.

Be it enacted by the Legislature of the State of Washington:

**NEW SECTION. Sec. 1.** The health care system faces increasing costs and workforce shortages. Health care facilities are facing a shortage of anesthesia providers. The legislature recognizes certified registered nurse anesthetists as essential providers of safe, cost-effective, and accessible anesthesia care for Washington residents. It is the intent of the legislature to encourage an ongoing supply and improve the pipeline of certified registered nurse anesthetists in Washington state through educational promotion and expansion.

**NEW SECTION. Sec. 2.** Subject to amounts appropriated specifically for this purpose, the Washington state board of nursing shall develop and manage a grant process for the purposes of providing incentives to certified registered nurse anesthetists to precept nurse anesthesia residents in health care settings. The board of nursing shall ensure the funds in the grant process are distributed equally among the total qualified applicant preceptors that dedicate at least 80 hours per year to precepting any nurse anesthesia residents. The goal of the grant program is to create more clinical placements for nurse anesthesia residents to complete required clinical hours to earn their degree and related licensure.

**NEW SECTION. Sec. 3.** (1) The University of Washington center for health workforce studies, in collaboration with the Washington state board of nursing, the Washington medical commission, and the department of health, shall study the workforce shortages in anesthesia care in each facility providing anesthesia services in Washington state, and shall submit an initial report to the legislature beginning June 30, 2025, with an update report annually thereafter. The center for health workforce studies shall submit a final report due June 30, 2029, detailing the progress made in the previous five years and any findings and policy recommendations to further address the workforce shortages and barriers to further expanding education of certified registered nurse anesthetists. The initial and each subsequent report shall include, but are not limited to, the following:

(a) Identifying the factors and barriers to entry into the profession of nurse anesthesiology;

(b) Evaluating and assessing the current training and pipeline for certified registered nurse anesthetists;

(c) Developing recommendations that reduce barriers for individuals who want to become certified registered nurse anesthetists and increasing the available clinical training slots for nurse anesthesia residents;

(d) Creating and maintaining an implementation plan to improve the pipeline of certified registered nurse anesthetists in the state;

(e) Identifying the number of qualified anesthesia providers, including, at a minimum, physician anesthesiologists and certified registered nurse anesthetists, who may practice independently in the state of Washington at each facility providing anesthesia services; and

(f) Providing policy recommendations to expand the nurse anesthesia workforce and optimize the cost of providing anesthesia services, including initiatives for all practicing independent anesthesia providers to practice at the top of their license.

(2) This section expires June 30, 2030.

Passed by the Senate February 7, 2024.

Passed by the House February 29, 2024.

Approved by the Governor March 29, 2024.

Filed in Office of Secretary of State April 1, 2024.

---

## CHAPTER 364

[Senate Bill 6308]

### 988 SYSTEM—IMPLEMENTATION TIMELINES

AN ACT Relating to extending timelines for implementation of the 988 system; amending RCW 71.24.892; reenacting and amending RCW 71.24.890; and providing an expiration date.

Be it enacted by the Legislature of the State of Washington:

**Sec. 1.** RCW 71.24.890 and 2023 c 454 s 5 and 2023 c 433 s 16 are each reenacted and amended to read as follows:

(1) Establishing the state designated 988 contact hubs and enhancing the crisis response system will require collaborative work between the department and the authority within their respective roles. The department shall have primary responsibility for establishing and designating the designated 988 contact hubs. The authority shall have primary responsibility for developing and implementing the crisis response system and services to support the work of the designated 988 contact hubs. In any instance in which one agency is identified as the lead, the expectation is that agency will be communicating and collaborating with the other to ensure seamless, continuous, and effective service delivery within the statewide crisis response system.

(2) The department shall provide adequate funding for the state's crisis call centers to meet an expected increase in the use of the call centers based on the implementation of the 988 crisis hotline. The funding level shall be established at a level anticipated to achieve an in-state call response rate of at least 90 percent by July 22, 2022. The funding level shall be determined by considering standards and cost per call predictions provided by the administrator of the

national suicide prevention lifeline, call volume predictions, guidance on crisis call center performance metrics, and necessary technology upgrades. In contracting with the crisis call centers, the department:

(a) May provide funding to support crisis call centers and designated 988 contact hubs to enter into limited on-site partnerships with the public safety answering point to increase the coordination and transfer of behavioral health calls received by certified public safety telecommunicators that are better addressed by clinic interventions provided by the 988 system. Tax revenue may be used to support on-site partnerships;

(b) Shall require that crisis call centers enter into data-sharing agreements, when appropriate, with the department, the authority, and applicable regional behavioral health administrative services organizations to provide reports and client level data regarding 988 crisis hotline calls, as allowed by and in compliance with existing federal and state law governing the sharing and use of protected health information, including dispatch time, arrival time, and disposition of the outreach for each call referred for outreach by each region. The department and the authority shall establish requirements that the crisis call centers report the data identified in this subsection (2)(b) to regional behavioral health administrative services organizations for the purposes of maximizing medicaid reimbursement, as appropriate, and implementing this chapter and chapters 71.05 and 71.34 RCW including, but not limited to, administering crisis services for the assigned regional service area, contracting with a sufficient number of licensed or certified providers for crisis services, establishing and maintaining quality assurance processes, maintaining patient tracking, and developing and implementing strategies to coordinate care for individuals with a history of frequent crisis system utilization.

(3) The department shall adopt rules by January 1, 2025, to establish standards for designation of crisis call centers as designated 988 contact hubs. The department shall collaborate with the authority and other agencies to assure coordination and availability of services, and shall consider national guidelines for behavioral health crisis care as determined by the federal substance abuse and mental health services administration, national behavioral health accrediting bodies, and national behavioral health provider associations to the extent they are appropriate, and recommendations from the crisis response improvement strategy committee created in RCW 71.24.892.

(4) The department shall designate designated 988 contact hubs by January 1, 2026. The designated 988 contact hubs shall provide crisis intervention services, triage, care coordination, referrals, and connections to individuals contacting the 988 crisis hotline from any jurisdiction within Washington 24 hours a day, seven days a week, using the system platform developed under subsection (5) of this section.

(a) To be designated as a designated 988 contact hub, the applicant must demonstrate to the department the ability to comply with the requirements of this section and to contract to provide designated 988 contact hub services. The department may revoke the designation of any designated 988 contact hub that fails to substantially comply with the contract.

(b) The contracts entered shall require designated 988 contact hubs to:

(i) Have an active agreement with the administrator of the national suicide prevention lifeline for participation within its network;

(ii) Meet the requirements for operational and clinical standards established by the department and based upon the national suicide prevention lifeline best practices guidelines and other recognized best practices;

(iii) Employ highly qualified, skilled, and trained clinical staff who have sufficient training and resources to provide empathy to callers in acute distress, de-escalate crises, assess behavioral health disorders and suicide risk, triage to system partners for callers that need additional clinical interventions, and provide case management and documentation. Call center staff shall be trained to make every effort to resolve cases in the least restrictive environment and without law enforcement involvement whenever possible. Call center staff shall coordinate with certified peer counselors to provide follow-up and outreach to callers in distress as available. It is intended for transition planning to include a pathway for continued employment and skill advancement as needed for experienced crisis call center employees;

(iv) Train employees on agricultural community cultural competencies for suicide prevention, which may include sharing resources with callers that are specific to members from the agricultural community. The training must prepare staff to provide appropriate assessments, interventions, and resources to members of the agricultural community. Employees may make warm transfers and referrals to a crisis hotline that specializes in working with members from the agricultural community, provided that no person contacting 988 shall be transferred or referred to another service if they are currently in crisis and in need of emotional support;

(v) Prominently display 988 crisis hotline information on their websites and social media, including a description of what the caller should expect when contacting the crisis call center and a description of the various options available to the caller, including call lines specialized in the behavioral health needs of veterans, American Indian and Alaska Native persons, Spanish-speaking persons, and LGBTQ populations. The website may also include resources for programs and services related to suicide prevention for the agricultural community;

(vi) Collaborate with the authority, the national suicide prevention lifeline, and veterans crisis line networks to assure consistency of public messaging about the 988 crisis hotline;

(vii) Develop and submit to the department protocols between the designated 988 contact hub and 911 call centers within the region in which the designated crisis call center operates and receive approval of the protocols by the department and the state 911 coordination office;

(viii) Develop, in collaboration with the region's behavioral health administrative services organizations, and jointly submit to the authority protocols related to the dispatching of mobile rapid response crisis teams and community-based crisis teams endorsed under RCW 71.24.903 and receive approval of the protocols by the authority;

(ix) Provide data and reports and participate in evaluations and related quality improvement activities, according to standards established by the department in collaboration with the authority; and

(x) Enter into data-sharing agreements with the department, the authority, and applicable regional behavioral health administrative services organizations to provide reports and client level data regarding 988 crisis hotline calls, as

allowed by and in compliance with existing federal and state law governing the sharing and use of protected health information, including dispatch time, arrival time, and disposition of the outreach for each call referred for outreach by each region. The department and the authority shall establish requirements that the designated 988 contact hubs report the data identified in this subsection (4)(b)(x) to regional behavioral health administrative services organizations for the purposes of maximizing medicaid reimbursement, as appropriate, and implementing this chapter and chapters 71.05 and 71.34 RCW including, but not limited to, administering crisis services for the assigned regional service area, contracting with a sufficient number or licensed or certified providers for crisis services, establishing and maintaining quality assurance processes, maintaining patient tracking, and developing and implementing strategies to coordinate care for individuals with a history of frequent crisis system utilization.

(c) The department and the authority shall incorporate recommendations from the crisis response improvement strategy committee created under RCW 71.24.892 in its agreements with designated 988 contact hubs, as appropriate.

(5) The department and authority must coordinate to develop the technology and platforms necessary to manage and operate the behavioral health crisis response and suicide prevention system. The department and the authority must include the crisis call centers and designated 988 contact hubs in the decision-making process for selecting any technology platforms that will be used to operate the system. No decisions made by the department or the authority shall interfere with the routing of the 988 crisis hotline calls, texts, or chat as part of Washington's active agreement with the administrator of the national suicide prevention lifeline or 988 administrator that routes 988 contacts into Washington's system. The technologies developed must include:

(a) A new technologically advanced behavioral health and suicide prevention crisis call center system platform for use in designated 988 contact hubs designated by the department under subsection (4) of this section. This platform, which shall be implemented as soon as possible and fully funded by ~~((July 1, 2024))~~ January 1, 2026, shall be developed by the department and must include the capacity to receive crisis assistance requests through phone calls, texts, chats, and other similar methods of communication that may be developed in the future that promote access to the behavioral health crisis system; and

(b) A behavioral health integrated client referral system capable of providing system coordination information to designated 988 contact hubs and the other entities involved in behavioral health care. This system shall be developed by the authority.

(6) In developing the new technologies under subsection (5) of this section, the department and the authority must coordinate to designate a primary technology system to provide each of the following:

(a) Access to real-time information relevant to the coordination of behavioral health crisis response and suicide prevention services, including:

(i) Real-time bed availability for all behavioral health bed types and recliner chairs, including but not limited to crisis stabilization services, 23-hour crisis relief centers, psychiatric inpatient, substance use disorder inpatient, withdrawal management, peer-run respite centers, and crisis respite services, inclusive of both voluntary and involuntary beds, for use by crisis response workers, first

responders, health care providers, emergency departments, and individuals in crisis; and

(ii) Real-time information relevant to the coordination of behavioral health crisis response and suicide prevention services for a person, including the means to access:

(A) Information about any less restrictive alternative treatment orders or mental health advance directives related to the person; and

(B) Information necessary to enable the designated 988 contact hub to actively collaborate with emergency departments, primary care providers and behavioral health providers within managed care organizations, behavioral health administrative services organizations, and other health care payers to establish a safety plan for the person in accordance with best practices and provide the next steps for the person's transition to follow-up noncrisis care. To establish information-sharing guidelines that fulfill the intent of this section the authority shall consider input from the confidential information compliance and coordination subcommittee established under RCW 71.24.892;

~~((b))~~ (b) The means to track the outcome of the 988 call to enable appropriate follow-up, cross-system coordination, and accountability, including as appropriate: (i) Any immediate services dispatched and reports generated from the encounter; (ii) the validation of a safety plan established for the caller in accordance with best practices; (iii) the next steps for the caller to follow in transition to noncrisis follow-up care, including a next-day appointment for callers experiencing urgent, symptomatic behavioral health care needs; and (iv) the means to verify and document whether the caller was successful in making the transition to appropriate noncrisis follow-up care indicated in the safety plan for the person, to be completed either by the care coordinator provided through the person's managed care organization, health plan, or behavioral health administrative services organization, or if such a care coordinator is not available or does not follow through, by the staff of the designated 988 contact hub;

(c) A means to facilitate actions to verify and document whether the person's transition to follow-up noncrisis care was completed and services offered, to be performed by a care coordinator provided through the person's managed care organization, health plan, or behavioral health administrative services organization, or if such a care coordinator is not available or does not follow through, by the staff of the designated 988 contact hub;

(d) The means to provide geographically, culturally, and linguistically appropriate services to persons who are part of high-risk populations or otherwise have need of specialized services or accommodations, and to document these services or accommodations; and

(e) When appropriate, consultation with tribal governments to ensure coordinated care in government-to-government relationships, and access to dedicated services to tribal members.

(7) The authority shall:

(a) Collaborate with county authorities and behavioral health administrative services organizations to develop procedures to dispatch behavioral health crisis services in coordination with designated 988 contact hubs to effectuate the intent of this section;

(b) Establish formal agreements with managed care organizations and behavioral health administrative services organizations by January 1, 2023, to provide for the services, capacities, and coordination necessary to effectuate the intent of this section, which shall include a requirement to arrange next-day appointments for persons contacting the 988 crisis hotline experiencing urgent, symptomatic behavioral health care needs with geographically, culturally, and linguistically appropriate primary care or behavioral health providers within the person's provider network, or, if uninsured, through the person's behavioral health administrative services organization;

(c) Create best practices guidelines by July 1, 2023, for deployment of appropriate and available crisis response services by designated 988 contact hubs to assist 988 hotline callers to minimize nonessential reliance on emergency room services and the use of law enforcement, considering input from relevant stakeholders and recommendations made by the crisis response improvement strategy committee created under RCW 71.24.892;

(d) Develop procedures to allow appropriate information sharing and communication between and across crisis and emergency response systems for the purpose of real-time crisis care coordination including, but not limited to, deployment of crisis and outgoing services, follow-up care, and linked, flexible services specific to crisis response; and

(e) Establish guidelines to appropriately serve high-risk populations who request crisis services. The authority shall design these guidelines to promote behavioral health equity for all populations with attention to circumstances of race, ethnicity, gender, socioeconomic status, sexual orientation, and geographic location, and include components such as training requirements for call response workers, policies for transferring such callers to an appropriate specialized center or subnetwork within or external to the national suicide prevention lifeline network, and procedures for referring persons who access the 988 crisis hotline to linguistically and culturally competent care.

(8) The department shall monitor trends in 988 crisis hotline caller data, as reported by designated 988 contact hubs under subsection (4)(b)(x) of this section, and submit an annual report to the governor and the appropriate committees of the legislature summarizing the data and trends beginning December 1, 2027.

**Sec. 2.** RCW 71.24.892 and 2023 c 454 s 6 are each amended to read as follows:

(1) The crisis response improvement strategy committee is established for the purpose of providing advice in developing an integrated behavioral health crisis response and suicide prevention system containing the elements described in this section. The work of the committee shall be received and reviewed by a steering committee, which shall in turn form subcommittees to provide the technical analysis and input needed to formulate system change recommendations.

(2) ~~(The)~~ (a) Through January 1, 2025, the behavioral health institute at Harborview medical center shall facilitate and provide staff support to the steering committee and to the crisis response improvement strategy committee. The behavioral health institute may contract for the provision of these services.

(b) Beginning January 2, 2025, the authority shall facilitate and provide staff support to the steering committee and to the crisis response improvement

strategy committee. The authority may contract for the provision of these services.

(3) The steering committee shall consist of the five members specified as serving on the steering committee in this subsection and one additional member who has been appointed to serve pursuant to the criteria in either (j), (k), (l), or (m) of this subsection. The steering committee shall select three cochairmen from among its members to lead the crisis response improvement strategy committee. The crisis response improvement strategy committee shall consist of the following members, who shall be appointed or requested by the authority, unless otherwise noted:

(a) The director of the authority, or his or her designee, who shall also serve on the steering committee;

(b) The secretary of the department, or his or her designee, who shall also serve on the steering committee;

(c) A member representing the office of the governor, who shall also serve on the steering committee;

(d) The Washington state insurance commissioner, or his or her designee;

(e) Up to two members representing federally recognized tribes, one from eastern Washington and one from western Washington, who have expertise in behavioral health needs of their communities;

(f) One member from each of the two largest caucuses of the senate, one of whom shall also be designated to participate on the steering committee, to be appointed by the president of the senate;

(g) One member from each of the two largest caucuses of the house of representatives, one of whom shall also be designated to participate on the steering committee, to be appointed by the speaker of the house of representatives;

(h) The director of the Washington state department of veterans affairs, or his or her designee;

(i) The state 911 coordinator, or his or her designee;

(j) A member with lived experience of a suicide attempt;

(k) A member with lived experience of a suicide loss;

(l) A member with experience of participation in the crisis system related to lived experience of a mental health disorder;

(m) A member with experience of participation in the crisis system related to lived experience with a substance use disorder;

(n) A member representing each crisis call center in Washington that is contracted with the national suicide prevention lifeline;

(o) Up to two members representing behavioral health administrative services organizations, one from an urban region and one from a rural region;

(p) A member representing the Washington council for behavioral health;

(q) A member representing the association of alcoholism and addiction programs of Washington state;

(r) A member representing the Washington state hospital association;

(s) A member representing the national alliance on mental illness Washington;

(t) A member representing the behavioral health interests of persons of color recommended by Sea Mar community health centers;

(u) A member representing the behavioral health interests of persons of color recommended by Asian counseling and referral service;

(v) A member representing law enforcement;

(w) A member representing a university-based suicide prevention center of excellence;

(x) A member representing an emergency medical services department with a CARES program;

(y) A member representing medicaid managed care organizations, as recommended by the association of Washington healthcare plans;

(z) A member representing commercial health insurance, as recommended by the association of Washington healthcare plans;

(aa) A member representing the Washington association of designated crisis responders;

(bb) A member representing the children and youth behavioral health work group;

(cc) A member representing a social justice organization addressing police accountability and the use of deadly force; and

(dd) A member representing an organization specializing in facilitating behavioral health services for LGBTQ populations.

(4) The crisis response improvement strategy committee shall assist the steering committee to identify potential barriers and make recommendations necessary to implement and effectively monitor the progress of the 988 crisis hotline in Washington and make recommendations for the statewide improvement of behavioral health crisis response and suicide prevention services.

(5) The steering committee must develop a comprehensive assessment of the behavioral health crisis response and suicide prevention services system by January 1, 2022, including an inventory of existing statewide and regional behavioral health crisis response, suicide prevention, and crisis stabilization services and resources, and taking into account capital projects which are planned and funded. The comprehensive assessment shall identify:

(a) Statewide and regional insufficiencies and gaps in behavioral health crisis response and suicide prevention services and resources needed to meet population needs;

(b) Quantifiable goals for the provision of statewide and regional behavioral health crisis services and targeted deployment of resources, which consider factors such as reported rates of involuntary commitment detentions, single-bed certifications, suicide attempts and deaths, substance use disorder-related overdoses, overdose or withdrawal-related deaths, and incarcerations due to a behavioral health incident;

(c) A process for establishing outcome measures, benchmarks, and improvement targets, for the crisis response system; and

(d) Potential funding sources to provide statewide and regional behavioral health crisis services and resources.

(6) The steering committee, taking into account the comprehensive assessment work under subsection (5) of this section as it becomes available, after discussion with the crisis response improvement strategy committee and hearing reports from the subcommittees, shall report on the following:

(a) A recommended vision for an integrated crisis network in Washington that includes, but is not limited to: An integrated 988 crisis hotline and designated 988 contact hubs; mobile rapid response crisis teams and community-based crisis teams endorsed under RCW 71.24.903; mobile crisis response units for youth, adult, and geriatric population; a range of crisis stabilization services; an integrated involuntary treatment system; access to peer-run services, including peer-run respite centers; adequate crisis respite services; and data resources;

(b) Recommendations to promote equity in services for individuals of diverse circumstances of culture, race, ethnicity, gender, socioeconomic status, sexual orientation, and for individuals in tribal, urban, and rural communities;

(c) Recommendations for a work plan with timelines to implement appropriate local responses to calls to the 988 crisis hotline within Washington in accordance with the time frames required by the national suicide hotline designation act of 2020;

(d) The necessary components of each of the new technologically advanced behavioral health crisis call center system platform and the new behavioral health integrated client referral system, as provided under RCW 71.24.890, for assigning and tracking response to behavioral health crisis calls and providing real-time bed and outpatient appointment availability to 988 operators, emergency departments, designated crisis responders, and other behavioral health crisis responders, which shall include but not be limited to:

(i) Identification of the components that designated 988 contact hub staff need to effectively coordinate crisis response services and find available beds and available primary care and behavioral health outpatient appointments;

(ii) Evaluation of existing bed tracking models currently utilized by other states and identifying the model most suitable to Washington's crisis behavioral health system;

(iii) Evaluation of whether bed tracking will improve access to all behavioral health bed types and other impacts and benefits; and

(iv) Exploration of how the bed tracking and outpatient appointment availability platform can facilitate more timely access to care and other impacts and benefits;

(e) The necessary systems and capabilities that licensed or certified behavioral health agencies, behavioral health providers, and any other relevant parties will require to report, maintain, and update inpatient and residential bed and outpatient service availability in real time to correspond with the crisis call center system platform or behavioral health integrated client referral system identified in RCW 71.24.890, as appropriate;

(f) A work plan to establish the capacity for the designated 988 contact hubs to integrate Spanish language interpreters and Spanish-speaking call center staff into their operations, and to ensure the availability of resources to meet the unique needs of persons in the agricultural community who are experiencing mental health stresses, which explicitly addresses concerns regarding confidentiality;

(g) A work plan with timelines to enhance and expand the availability of mobile rapid response crisis teams and community-based crisis teams endorsed under RCW 71.24.903 based in each region, including specialized teams as appropriate to respond to the unique needs of youth, including American Indian

and Alaska Native youth and LGBTQ youth, and geriatric populations, including older adults of color and older adults with comorbid dementia;

(h) The identification of other personal and systemic behavioral health challenges which implementation of the 988 crisis hotline has the potential to address in addition to suicide response and behavioral health crises;

(i) The development of a plan for the statewide equitable distribution of crisis stabilization services, behavioral health beds, and peer-run respite services;

(j) Recommendations concerning how health plans, managed care organizations, and behavioral health administrative services organizations shall fulfill requirements to provide assignment of a care coordinator and to provide next-day appointments for enrollees who contact the behavioral health crisis system;

(k) Appropriate allocation of crisis system funding responsibilities among medicaid managed care organizations, commercial insurers, and behavioral health administrative services organizations;

(l) Recommendations for constituting a statewide behavioral health crisis response and suicide prevention oversight board or similar structure for ongoing monitoring of the behavioral health crisis system and where this should be established; and

(m) Cost estimates for each of the components of the integrated behavioral health crisis response and suicide prevention system.

(7) The steering committee shall consist only of members appointed to the steering committee under this section. The steering committee shall convene the committee, form subcommittees, assign tasks to the subcommittees, and establish a schedule of meetings and their agendas.

(8) The subcommittees of the crisis response improvement strategy committee shall focus on discrete topics. The subcommittees may include participants who are not members of the crisis response improvement strategy committee, as needed to provide professional expertise and community perspectives. Each subcommittee shall have at least one member representing the interests of stakeholders in a rural community, at least one member representing the interests of stakeholders in an urban community, and at least one member representing the interests of youth stakeholders. The steering committee shall form the following subcommittees:

(a) A Washington tribal 988 subcommittee, which shall examine and make recommendations with respect to the needs of tribes related to the 988 system, and which shall include representation from the American Indian health commission;

(b) A credentialing and training subcommittee, to recommend workforce needs and requirements necessary to implement chapter 302, Laws of 2021, including minimum education requirements such as whether it would be appropriate to allow designated 988 contact hubs to employ clinical staff without a bachelor's degree or master's degree based on the person's skills and life or work experience;

(c) A technology subcommittee, to examine issues and requirements related to the technology needed to implement chapter 302, Laws of 2021;

(d) A cross-system crisis response collaboration subcommittee, to examine and define the complementary roles and interactions between mobile rapid

response crisis teams and community-based crisis teams endorsed under RCW 71.24.903, designated crisis responders, law enforcement, emergency medical services teams, 911 and 988 operators, public and private health plans, behavioral health crisis response agencies, nonbehavioral health crisis response agencies, and others needed to implement chapter 302, Laws of 2021;

(e) A confidential information compliance and coordination subcommittee, to examine issues relating to sharing and protection of health information needed to implement chapter 302, Laws of 2021;

(f) A 988 geolocation subcommittee, to examine privacy issues related to federal planning efforts to route 988 crisis hotline calls based on the person's location, rather than area code, including ways to implement the federal efforts in a manner that maintains public and clinical confidence in the 988 crisis hotline. The 988 geolocation subcommittee must include persons with lived experience with behavioral health conditions as well as representatives of crisis call centers, the behavioral health interests of persons of color, and behavioral health providers; and

(g) Any other subcommittee needed to facilitate the work of the committee, at the discretion of the steering committee.

(9) The proceedings of the crisis response improvement strategy committee must be open to the public and invite testimony from a broad range of perspectives. The committee shall seek input from tribes, veterans, the LGBTQ community, and communities of color to help discern how well the crisis response system is currently working and recommend ways to improve the crisis response system.

(10) Legislative members of the crisis response improvement strategy committee shall be 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.

(11) The steering committee, with the advice of the crisis response improvement strategy committee, shall provide a progress report and the result of its comprehensive assessment under subsection (5) of this section to the governor and appropriate policy and fiscal committee of the legislature by January 1, 2022. The steering committee shall report the crisis response improvement strategy committee's further progress and the steering committee's recommendations related to designated 988 contact hubs to the governor and appropriate policy and fiscal committees of the legislature by January 1, 2023, and January 1, 2024. The steering committee shall provide its final report to the governor and the appropriate policy and fiscal committees of the legislature by January 1, 2025.

(12) This section expires (~~June 30, 2025~~) December 31, 2026.

Passed by the Senate March 5, 2024.

Passed by the House February 29, 2024.

Approved by the Governor March 29, 2024.

Filed in Office of Secretary of State April 1, 2024.

## CHAPTER 365

[Engrossed Senate Bill 5790]

## PUBLIC SCHOOLS—MEDICAL EQUIPMENT

AN ACT Relating to medical equipment in schools; and adding a new section to chapter 28A.210 RCW.

Be it enacted by the Legislature of the State of Washington:

**NEW SECTION. Sec. 1.** A new section is added to chapter 28A.210 RCW to read as follows:

(1) Beginning in the 2026-27 school year, each school district shall:

(a) Maintain and make available to school employees and volunteers bleeding control equipment located on each school campus for use in the event of a traumatic injury involving blood loss. The bleeding control equipment must be stored in an easily accessible area of each school campus;

(b) Require that each school has a minimum of two employees per school who have completed the training described in subsection (4) of this section. If a school has more than 1,000 students, it must have one trained employee per 500 students; and

(c) Require each school to inspect and inventory bleeding control equipment annually and after each use to ensure that any of the equipment is not expired or missing, and that any expired or missing equipment is replaced as necessary.

(2) Bleeding control equipment must include:

(a) A tourniquet endorsed by or approved for use in battlefield trauma care by the United States department of defense committee on tactical combat casualty care;

(b) A compression bandage;

(c) A bleeding control bandage;

(d) Latex-free gloves;

(e) Permanent markers;

(f) Scissors; and

(g) Instructional documents developed by the United States department of homeland security, the American college of surgeons, or a similar organization detailing methods to prevent blood loss following a traumatic event.

(3) In addition to the items listed in subsection (2) of this section, a school district may include other medical materials and equipment that:

(a) Are approved by local law enforcement or first responders;

(b) Can adequately treat a traumatic injury; and

(c) Can be stored with the readily available bleeding control equipment.

(4) School districts may satisfy the training requirements by using in-person and online trainings produced by the United States department of homeland security, the American college of surgeons, or similar organizations. The training must include:

(a) The proper application of pressure to stop bleeding;

(b) The application of dressings and bandages;

(c) Other pressure techniques to control bleeding; and

(d) The correct application of tourniquets.

(5) School districts are encouraged to implement the requirements in this section during the 2024-25 and 2025-26 school years.

(6) This section governs school operation and management under RCW 28A.710.040 and 28A.715.020 and applies to charter schools established under chapter 28A.710 RCW and state-tribal education compact schools subject to chapter 28A.715 RCW.

Passed by the Senate March 7, 2024.

Passed by the House February 27, 2024.

Approved by the Governor March 29, 2024.

Filed in Office of Secretary of State April 1, 2024.

---

## CHAPTER 366

[Second Substitute Senate Bill 6228]

### SUBSTANCE USE DISORDER TREATMENT—VARIOUS PROVISIONS

AN ACT Relating to treatment of substance use disorders; amending RCW 71.24.037, 41.05.526, 48.43.761, 71.24.618, 43.70.250, 41.05.527, 48.43.762, and 42.56.360; adding new sections to chapter 71.24 RCW; adding a new section to chapter 28B.20 RCW; adding a new section to chapter 41.05 RCW; adding a new section to chapter 48.43 RCW; adding a new section to chapter 71.05 RCW; adding a new section to chapter 74.09 RCW; creating new sections; and providing an expiration date.

Be it enacted by the Legislature of the State of Washington:

**NEW SECTION. Sec. 1.** (1) The legislature finds that ensuring that individuals with substance use disorders can enter into and complete residential addiction treatment is an important public policy objective. Substance use disorder providers forcing patients to leave treatment prematurely and insurance authorization barriers both present impediments to realizing this goal.

(2) The legislature further finds that patients with substance use disorders should be provided information regarding and access to the full panoply of treatment options for their condition, as would be the case with any other life-threatening disease. Pharmacotherapies are incredibly effective and severely underutilized tools in the treatment of opioid use disorder and alcohol use disorder. The federal food and drug administration has approved three medications for the treatment of opioid use disorder and three medications for the treatment of alcohol use disorder. Only 37 percent of individuals with opioid use disorder and nine percent of individuals with alcohol use disorder receive medication to treat their condition.

(3) Therefore, it is the intent of the legislature to reduce forced patient discharges from residential addiction treatment, to remove arbitrary insurance authorization barriers to residential addiction treatment, and to ensure that patients with opioid use disorder and alcohol use disorder receive access to care that is consistent with clinical best practices.

**NEW SECTION. Sec. 2.** A new section is added to chapter 71.24 RCW to read as follows:

(1)(a) By October 1, 2024, each licensed or certified behavioral health agency providing voluntary inpatient or residential substance use disorder treatment services or withdrawal management services shall submit to the department any policies that the agency maintains regarding the transfer or discharge of a person without the person's consent from a facility providing those services. The policies that agencies must submit include any policies related to situations in which the agency transfers or discharges a person without

the person's consent, therapeutic progressive disciplinary processes that the agency maintains, and procedures to assure safe transfers and discharges when a patient is discharged without the patient's consent. Behavioral health agencies that do not maintain such policies must provide an attestation to this effect.

(b) By April 1, 2025, the department shall adopt a model policy for licensed or certified behavioral health agencies providing voluntary inpatient or residential substance use disorder treatment services or withdrawal management services to consider when adopting policies related to the transfer or discharge of a person without the person's consent from a facility providing those services. In developing the model policy, the department shall consider the policies submitted by agencies under (a) of this subsection and establish factors to be used in making a decision to transfer or discharge a person without the person's consent. Factors may include, but are not limited to, the person's medical condition, the clinical determination that the person no longer requires treatment or withdrawal management services at the facility, the risk of physical injury presented by the person to the person's self or to other persons at the facility, the extent to which the person's behavior risks the recovery goals of other persons at the facility, and the extent to which the agency has applied a therapeutic progressive disciplinary process. The model policy must include provisions addressing the use of an appropriate therapeutic progressive disciplinary process and procedures to assure safe transfers and discharges of a patient who is discharged without the patient's consent.

(2)(a) Beginning July 1, 2025, every licensed or certified behavioral health agency providing voluntary inpatient or residential substance use disorder treatment services or withdrawal management services shall submit a report to the department for each instance in which a person receiving services either: (i) Was transferred or discharged from the facility by the agency without the person's consent; or (ii) released the person's self from the facility prior to a clinical determination that the person had completed treatment.

(b) The department shall adopt rules to implement the reporting requirement under (a) of this subsection, using a standard form. The rules must require that the agency provide a description of the circumstances related to the person's departure from the facility, including whether the departure was voluntary or involuntary, the extent to which a therapeutic progressive disciplinary process was applied, the patient's self-reported understanding of the reasons for discharge, efforts that were made to avert the discharge, and efforts that were made to establish a safe discharge plan prior to the patient leaving the facility.

(3) Patient health care information contained in reports submitted under subsection (2) of this section is exempt from disclosure under RCW 42.56.360.

(4) This section does not apply to hospitals licensed under chapter 70.41 RCW and psychiatric hospitals licensed under chapter 71.12 RCW.

NEW SECTION. **Sec. 3.** A new section is added to chapter 28B.20 RCW to read as follows:

The addictions, drug, and alcohol institute at the University of Washington shall create a patient shared decision-making tool to assist behavioral health and medical providers when discussing medication treatment options for patients with alcohol use disorder. The institute shall distribute the tool to behavioral health and medical providers and instruct them on ways to incorporate the use of

the tool into their practices. The institute shall conduct regular evaluations of the tool and update the tool as necessary.

**Sec. 4.** RCW 71.24.037 and 2023 c 454 s 2 are each amended to read as follows:

(1) The secretary shall license or certify any agency or facility that: (a) Submits payment of the fee established under RCW 43.70.110 and 43.70.250; (b) submits a complete application that demonstrates the ability to comply with requirements for operating and maintaining an agency or facility in statute or rule; and (c) successfully completes the preclosure inspection requirement.

(2) The secretary shall establish by rule minimum standards for licensed or certified behavioral health agencies that must, at a minimum, establish: (a) Qualifications for staff providing services directly to persons with mental disorders, substance use disorders, or both; (b) the intended result of each service; and (c) the rights and responsibilities of persons receiving behavioral health services pursuant to this chapter and chapter 71.05 RCW. The secretary shall provide for deeming of licensed or certified behavioral health agencies as meeting state minimum standards as a result of accreditation by a recognized behavioral health accrediting body recognized and having a current agreement with the department.

(3) The department shall review reports or other information alleging a failure to comply with this chapter or the standards and rules adopted under this chapter and may initiate investigations and enforcement actions based on those reports.

(4) The department shall conduct inspections of agencies and facilities, including reviews of records and documents required to be maintained under this chapter or rules adopted under this chapter.

(5) The department may suspend, revoke, limit, restrict, or modify an approval, or refuse to grant approval, for failure to meet the provisions of this chapter, or the standards adopted under this chapter. RCW 43.70.115 governs notice of a license or certification denial, revocation, suspension, or modification and provides the right to an adjudicative proceeding.

(6) No licensed or certified behavioral health agency may advertise or represent itself as a licensed or certified behavioral health agency if approval has not been granted or has been denied, suspended, revoked, or canceled.

(7) Licensure or certification as a behavioral health agency is effective for one calendar year from the date of issuance of the license or certification. The license or certification must specify the types of services provided by the behavioral health agency that meet the standards adopted under this chapter. Renewal of a license or certification must be made in accordance with this section for initial approval and in accordance with the standards set forth in rules adopted by the secretary.

(8) Licensure or certification as a licensed or certified behavioral health agency must specify the types of services provided that meet the standards adopted under this chapter. Renewal of a license or certification must be made in accordance with this section for initial approval and in accordance with the standards set forth in rules adopted by the secretary.

(9) The department shall develop a process by which a provider may obtain dual licensure as an evaluation and treatment facility and secure withdrawal management and stabilization facility.

(10) Licensed or certified behavioral health agencies may not provide types of services for which the licensed or certified behavioral health agency has not been certified. Licensed or certified behavioral health agencies may provide services for which approval has been sought and is pending, if approval for the services has not been previously revoked or denied.

(11) The department periodically shall inspect licensed or certified behavioral health agencies at reasonable times and in a reasonable manner.

(12) Upon petition of the department and after a hearing held upon reasonable notice to the facility, the superior court may issue a warrant to an officer or employee of the department authorizing him or her to enter and inspect at reasonable times, and examine the books and accounts of, any licensed or certified behavioral health agency refusing to consent to inspection or examination by the department or which the department has reasonable cause to believe is operating in violation of this chapter.

(13) The department shall maintain and periodically publish a current list of licensed or certified behavioral health agencies.

(14) Each licensed or certified behavioral health agency shall file with the department or the authority upon request, data, statistics, schedules, and information the department or the authority reasonably requires. A licensed or certified behavioral health agency that without good cause fails to furnish any data, statistics, schedules, or information as requested, or files fraudulent returns thereof, may have its license or certification revoked or suspended.

(15) The authority shall use the data provided in subsection (14) of this section to evaluate each program that admits children to inpatient substance use disorder treatment upon application of their parents. The evaluation must be done at least once every twelve months. In addition, the authority shall randomly select and review the information on individual children who are admitted on application of the child's parent for the purpose of determining whether the child was appropriately placed into substance use disorder treatment based on an objective evaluation of the child's condition and the outcome of the child's treatment.

(16) Any settlement agreement entered into between the department and licensed or certified behavioral health agencies to resolve administrative complaints, license or certification violations, license or certification suspensions, or license or certification revocations may not reduce the number of violations reported by the department unless the department concludes, based on evidence gathered by inspectors, that the licensed or certified behavioral health agency did not commit one or more of the violations.

(17) In cases in which a behavioral health agency that is in violation of licensing or certification standards attempts to transfer or sell the behavioral health agency to a family member, the transfer or sale may only be made for the purpose of remedying license or certification violations and achieving full compliance with the terms of the license or certification. Transfers or sales to family members are prohibited in cases in which the purpose of the transfer or sale is to avoid liability or reset the number of license or certification violations found before the transfer or sale. If the department finds that the owner intends to transfer or sell, or has completed the transfer or sale of, ownership of the behavioral health agency to a family member solely for the purpose of resetting the number of violations found before the transfer or sale, the department may

not renew the behavioral health agency's license or certification or issue a new license or certification to the behavioral health service provider.

(18) Every licensed or certified outpatient behavioral health agency shall display the 988 crisis hotline number in common areas of the premises and include the number as a calling option on any phone message for persons calling the agency after business hours.

(19) Every licensed or certified inpatient or residential behavioral health agency must include the 988 crisis hotline number in the discharge summary provided to individuals being discharged from inpatient or residential services.

(20)(a) Licensed or certified behavioral health agencies providing voluntary inpatient or residential substance use disorder treatment services or withdrawal management services:

(i) Must comply with the policy submission and mandatory reporting requirements established in section 2 of this act; and

(ii) May not prohibit a person from receiving services at or being admitted to the agency based solely on prior instances of the person releasing the person's self from the facility prior to a clinical determination that the person had completed treatment.

(b) This subsection (20) does not apply to hospitals licensed under chapter 70.41 RCW and psychiatric hospitals licensed under chapter 71.12 RCW.

(21)(a) A licensed or certified behavioral health agency shall provide each patient seeking treatment for opioid use disorder or alcohol use disorder, whether receiving inpatient or outpatient treatment, with education related to pharmacological treatment options specific to the patient's diagnosed condition. The education must include an unbiased explanation of all recognized forms of treatment approved by the federal food and drug administration, as required under RCW 7.70.050 and 7.70.060, that are clinically appropriate for the patient. Providers may use the patient shared decision-making tools for opioid use disorder and alcohol use disorder developed by the addictions, drug, and alcohol institute at the University of Washington. If the patient elects a clinically appropriate pharmacological treatment option, the behavioral health agency shall support the patient with the implementation of the pharmacological treatment either by direct provision of the medication or by a warm handoff referral, if the treating provider is unable to directly provide the medication.

(b) Unless it meets the requirements of (a) of this subsection, a behavioral health agency may not:

(i) Advertise that it treats opioid use disorder or alcohol use disorder; or

(ii) Treat patients for opioid use disorder or alcohol use disorder, regardless of the form of treatment that the patient chooses.

(c)(i) Failure to meet the education requirements of (a) of this subsection may be an element of proof in demonstrating a breach of the duty to secure an informed consent under RCW 7.70.050.

(ii) Failure to meet the education and facilitation requirements of (a) of this subsection may be the basis of a disciplinary action under this section.

(d) This subsection does not apply to licensed behavioral health agencies that are units within a hospital licensed under chapter 70.41 RCW or a psychiatric hospital licensed under chapter 71.12 RCW.

NEW SECTION. Sec. 5. A new section is added to chapter 71.24 RCW to read as follows:

(1) If a behavioral health provider or licensed or certified behavioral health agency that provides withdrawal management services to a patient seeks to discontinue usage or reduce dosage amounts of a medication, including a psychotropic medication, that the patient has been using in accordance with the directions of a prescribing health care provider, the withdrawal management provider shall engage in individualized, patient-centered, shared decision making, using nonjudgmental and compassionate communication and, with the consent of the patient, make a good faith effort to consult the prescribing health care provider. A withdrawal management provider may not, by philosophy or practice, categorically require all patients to discontinue all psychotropic medications, including benzodiazepines and medications for attention deficit hyperactivity disorder.

(2) This section does not apply to hospitals licensed under chapter 70.41 RCW and psychiatric hospitals licensed under chapter 71.12 RCW.

**Sec. 6.** RCW 41.05.526 and 2020 c 345 s 2 are each amended to read as follows:

(1) Except as provided in subsection (2) of this section, a health plan offered to employees and their covered dependents under this chapter issued or renewed on or after January 1, 2021, may not require an enrollee to obtain prior authorization for withdrawal management services or inpatient or residential substance use disorder treatment services in a behavioral health agency licensed or certified under RCW 71.24.037.

(2)(a) A health plan offered to employees and their covered dependents under this chapter issued or renewed on or after January 1, 2021, must:

(i) Provide coverage for no less than two business days, excluding weekends and holidays, in a behavioral health agency that provides inpatient or residential substance use disorder treatment prior to conducting a utilization review; and

(ii) Provide coverage for no less than three days in a behavioral health agency that provides withdrawal management services prior to conducting a utilization review.

(b)(i) The health plan may not require an enrollee to obtain prior authorization for the services specified in (a) of this subsection as a condition for payment of services prior to the times specified in (a) of this subsection.

(ii) Once the times specified in (a) of this subsection have passed, the health plan may initiate utilization management review procedures if the behavioral health agency continues to provide services or is in the process of arranging for a seamless transfer to an appropriate facility or lower level of care under subsection (6) of this section. For a health plan issued or renewed on or after January 1, 2025, if a health plan authorizes inpatient or residential substance use disorder treatment services pursuant to (a)(i) of this subsection following the initial medical necessity review process under (c)(iii) of this subsection, the length of the initial authorization may not be less than 14 days from the date that the patient was admitted to the behavioral health agency. Any subsequent reauthorization that the health plan approves after the first 14 days must continue for no less than seven days prior to requiring further reauthorization. Nothing prohibits a health plan from requesting information to assist with a seamless transfer under this subsection.

(c)(i) The behavioral health agency under (a) of this subsection must notify an enrollee's health plan as soon as practicable after admitting the enrollee, but

not later than twenty-four hours after admitting the enrollee. The time of notification does not reduce the requirements established in (a) of this subsection.

(ii) The behavioral health agency under (a) of this subsection must provide the health plan with its initial assessment and initial treatment plan for the enrollee within two business days of admission, excluding weekends and holidays, or within three days in the case of a behavioral health agency that provides withdrawal management services.

(iii) After the time period in (a) of this subsection and receipt of the material provided under (c)(ii) of this subsection, the plan may initiate a medical necessity review process. Medical necessity review must be based on the standard set of criteria established under RCW 41.05.528. In a review for inpatient or residential substance use disorder treatment services, a health plan may not make a determination that a patient does not meet medical necessity criteria based primarily on the patient's length of abstinence. If the patient's abstinence from substance use was due to incarceration, hospitalization, or inpatient treatment, a health plan may not consider the patient's length of abstinence in determining medical necessity. If the health plan determines within one business day from the start of the medical necessity review period and receipt of the material provided under (c)(ii) of this subsection that the admission to the facility was not medically necessary and advises the agency of the decision in writing, the health plan is not required to pay the facility for services delivered after the start of the medical necessity review period, subject to the conclusion of a filed appeal of the adverse benefit determination. If the health plan's medical necessity review is completed more than one business day after ~~((the))~~ the start of the medical necessity review period and receipt of the material provided under (c)(ii) of this subsection, the health plan must pay for the services delivered from the time of admission until the time at which the medical necessity review is completed and the agency is advised of the decision in writing.

(3)(a) The behavioral health agency shall document to the health plan the patient's need for continuing care and justification for level of care placement following the current treatment period, based on the standard set of criteria established under RCW 41.05.528, with documentation recorded in the patient's medical record.

(b) For a health plan issued or renewed on or after January 1, 2025, for inpatient or residential substance use disorder treatment services, the health plan may not consider the patient's length of stay at the behavioral health agency when making decisions regarding the authorization to continue care at the behavioral health agency.

(4) Nothing in this section prevents a health carrier from denying coverage based on insurance fraud.

(5) If the behavioral health agency under subsection (2)(a) of this section is not in the enrollee's network:

(a) The health plan is not responsible for reimbursing the behavioral health agency at a greater rate than would be paid had the agency been in the enrollee's network; and

(b) The behavioral health agency may not balance bill, as defined in RCW 48.43.005.

(6) When the treatment plan approved by the health plan involves transfer of the enrollee to a different facility or to a lower level of care, the care coordination unit of the health plan shall work with the current agency to make arrangements for a seamless transfer as soon as possible to an appropriate and available facility or level of care. The health plan shall pay the agency for the cost of care at the current facility until the seamless transfer to the different facility or lower level of care is complete. A seamless transfer to a lower level of care may include same day or next day appointments for outpatient care, and does not include payment for nontreatment services, such as housing services. If placement with an agency in the health plan's network is not available, the health plan shall pay the current agency until a seamless transfer arrangement is made.

(7) The requirements of this section do not apply to treatment provided in out-of-state facilities.

(8) For the purposes of this section "withdrawal management services" means twenty-four hour medically managed or medically monitored detoxification and assessment and treatment referral for adults or adolescents withdrawing from alcohol or drugs, which may include induction on medications for addiction recovery.

**Sec. 7.** RCW 48.43.761 and 2020 c 345 s 3 are each amended to read as follows:

(1) Except as provided in subsection (2) of this section, a health plan issued or renewed on or after January 1, 2021, may not require an enrollee to obtain prior authorization for withdrawal management services or inpatient or residential substance use disorder treatment services in a behavioral health agency licensed or certified under RCW 71.24.037.

(2)(a) A health plan issued or renewed on or after January 1, 2021, must:

(i) Provide coverage for no less than two business days, excluding weekends and holidays, in a behavioral health agency that provides inpatient or residential substance use disorder treatment prior to conducting a utilization review; and

(ii) Provide coverage for no less than three days in a behavioral health agency that provides withdrawal management services prior to conducting a utilization review.

(b)(i) The health plan may not require an enrollee to obtain prior authorization for the services specified in (a) of this subsection as a condition for payment of services prior to the times specified in (a) of this subsection.

(ii) Once the times specified in (a) of this subsection have passed, the health plan may initiate utilization management review procedures if the behavioral health agency continues to provide services or is in the process of arranging for a seamless transfer to an appropriate facility or lower level of care under subsection (6) of this section. For a health plan issued or renewed on or after January 1, 2025, if a health plan authorizes inpatient or residential substance use disorder treatment services pursuant to (a)(i) of this subsection following the initial medical necessity review process under (c)(iii) of this subsection, the length of the initial authorization may not be less than 14 days from the date that the patient was admitted to the behavioral health agency. Any subsequent reauthorization that the health plan approves after the first 14 days must continue for no less than seven days prior to requiring further reauthorization. Nothing prohibits a health plan from requesting information to assist with a seamless transfer under this subsection.

(c)(i) The behavioral health agency under (a) of this subsection must notify an enrollee's health plan as soon as practicable after admitting the enrollee, but not later than twenty-four hours after admitting the enrollee. The time of notification does not reduce the requirements established in (a) of this subsection.

(ii) The behavioral health agency under (a) of this subsection must provide the health plan with its initial assessment and initial treatment plan for the enrollee within two business days of admission, excluding weekends and holidays, or within three days in the case of a behavioral health agency that provides withdrawal management services.

(iii) After the time period in (a) of this subsection and receipt of the material provided under (c)(ii) of this subsection, the plan may initiate a medical necessity review process. Medical necessity review must be based on the standard set of criteria established under RCW 41.05.528. In a review for inpatient or residential substance use disorder treatment services, a health plan may not make a determination that a patient does not meet medical necessity criteria based primarily on the patient's length of abstinence. If the patient's abstinence from substance use was due to incarceration, hospitalization, or inpatient treatment, a health plan may not consider the patient's length of abstinence in determining medical necessity. If the health plan determines within one business day from the start of the medical necessity review period and receipt of the material provided under (c)(ii) of this subsection that the admission to the facility was not medically necessary and advises the agency of the decision in writing, the health plan is not required to pay the facility for services delivered after the start of the medical necessity review period, subject to the conclusion of a filed appeal of the adverse benefit determination. If the health plan's medical necessity review is completed more than one business day after ~~((the))~~ the start of the medical necessity review period and receipt of the material provided under (c)(ii) of this subsection, the health plan must pay for the services delivered from the time of admission until the time at which the medical necessity review is completed and the agency is advised of the decision in writing.

(3)(a) The behavioral health agency shall document to the health plan the patient's need for continuing care and justification for level of care placement following the current treatment period, based on the standard set of criteria established under RCW 41.05.528, with documentation recorded in the patient's medical record.

(b) For a health plan issued or renewed on or after January 1, 2025, for inpatient or residential substance use disorder treatment services, the health plan may not consider the patient's length of stay at the behavioral health agency when making decisions regarding the authorization to continue care at the behavioral health agency.

(4) Nothing in this section prevents a health carrier from denying coverage based on insurance fraud.

(5) If the behavioral health agency under subsection (2)(a) of this section is not in the enrollee's network:

(a) The health plan is not responsible for reimbursing the behavioral health agency at a greater rate than would be paid had the agency been in the enrollee's network; and

(b) The behavioral health agency may not balance bill, as defined in RCW 48.43.005.

(6) When the treatment plan approved by the health plan involves transfer of the enrollee to a different facility or to a lower level of care, the care coordination unit of the health plan shall work with the current agency to make arrangements for a seamless transfer as soon as possible to an appropriate and available facility or level of care. The health plan shall pay the agency for the cost of care at the current facility until the seamless transfer to the different facility or lower level of care is complete. A seamless transfer to a lower level of care may include same day or next day appointments for outpatient care, and does not include payment for nontreatment services, such as housing services. If placement with an agency in the health plan's network is not available, the health plan shall pay the current agency until a seamless transfer arrangement is made.

(7) The requirements of this section do not apply to treatment provided in out-of-state facilities.

(8) For the purposes of this section "withdrawal management services" means twenty-four hour medically managed or medically monitored detoxification and assessment and treatment referral for adults or adolescents withdrawing from alcohol or drugs, which may include induction on medications for addiction recovery.

**Sec. 8.** RCW 71.24.618 and 2020 c 345 s 4 are each amended to read as follows:

(1) Beginning January 1, 2021, a managed care organization may not require an enrollee to obtain prior authorization for withdrawal management services or inpatient or residential substance use disorder treatment services in a behavioral health agency licensed or certified under RCW 71.24.037.

(2)(a) Beginning January 1, 2021, a managed care organization must:

(i) Provide coverage for no less than two business days, excluding weekends and holidays, in a behavioral health agency that provides inpatient or residential substance use disorder treatment prior to conducting a utilization review; and

(ii) Provide coverage for no less than three days in a behavioral health agency that provides withdrawal management services prior to conducting a utilization review.

(b)(i) The managed care organization may not require an enrollee to obtain prior authorization for the services specified in (a) of this subsection as a condition for payment of services prior to the times specified in (a) of this subsection.

(ii) Once the times specified in (a) of this subsection have passed, the managed care organization may initiate utilization management review procedures if the behavioral health agency continues to provide services or is in the process of arranging for a seamless transfer to an appropriate facility or lower level of care under subsection (6) of this section. Beginning January 1, 2025, if a managed care organization authorizes inpatient or residential substance use disorder treatment services pursuant to (a)(i) of this subsection following the initial medical necessity review process under (c)(iii) of this subsection, the length of the initial authorization may not be less than 14 days from the date that the patient was admitted to the behavioral health agency. Any subsequent reauthorization that the managed care organization approves after the first 14 days must continue for no less than seven days prior to requiring further

reauthorization. Nothing prohibits a managed care organization from requesting information to assist with a seamless transfer under this subsection.

(c)(i) The behavioral health agency under (a) of this subsection must notify an enrollee's managed care organization as soon as practicable after admitting the enrollee, but not later than twenty-four hours after admitting the enrollee. The time of notification does not reduce the requirements established in (a) of this subsection.

(ii) The behavioral health agency under (a) of this subsection must provide the managed care organization with its initial assessment and initial treatment plan for the enrollee within two business days of admission, excluding weekends and holidays, or within three days in the case of a behavioral health agency that provides withdrawal management services.

(iii) After the time period in (a) of this subsection and receipt of the material provided under (c)(ii) of this subsection, the managed care organization may initiate a medical necessity review process. Medical necessity review must be based on the standard set of criteria established under RCW 41.05.528. In a review for inpatient or residential substance use disorder treatment services, a managed care organization may not make a determination that a patient does not meet medical necessity criteria based primarily on the patient's length of abstinence. If the patient's abstinence from substance use was due to incarceration, hospitalization, or inpatient treatment, a managed care organization may not consider the patient's length of abstinence in determining medical necessity. If the health plan determines within one business day from the start of the medical necessity review period and receipt of the material provided under (c)(ii) of this subsection that the admission to the facility was not medically necessary and advises the agency of the decision in writing, the health plan is not required to pay the facility for services delivered after the start of the medical necessity review period, subject to the conclusion of a filed appeal of the adverse benefit determination. If the managed care organization's medical necessity review is completed more than one business day after ~~((the))~~ the start of the medical necessity review period and receipt of the material provided under (c)(ii) of this subsection, the managed care organization must pay for the services delivered from the time of admission until the time at which the medical necessity review is completed and the agency is advised of the decision in writing.

(3)(a) The behavioral health agency shall document to the managed care organization the patient's need for continuing care and justification for level of care placement following the current treatment period, based on the standard set of criteria established under RCW 41.05.528, with documentation recorded in the patient's medical record.

(b) Beginning January 1, 2025, for inpatient or residential substance use disorder treatment services, the managed care organization may not consider the patient's length of stay at the behavioral health agency when making decisions regarding the authorization to continue care at the behavioral health agency.

(4) Nothing in this section prevents a health carrier from denying coverage based on insurance fraud.

(5) If the behavioral health agency under subsection (2)(a) of this section is not in the enrollee's network:

(a) The managed care organization is not responsible for reimbursing the behavioral health agency at a greater rate than would be paid had the agency been in the enrollee's network; and

(b) The behavioral health agency may not balance bill, as defined in RCW 48.43.005.

(6) When the treatment plan approved by the managed care organization involves transfer of the enrollee to a different facility or to a lower level of care, the care coordination unit of the managed care organization shall work with the current agency to make arrangements for a seamless transfer as soon as possible to an appropriate and available facility or level of care. The managed care organization shall pay the agency for the cost of care at the current facility until the seamless transfer to the different facility or lower level of care is complete. A seamless transfer to a lower level of care may include same day or next day appointments for outpatient care, and does not include payment for nontreatment services, such as housing services. If placement with an agency in the managed care organization's network is not available, the managed care organization shall pay the current agency at the service level until a seamless transfer arrangement is made.

(7) The requirements of this section do not apply to treatment provided in out-of-state facilities.

(8) For the purposes of this section "withdrawal management services" means twenty-four hour medically managed or medically monitored detoxification and assessment and treatment referral for adults or adolescents withdrawing from alcohol or drugs, which may include induction on medications for addiction recovery.

**NEW SECTION. Sec. 9.** (1) The health care authority, in collaboration with the insurance commissioner, shall convene a work group consisting of commercial health carriers, medicaid managed care organizations, and behavioral health agencies that provide inpatient or residential substance use disorder treatment services. The work group shall develop recommendations for streamlining commercial health carrier and medicaid managed care organization requirements and processes related to the authorization and reauthorization of inpatient or residential substance use disorder treatment. The recommendations must include a universal format accepted by all health carriers and medicaid managed care organizations for behavioral health agencies to use for service authorization and reauthorization requests with common data requirements and a standardized form and simplified electronic process. The health care authority shall submit the recommendations of the work group to the appropriate policy committees of the legislature by December 1, 2024.

(2) This section expires June 1, 2025.

**NEW SECTION. Sec. 10.** A new section is added to chapter 41.05 RCW to read as follows:

When updated versions of the ASAM Criteria, treatment criteria for addictive, substance related, and co-occurring conditions, inclusive of adolescent and transition age youth versions, are published by the American society of addiction medicine, the health care authority and the office of the insurance commissioner shall jointly determine whether to use the updated version, and, if so, the date upon which the updated version must begin to be

used by medicaid managed care organizations, carriers, and other relevant entities. Both agencies shall post notice of their decision on their websites. For purposes of the ASAM Criteria, 4th edition, medicaid managed care organizations and carriers shall begin to use the updated criteria no later than January 1, 2026, unless the health care authority and the office of the insurance commissioner jointly determine that it should not be used.

**NEW SECTION. Sec. 11.** A new section is added to chapter 48.43 RCW to read as follows:

When updated versions of the ASAM Criteria, treatment criteria for addictive, substance related, and co-occurring conditions, inclusive of adolescent and transition age youth versions, are published by the American society of addiction medicine, the health care authority and the office of the insurance commissioner shall jointly determine whether to use the updated version, and, if so, the date upon which the updated version must begin to be used by medicaid managed care organizations, carriers, and other relevant entities. Both agencies shall post notice of their decision on their websites. For purposes of the ASAM Criteria, 4th edition, medicaid managed care organizations and carriers shall begin to use the updated criteria no later than January 1, 2026, unless the health care authority and the office of the insurance commissioner jointly determine that it should not be used.

**NEW SECTION. Sec. 12.** A new section is added to chapter 71.24 RCW to read as follows:

When updated versions of the ASAM Criteria, treatment criteria for addictive, substance related, and co-occurring conditions, inclusive of adolescent and transition age youth versions, are published by the American society of addiction medicine, the health care authority and the office of the insurance commissioner shall jointly determine whether to use the updated version, and, if so, the date upon which the updated version must begin to be used by medicaid managed care organizations, carriers, and other relevant entities. Both agencies shall post notice of their decision on their websites. For purposes of the ASAM Criteria, 4th edition, medicaid managed care organizations and carriers shall begin to use the updated criteria no later than January 1, 2026, unless the health care authority and the office of the insurance commissioner jointly determine that it should not be used.

**NEW SECTION. Sec. 13.** The health care authority shall provide a gap analysis of nonemergency transportation benefits provided to medicaid enrollees in Washington, Oregon, and other comparison states selected by the health care authority and provide an analysis of the costs and benefits of available alternatives to the governor and appropriate committees of the legislature by December 1, 2024, including the option of an enhanced nonemergency transportation benefit for persons being discharged from a behavioral health emergency services provider to the next level of care in circumstances when a prudent layperson acting reasonably would believe such transportation is necessary to protect the enrollee from relapse or other discontinuity in care that would jeopardize the health or safety of the enrollee. In recognizing that some behavioral health patients are not well-served by the current nonemergency transportation system for medical assistance patients due to inflexible rules, the authority shall also evaluate the possibility of creating a network of peer-led,

trauma-informed transportation providers that could provide nonemergency transportation to youth and adult medical assistance patients traveling to receive behavioral health services.

**Sec. 14.** RCW 43.70.250 and 2023 c 469 s 21 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 impose any certification, examination, or renewal fee upon a person seeking certification as a certified peer specialist trainee under chapter 18.420 RCW or, between July 1, 2025, and July 1, 2030, impose a certification, examination, or renewal fee of more than \$100 upon any person seeking certification as a certified peer specialist under chapter 18.420 RCW. Subject to amounts appropriated for this specific purpose, between July 1, 2024, and July 1, 2029, the secretary may not impose any certification or certification renewal fee on a person seeking certification as a substance use disorder professional or substance use disorder professional trainee under chapter 18.205 RCW of more than \$100.

(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.

**NEW SECTION. Sec. 15.** A new section is added to chapter 71.05 RCW to read as follows:

The authority must contract with an association that represents designated crisis responders in Washington to develop and begin delivering by July 1, 2025, a training program for social workers licensed under chapter 18.225 RCW who practice in an emergency department with responsibilities related to civil commitments under this chapter. The training must include instruction emphasizing standards and procedures relating to the civil commitment of persons with substance use disorders and mental illness, including which clinical presentations warrant summoning a designated crisis responder. The training must emphasize the manner in which a patient with a primary substance use disorder may present as a risk of harm to self or others, or gravely disabled. Each hospital shall ensure that, by July 1, 2026, or within three months of hire, all social workers employed in the emergency department with responsibilities

relating to civil commitments under this chapter complete the training every three years.

**Sec. 16.** RCW 41.05.527 and 2021 c 273 s 10 are each amended to read as follows:

(1) A health plan offered to public employees and their covered dependents under this chapter that is issued or renewed on or after January 1, 2023, must participate in the bulk purchasing and distribution program for opioid overdose reversal medication established in RCW 70.14.170 once the program is operational.

(2) For health plans issued or renewed on or after January 1, 2025, a health carrier must reimburse a hospital or psychiatric hospital that bills for the following outpatient services:

(a) For opioid overdose reversal medication dispensed or distributed to a patient under RCW 70.41.485 as a separate reimbursable expense; and

(b) For the administration of long-acting injectable buprenorphine as a separate reimbursable expense.

(3) Reimbursements provided under subsection (2) of this section must be separate from any bundled payment for outpatient hospital or emergency department services.

**Sec. 17.** RCW 48.43.762 and 2021 c 273 s 11 are each amended to read as follows:

(1) For health plans issued or renewed on or after January 1, 2023, health carriers must participate in the opioid overdose reversal medication bulk purchasing and distribution program established in RCW 70.14.170 once the program is operational. A health plan may not impose enrollee cost sharing related to opioid overdose reversal medication provided through the bulk purchasing and distribution program established in RCW 70.14.170.

(2) For health plans issued or renewed on or after January 1, 2025, a health carrier must reimburse a hospital or psychiatric hospital that bills for the following outpatient services:

(a) For opioid overdose reversal medication dispensed or distributed to a patient under RCW 70.41.485 as a separate reimbursable expense; and

(b) For the administration of long-acting injectable buprenorphine as a separate reimbursable expense.

(3) Reimbursements provided under subsection (2) of this section must be separate from any bundled payment for outpatient hospital or emergency department services.

**NEW SECTION. Sec. 18.** A new section is added to chapter 74.09 RCW to read as follows:

(1) The authority shall establish appropriate billing codes for hospitals and psychiatric hospitals that administer long-acting injectable buprenorphine on an outpatient basis to use for billing patients enrolled in a medical assistance program.

(2) Upon initiation or renewal of a contract with the authority to administer a medicaid managed care plan, a managed care organization must reimburse a hospital or psychiatric hospital that bills for the administration of long-acting injectable buprenorphine on an outpatient basis as a separate reimbursable expense.

(3) Beginning January 1, 2025, for individuals enrolled in a medical assistance program that is not a medicaid managed care plan, the authority must reimburse a hospital or psychiatric hospital that bills for the administration of long-acting injectable buprenorphine on an outpatient basis administered as a separate reimbursable expense.

(4) Reimbursements provided under this section must be separate from any bundled payment for outpatient hospital or emergency department services.

**Sec. 19.** RCW 42.56.360 and 2023 sp.s. c 1 s 23 are each amended to read as follows:

(1) The following health care information is exempt from disclosure under this chapter:

(a) Information obtained by the pharmacy quality assurance commission as provided in RCW 69.45.090;

(b) Information obtained by the pharmacy quality assurance commission or the department of health and its representatives as provided in RCW 69.41.044, 69.41.280, and 18.64.420;

(c) Information and documents created specifically for, and collected and maintained by a quality improvement committee under RCW 43.70.510, 70.230.080, or 70.41.200, or by a peer review committee under RCW 4.24.250, or by a quality assurance committee pursuant to RCW 74.42.640 or 18.20.390, or by a hospital, as defined in RCW 43.70.056, for reporting of health care-associated infections under RCW 43.70.056, a notification of an incident under RCW 70.56.040(5), and reports regarding adverse events under RCW 70.56.020(2)(b), regardless of which agency is in possession of the information and documents;

(d)(i) Proprietary financial and commercial information that the submitting entity, with review by the department of health, specifically identifies at the time it is submitted and that is provided to or obtained by the department of health in connection with an application for, or the supervision of, an antitrust exemption sought by the submitting entity under RCW 43.72.310;

(ii) If a request for such information is received, the submitting entity must be notified of the request. Within ten business days of receipt of the notice, the submitting entity shall provide a written statement of the continuing need for confidentiality, which shall be provided to the requester. Upon receipt of such notice, the department of health shall continue to treat information designated under this subsection (1)(d) as exempt from disclosure;

(iii) If the requester initiates an action to compel disclosure under this chapter, the submitting entity must be joined as a party to demonstrate the continuing need for confidentiality;

(e) Records of the entity obtained in an action under RCW 18.71.300 through 18.71.340;

(f) Complaints filed under chapter 18.130 RCW after July 27, 1997, to the extent provided in RCW 18.130.095(1);

(g) Information obtained by the department of health under chapter 70.225 RCW;

(h) Information collected by the department of health under chapter 70.245 RCW except as provided in RCW 70.245.150;

(i) Cardiac and stroke system performance data submitted to national, state, or local data collection systems under RCW 70.168.150(2)(b);

(j) All documents, including completed forms, received pursuant to a wellness program under RCW 41.04.362, but not statistical reports that do not identify an individual;

(k) Data and information exempt from disclosure under RCW 43.371.040;

(l) Medical information contained in files and records of members of retirement plans administered by the department of retirement systems or the law enforcement officers' and firefighters' plan 2 retirement board, as provided to the department of retirement systems under RCW 41.04.830; and

(m) Data submitted to the data integration platform under RCW 71.24.908.

(2) Chapter 70.02 RCW applies to public inspection and copying of health care information of patients.

(3)(a) Documents related to infant mortality reviews conducted pursuant to RCW 70.05.170 are exempt from disclosure as provided for in RCW 70.05.170(3).

(b)(i) If an agency provides copies of public records to another agency that are exempt from public disclosure under this subsection (3), those records remain exempt to the same extent the records were exempt in the possession of the originating entity.

(ii) For notice purposes only, agencies providing exempt records under this subsection (3) to other agencies may mark any exempt records as "exempt" so that the receiving agency is aware of the exemption, however whether or not a record is marked exempt does not affect whether the record is actually exempt from disclosure.

(4) Information and documents related to maternal mortality reviews conducted pursuant to RCW 70.54.450 are confidential and exempt from public inspection and copying.

(5) Patient health care information contained in reports submitted under section 2(2) of this act are confidential and exempt from public inspection.

NEW SECTION. Sec. 20. If specific funding for the purposes of this act, referencing this act by bill or chapter number, is not provided by June 30, 2024, in the omnibus appropriations act, this act is null and void.

Passed by the Senate March 5, 2024.

Passed by the House February 29, 2024.

Approved by the Governor March 29, 2024.

Filed in Office of Secretary of State April 1, 2024.

---

## CHAPTER 367

[Engrossed Second Substitute Senate Bill 5853]

23-HOUR CRISIS RELIEF CENTERS—MINORS

AN ACT Relating to extending the crisis relief center model to provide behavioral health crisis services for minors; amending RCW 71.24.916, 71.34.020, 71.34.020, 71.34.351, 71.34.375, and 71.34.430; reenacting and amending RCW 71.24.025; adding a new section to chapter 71.34 RCW; and providing a contingent effective date.

Be it enacted by the Legislature of the State of Washington:

**Sec. 1.** RCW 71.24.025 and 2023 c 454 s 1 and 2023 c 433 s 1 are each reenacted and amended to read as follows:

Unless the context clearly requires otherwise, the definitions in this section apply throughout this chapter.

(1) "23-hour crisis relief center" means a community-based facility or portion of a facility (~~(serving adults,)~~) which is licensed or certified by the department of health and open 24 hours a day, seven days a week, offering access to mental health and substance use care for no more than 23 hours and 59 minutes at a time per patient, and which accepts all behavioral health crisis walk-ins drop-offs from first responders, and individuals referred through the 988 system regardless of behavioral health acuity, and meets the requirements under RCW 71.24.916.

(2) "988 crisis hotline" means the universal telephone number within the United States designated for the purpose of the national suicide prevention and mental health crisis hotline system operating through the national suicide prevention lifeline.

(3) "Acutely mentally ill" means a condition which is limited to a short-term severe crisis episode of:

(a) A mental disorder as defined in RCW 71.05.020 or, in the case of a child, as defined in RCW 71.34.020;

(b) Being gravely disabled as defined in RCW 71.05.020 or, in the case of a child, a gravely disabled minor as defined in RCW 71.34.020; or

(c) Presenting a likelihood of serious harm as defined in RCW 71.05.020 or, in the case of a child, as defined in RCW 71.34.020.

(4) "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.

(5) "Approved substance use disorder treatment program" means a program for persons with a substance use disorder provided by a treatment program licensed or certified by the department as meeting standards adopted under this chapter.

(6) "Authority" means the Washington state health care authority.

(7) "Available resources" means funds appropriated for the purpose of providing community behavioral health programs, federal funds, except those provided according to Title XIX of the Social Security Act, and state funds appropriated under this chapter or chapter 71.05 RCW by the legislature during any biennium for the purpose of providing residential services, resource management services, community support services, and other behavioral health services. This does not include funds appropriated for the purpose of operating and administering the state psychiatric hospitals.

(8) "Behavioral health administrative services organization" means an entity contracted with the authority to administer behavioral health services and programs under RCW 71.24.381, including crisis services and administration of chapter 71.05 RCW, the involuntary treatment act, for all individuals in a defined regional service area.

(9) "Behavioral health aide" means a counselor, health educator, and advocate who helps address individual and community-based behavioral health needs, including those related to alcohol, drug, and tobacco abuse as well as mental health problems such as grief, depression, suicide, and related issues and

is certified by a community health aide program of the Indian health service or one or more tribes or tribal organizations consistent with the provisions of 25 U.S.C. Sec. 16161 and RCW 43.71B.010 (7) and (8).

(10) "Behavioral health provider" means a person licensed under chapter 18.57, 18.71, 18.71A, 18.83, 18.205, 18.225, or 18.79 RCW, as it applies to registered nurses and advanced registered nurse practitioners.

(11) "Behavioral health services" means mental health services, substance use disorder treatment services, and co-occurring disorder treatment services as described in this chapter and chapter 71.36 RCW that, depending on the type of service, are provided by licensed or certified behavioral health agencies, behavioral health providers, or integrated into other health care providers.

(12) "Child" means a person under the age of eighteen years.

(13) "Chronically mentally ill adult" or "adult who is chronically mentally ill" means an adult who has a mental disorder and meets at least one of the following criteria:

(a) Has undergone two or more episodes of hospital care for a mental disorder within the preceding two years; or

(b) Has experienced a continuous psychiatric hospitalization or residential treatment exceeding six months' duration within the preceding year; or

(c) Has been unable to engage in any substantial gainful activity by reason of any mental disorder which has lasted for a continuous period of not less than twelve months. "Substantial gainful activity" shall be defined by the authority by rule consistent with Public Law 92-603, as amended.

(14) "Clubhouse" means a community-based program that provides rehabilitation services and is licensed or certified by the department.

(15) "Community behavioral health program" means all expenditures, services, activities, or programs, including reasonable administration and overhead, designed and conducted to prevent or treat substance use disorder, mental illness, or both in the community behavioral health system.

(16) "Community behavioral health service delivery system" means public, private, or tribal agencies that provide services specifically to persons with mental disorders, substance use disorders, or both, as defined under RCW 71.05.020 and receive funding from public sources.

(17) "Community support services" means services authorized, planned, and coordinated through resource management services including, at a minimum, assessment, diagnosis, emergency crisis intervention available twenty-four hours, seven days a week, prescreening determinations for persons who are mentally ill being considered for placement in nursing homes as required by federal law, screening for patients being considered for admission to residential services, diagnosis and treatment for children who are acutely mentally ill or severely emotionally or behaviorally disturbed discovered under screening through the federal Title XIX early and periodic screening, diagnosis, and treatment program, investigation, legal, and other nonresidential services under chapter 71.05 RCW, case management services, psychiatric treatment including medication supervision, counseling, psychotherapy, assuring transfer of relevant patient information between service providers, recovery services, and other services determined by behavioral health administrative services organizations.

(18) "Community-based crisis team" means a team that is part of an emergency medical services agency, a fire service agency, a public health

agency, a medical facility, a nonprofit crisis response provider, or a city or county government entity, other than a law enforcement agency, that provides the on-site community-based interventions of a mobile rapid response crisis team for individuals who are experiencing a behavioral health crisis.

(19) "Consensus-based" means a program or practice that has general support among treatment providers and experts, based on experience or professional literature, and may have anecdotal or case study support, or that is agreed but not possible to perform studies with random assignment and controlled groups.

(20) "County authority" means the board of county commissioners, county council, or county executive having authority to establish a behavioral health administrative services organization, or two or more of the county authorities specified in this subsection which have entered into an agreement to establish a behavioral health administrative services organization.

(21) "Crisis stabilization services" means services such as 23-hour crisis relief centers, crisis stabilization units, short-term respite facilities, peer-run respite services, and same-day walk-in behavioral health services, including within the overall crisis system components that operate like hospital emergency departments that accept all walk-ins, and ambulance, fire, and police drop-offs, or determine the need for involuntary hospitalization of an individual.

(22) "Crisis stabilization unit" has the same meaning as under RCW 71.05.020.

(23) "Department" means the department of health.

(24) "Designated 988 contact hub" means a state-designated contact center that streamlines clinical interventions and access to resources for people experiencing a behavioral health crisis and participates in the national suicide prevention lifeline network to respond to statewide or regional 988 contacts that meets the requirements of RCW 71.24.890.

(25) "Designated crisis responder" has the same meaning as in RCW 71.05.020.

(26) "Director" means the director of the authority.

(27) "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.

(28) "Early adopter" means a regional service area for which all of the county authorities have requested that the authority purchase medical and behavioral health services through a managed care health system as defined under RCW 71.24.380(7).

(29) "Emerging best practice" or "promising practice" means a program or practice that, based on statistical analyses or a well established theory of change, shows potential for meeting the evidence-based or research-based criteria, which may include the use of a program that is evidence-based for outcomes other than those listed in subsection (30) of this section.

(30) "Evidence-based" means a program or practice that has been tested in heterogeneous or intended populations with multiple randomized, or statistically controlled evaluations, or both; or one large multiple site randomized, or statistically controlled evaluation, or both, where the weight of the evidence

from a systemic review demonstrates sustained improvements in at least one outcome. "Evidence-based" also means a program or practice that can be implemented with a set of procedures to allow successful replication in Washington and, when possible, is determined to be cost-beneficial.

(31) "First responders" includes ambulance, fire, mobile rapid response crisis team, coresponder team, designated crisis responder, fire department mobile integrated health team, community assistance referral and education services program under RCW 35.21.930, and law enforcement personnel.

(32) "Indian health care provider" means a health care program operated by the Indian health service or by a tribe, tribal organization, or urban Indian organization as those terms are defined in the Indian health care improvement act (25 U.S.C. Sec. 1603).

(33) "Intensive behavioral health treatment facility" means a community-based specialized residential treatment facility for individuals with behavioral health conditions, including individuals discharging from or being diverted from state and local hospitals, whose impairment or behaviors do not meet, or no longer meet, criteria for involuntary inpatient commitment under chapter 71.05 RCW, but whose care needs cannot be met in other community-based placement settings.

(34) "Licensed or certified behavioral health agency" means:

(a) An entity licensed or certified according to this chapter or chapter 71.05 RCW;

(b) An entity deemed to meet state minimum standards as a result of accreditation by a recognized behavioral health accrediting body recognized and having a current agreement with the department; or

(c) An entity with a tribal attestation that it meets state minimum standards for a licensed or certified behavioral health agency.

(35) "Licensed physician" means a person licensed to practice medicine or osteopathic medicine and surgery in the state of Washington.

(36) "Long-term inpatient care" means inpatient services for persons committed for, or voluntarily receiving intensive treatment for, periods of ninety days or greater under chapter 71.05 RCW. "Long-term inpatient care" as used in this chapter does not include: (a) Services for individuals committed under chapter 71.05 RCW who are receiving services pursuant to a conditional release or a court-ordered less restrictive alternative to detention; or (b) services for individuals voluntarily receiving less restrictive alternative treatment on the grounds of the state hospital.

(37) "Managed care organization" means an organization, having a certificate of authority or certificate of registration from the office of the insurance commissioner, that contracts with the authority under a comprehensive risk contract to provide prepaid health care services to enrollees under the authority's managed care programs under chapter 74.09 RCW.

(38) "Mental health peer-run respite center" means a peer-run program to serve individuals in need of voluntary, short-term, noncrisis services that focus on recovery and wellness.

(39) Mental health "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 or the authority, by behavioral health administrative services

organizations and their staffs, by managed care organizations and their staffs, or by treatment facilities. "Treatment records" do not include notes or records maintained for personal use by a person providing treatment services for the entities listed in this subsection, or a treatment facility if the notes or records are not available to others.

(40) "Mentally ill persons," "persons who are mentally ill," and "the mentally ill" mean persons and conditions defined in subsections (3), (13), (48), and (49) of this section.

(41) "Mobile rapid response crisis team" means a team that provides professional on-site community-based intervention such as outreach, de-escalation, stabilization, resource connection, and follow-up support for individuals who are experiencing a behavioral health crisis, that shall include certified peer counselors as a best practice to the extent practicable based on workforce availability, and that meets standards for response times established by the authority.

(42) "Recovery" means a process of change through which individuals improve their health and wellness, live a self-directed life, and strive to reach their full potential.

(43) "Research-based" means a program or practice that has been tested with a single randomized, or statistically controlled evaluation, or both, demonstrating sustained desirable outcomes; or where the weight of the evidence from a systemic review supports sustained outcomes as described in subsection (30) of this section but does not meet the full criteria for evidence-based.

(44) "Residential services" means a complete range of residences and supports authorized by resource management services and which may involve a facility, a distinct part thereof, or services which support community living, for persons who are acutely mentally ill, adults who are chronically mentally ill, children who are severely emotionally disturbed, or adults who are seriously disturbed and determined by the behavioral health administrative services organization or managed care organization to be at risk of becoming acutely or chronically mentally ill. The services shall include at least evaluation and treatment services as defined in chapter 71.05 RCW, acute crisis respite care, long-term adaptive and rehabilitative care, and supervised and supported living services, and shall also include any residential services developed to service persons who are mentally ill in nursing homes, residential treatment facilities, assisted living facilities, and adult family homes, and may include outpatient services provided as an element in a package of services in a supported housing model. Residential services for children in out-of-home placements related to their mental disorder shall not include the costs of food and shelter, except for children's long-term residential facilities existing prior to January 1, 1991.

(45) "Resilience" means the personal and community qualities that enable individuals to rebound from adversity, trauma, tragedy, threats, or other stresses, and to live productive lives.

(46) "Resource management services" mean the planning, coordination, and authorization of residential services and community support services administered pursuant to an individual service plan for: (a) Adults and children who are acutely mentally ill; (b) adults who are chronically mentally ill; (c) children who are severely emotionally disturbed; or (d) adults who are seriously

disturbed and determined by a behavioral health administrative services organization or managed care organization to be at risk of becoming acutely or chronically mentally ill. Such planning, coordination, and authorization shall include mental health screening for children eligible under the federal Title XIX early and periodic screening, diagnosis, and treatment program. Resource management services include seven day a week, twenty-four hour a day availability of information regarding enrollment of adults and children who are mentally ill in services and their individual service plan to designated crisis responders, evaluation and treatment facilities, and others as determined by the behavioral health administrative services organization or managed care organization, as applicable.

(47) "Secretary" means the secretary of the department of health.

(48) "Seriously disturbed person" means a person who:

(a) Is gravely disabled or presents a likelihood of serious harm to himself or herself or others, or to the property of others, as a result of a mental disorder as defined in chapter 71.05 RCW;

(b) Has been on conditional release status, or under a less restrictive alternative order, at some time during the preceding two years from an evaluation and treatment facility or a state mental health hospital;

(c) Has a mental disorder which causes major impairment in several areas of daily living;

(d) Exhibits suicidal preoccupation or attempts; or

(e) Is a child diagnosed by a mental health professional, as defined in chapter 71.34 RCW, as experiencing a mental disorder which is clearly interfering with the child's functioning in family or school or with peers or is clearly interfering with the child's personality development and learning.

(49) "Severely emotionally disturbed child" or "child who is severely emotionally disturbed" means a child who has been determined by the behavioral health administrative services organization or managed care organization, if applicable, to be experiencing a mental disorder as defined in chapter 71.34 RCW, including those mental disorders that result in a behavioral or conduct disorder, that is clearly interfering with the child's functioning in family or school or with peers and who meets at least one of the following criteria:

(a) Has undergone inpatient treatment or placement outside of the home related to a mental disorder within the last two years;

(b) Has undergone involuntary treatment under chapter 71.34 RCW within the last two years;

(c) Is currently served by at least one of the following child-serving systems: Juvenile justice, child-protection/welfare, special education, or developmental disabilities;

(d) Is at risk of escalating maladjustment due to:

(i) Chronic family dysfunction involving a caretaker who is mentally ill or inadequate;

(ii) Changes in custodial adult;

(iii) Going to, residing in, or returning from any placement outside of the home, for example, psychiatric hospital, short-term inpatient, residential treatment, group or foster home, or a correctional facility;

(iv) Subject to repeated physical abuse or neglect;

(v) Drug or alcohol abuse; or

(vi) Homelessness.

(50) "State minimum standards" means minimum requirements established by rules adopted and necessary to implement this chapter by:

(a) The authority for:

(i) Delivery of mental health and substance use disorder services; and

(ii) Community support services and resource management services;

(b) The department of health for:

(i) Licensed or certified behavioral health agencies for the purpose of providing mental health or substance use disorder programs and services, or both;

(ii) Licensed behavioral health providers for the provision of mental health or substance use disorder services, or both; and

(iii) Residential services.

(51) "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.

(52) "Tribe," for the purposes of this section, means a federally recognized Indian tribe.

**Sec. 2.** RCW 71.24.916 and 2023 c 433 s 2 are each amended to read as follows:

(1) The secretary shall license or certify 23-hour crisis relief centers that meet state minimum standards. The department shall create rules in consultation with the authority by January 1, 2024, to develop standards for licensure or certification of 23-hour crisis relief centers.

~~((2))~~ (a) The rules, at a minimum, must require the 23-hour crisis relief center to:

~~((a))~~ (i) Offer walk-in options and drop-off options for first responders and persons referred through the 988 system, without a requirement for medical clearance for these individuals. The facility must be structured to have the capacity to accept admissions 90 percent of the time when the facility is not at its full capacity, and to have a no-refusal policy for law enforcement, with instances of declined admission and the reasons for the declines tracked and made available to the department;

~~((b))~~ (ii) Provide services to address mental health and substance use crisis issues;

~~((c))~~ (iii) Maintain capacity to screen for physical health needs, deliver minor wound care for nonlife-threatening wounds, and provide care for most minor physical or basic health needs that can be addressed without need for medical diagnosis or health care prescriber orders, with an identified pathway to transfer the person to more medically appropriate services if needed;

~~((d))~~ (iv) Be staffed 24 hours a day, seven days a week, with a multidisciplinary team capable of meeting the needs of individuals experiencing all levels of crisis in the community, which includes access to a prescriber and the ability to dispense medications appropriate for 23-hour crisis relief center clients;

~~((e))~~ (v) Screen all individuals for suicide risk and engage in comprehensive suicide risk assessment and planning when clinically indicated;

~~((f))~~ (vi) Screen all individuals for violence risk and engage in comprehensive violence risk assessment and planning when clinically indicated;

~~((g))~~ (vii) Limit patient stays to a maximum of 23 hours and 59 minutes except for patients waiting on a designated crisis responder evaluation or making an imminent transition to another setting as part of an established aftercare plan. Exceptions to the time limit made under this subsection shall not cause a 23-hour crisis relief center to be classified as a residential treatment facility under RCW 71.12.455;

~~((h))~~ (viii) Maintain relationships with entities capable of providing for reasonably anticipated ongoing service needs of clients, unless the licensee itself provides sufficient services; and

~~((i))~~ (ix) When appropriate, coordinate connection to ongoing care.

~~((3))~~ (b) The rules, at a minimum, must develop standards for determining medical stability before an emergency medical services drop-off.

~~((4))~~ (c) The rules must include standards for the number of recliner chairs that may be licensed or certified in a 23-hour crisis relief center and the appropriate variance for temporarily exceeding that number in order to provide the no-refusal policy for law enforcement.

~~((5))~~ (d) The department shall specify physical environment standards for the construction review process that are responsive to the unique characteristics of the types of interventions used to provide care for all levels of acuity in facilities operating under the 23-hour crisis relief center model. In a 23-hour crisis relief center which proposes to serve both child and adult clients in the same facility, these standards must include separate internal entrances, spaces, and treatment areas such that no contact occurs between child and adult 23-hour crisis relief center clients.

~~((6))~~ (e) The department shall coordinate with the authority and department of social and health services to establish rules that prohibit facilities that are licensed or required to be licensed under chapter 18.51, 18.20, 70.97, 72.36, or 70.128 RCW from discharging or transferring a resident to a 23-hour crisis relief center.

~~((7))~~ (f) The department shall coordinate with the authority to establish rules that prohibit a hospital that is licensed under chapter 70.41 RCW from discharging or transferring a patient to a 23-hour crisis relief center unless the hospital has a formal relationship with the 23-hour crisis relief center.

~~((8))~~ (g) The authority shall take steps necessary to make 23-hour crisis relief center services, including on-site physical health care, eligible for medicaid billing to the maximum extent allowed by federal law.

(2) By March 31, 2025, the secretary shall amend licensure and certification rules for 23-hour crisis relief clinics in consultation with the authority and the department of children, youth, and families to create standards for licensure or certification of 23-hour crisis relief centers which provide services to children. To meet the needs of children in crisis and their families, 23-hour crisis relief centers treating children must, in addition to meeting the requirements of subsection (1) of this section:

(a) Not treat children in a shared space or allow them to have contact with adult clients;

(b) Be structured to meet the crisis needs of children ages eight and over and their families;

(c) Have written policies and procedures defining how different age groups will be appropriately separated;

(d) Provide resources to connect children and their families with behavioral health supports;

(e) Coordinate with the department of children, youth, and families for children who do not need inpatient care and are unable to be discharged to home;

(f) Address discharge planning for a child who is at risk of dependency, out-of-home placement, or homelessness; and

(g) Be staffed 24 hours a day, seven days a week, with a pediatric multidisciplinary team.

(3) The secretary shall solicit input from stakeholders when engaging in rule making under subsection (2) of this section.

**Sec. 3.** RCW 71.34.020 and 2023 c 433 s 12 are each amended to read as follows:

Unless the context clearly requires otherwise, the definitions in this section apply throughout this chapter.

(1) "Admission" or "admit" means a decision by a physician, physician assistant, or psychiatric advanced registered nurse practitioner that a minor should be examined or treated as a patient in a hospital.

(2) "Adolescent" means a minor thirteen years of age or older.

(3) "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.

(4) "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.

(5) "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.

(6) "Attending staff" means any person on the staff of a public or private agency having responsibility for the care and treatment of a minor patient.

(7) "Authority" means the Washington state health care authority.

(8) "Behavioral health administrative services organization" has the same meaning as provided in RCW 71.24.025.

(9) "Behavioral health disorder" means either a mental disorder as defined in this section, a substance use disorder as defined in this section, or a co-occurring mental disorder and substance use disorder.

(10) "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.

(11) "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.

(12) "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.

(13) "Conditional release" means a revocable modification of a commitment, which may be revoked upon violation of any of its terms.

(14) "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 RCW 18.205.105.

(15) "Crisis stabilization unit" means a short-term facility or a portion of a facility licensed or certified by the department of health under RCW 71.24.035, such as a residential 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, or to determine the need for involuntary commitment of an individual.

(16) "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.

(17) "Department" means the department of social and health services.

(18) "Designated crisis responder" has the same meaning as provided in RCW 71.05.020.

(19) "Detention" or "detain" means the lawful confinement of a person, under the provisions of this chapter.

(20) "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.

(21) "Developmental disability" has the same meaning as defined in RCW 71A.10.020.

(22) "Director" means the director of the authority.

(23) "Discharge" means the termination of hospital medical authority. The commitment may remain in place, be terminated, or be amended by court order.

(24) "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.

(25) "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.

(26) "Gravely disabled minor" means a minor who, as a result of a behavioral health disorder, (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.

(27) "Habilitative services" means those services provided by program personnel to assist minors in acquiring and maintaining life skills and in raising their levels of physical, behavioral, social, and vocational functioning. Habilitative services include education, training for employment, and therapy.

(28) "Hearing" means any proceeding conducted in open court that conforms to the requirements of RCW 71.34.910.

(29) "History of one or more violent acts" refers to the period of time five 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 substance use disorder treatment facility, or in confinement as a result of a criminal conviction.

(30) "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 states:

(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.

(31)(a) "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 withdrawal management and stabilization facility for minors, or approved substance use disorder treatment program for minors.

(b) For purposes of family-initiated treatment under RCW 71.34.600 through 71.34.670, "inpatient treatment" has the meaning included in (a) of this subsection and any other residential treatment facility licensed under chapter 71.12 RCW.

(32) "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.

(33) "Judicial commitment" means a commitment by a court pursuant to the provisions of this chapter.

(34) "Kinship caregiver" has the same meaning as in RCW 74.13.031~~((49))~~ (22)(a).

(35) "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 behavioral health service providers under RCW 71.05.130.

(36) "Less restrictive alternative" or "less restrictive setting" means outpatient treatment provided to a minor as a program of individualized treatment in a less restrictive setting than inpatient treatment that includes the services described in RCW 71.34.755, including residential treatment.

(37) "Licensed physician" means a person licensed to practice medicine or osteopathic medicine and surgery in the state of Washington.

(38) "Likelihood of serious harm" means:

(a) A substantial risk that: (i) Physical harm will be inflicted by a minor 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 minor upon another individual, 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 minor upon the property of others, as evidenced by behavior which has caused substantial loss or damage to the property of others; or

(b) The minor has threatened the physical safety of another and has a history of one or more violent acts.

(39) "Managed care organization" has the same meaning as provided in RCW 71.24.025.

(40) "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.

(41) "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 mental disorder or substance use disorder that endangers life or causes suffering and pain, or results in illness or infirmity or threatens to cause or aggravate a disability, or causes physical deformity or malfunction, and there is no adequate less restrictive alternative available.

(42) "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.

(43) "Mental health professional" (~~means a psychiatrist, psychiatric advanced registered nurse practitioner, physician assistant working with a supervising psychiatrist, psychologist, psychiatric nurse, social worker, and such other mental health professionals as defined by rules adopted by the secretary of the department of health under this chapter.~~) has the same meaning as provided in RCW 71.05.020.

(44) "Minor" means any person under the age of eighteen years.

(45) "Outpatient treatment" means any of the nonresidential services mandated under chapter 71.24 RCW and provided by licensed or certified behavioral health agencies as identified by RCW 71.24.025.

(46)(a) "Parent" has the same meaning as defined in RCW 26.26A.010, including either parent if custody is shared under a joint custody agreement, or a person or agency judicially appointed as legal guardian or custodian of the child.

(b) For purposes of family-initiated treatment under RCW 71.34.600 through 71.34.670, "parent" also includes a person to whom a parent defined in (a) of this subsection has given a signed authorization to make health care decisions for the adolescent, a stepparent who is involved in caring for the adolescent, a kinship caregiver who is involved in caring for the adolescent, or another relative who is responsible for the health care of the adolescent, who may be required to provide a declaration under penalty of perjury stating that he or she is a relative responsible for the health care of the adolescent pursuant to chapter 5.50 RCW. If a dispute arises between individuals authorized to act as a parent for the purpose of RCW 71.34.600 through 71.34.670, the disagreement must be resolved according to the priority established under RCW 7.70.065(2)(a).

(47) "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.

(48) "Physician assistant" means a person licensed as a physician assistant under chapter 18.71A RCW.

(49) "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.

(50) "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 withdrawal management and stabilization facility, or approved substance use disorder treatment program with authority to make admission and discharge decisions on behalf of that facility.

(51) "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.

(52) "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.

(53) "Psychologist" means a person licensed as a psychologist under chapter 18.83 RCW.

(54) "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.

(55) "Release" means legal termination of the commitment under the provisions of this chapter.

(56) "Resource management services" has the meaning given in chapter 71.24 RCW.

(57) "Responsible other" means the minor, the minor's parent or estate, or any other person legally responsible for support of the minor.

(58) "Secretary" means the secretary of the department or secretary's designee.

(59) "Secure withdrawal management and stabilization facility" means a facility operated by either a public or private agency or by the program of an agency which provides care to voluntary individuals and individuals involuntarily detained and committed under this chapter for whom there is a likelihood of serious harm or who are gravely disabled due to the presence of a substance use disorder. Secure withdrawal management and stabilization facilities must:

(a) Provide the following services:

(i) Assessment and treatment, provided by certified substance use disorder professionals or co-occurring disorder specialists;

(ii) Clinical stabilization services;

(iii) Acute or subacute detoxification services for intoxicated individuals; and

(iv) Discharge assistance provided by certified 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) Include security measures sufficient to protect the patients, staff, and community; and

(c) Be licensed or certified as such by the department of health.

(60) "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.

(61) "Start of initial detention" means the time of arrival of the minor at the first evaluation and treatment facility, secure withdrawal management and stabilization 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.

(62) "Store and forward technology" means use of an asynchronous transmission of a person's medical information from a mental health service provider to the designated crisis responder which results in medical diagnosis, consultation, or treatment.

(63) "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.

(64) "Substance use disorder professional" means a person certified as a substance use disorder professional by the department of health under chapter 18.205 RCW.

(65) "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.

(66) "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, the department of health, 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, the department of health, the authority, behavioral health organizations, or a treatment facility if the notes or records are not available to others.

(67) "Video" means the delivery of behavioral health services through the use of interactive audio and video technology, permitting real-time communication between a person and a designated crisis responder, for the purpose of evaluation. "Video" does not include the use of audio-only telephone, facsimile, email, or store and forward technology.

(68) "Violent act" means behavior that resulted in homicide, attempted suicide, injury, or substantial loss or damage to property.

(69) "23-hour crisis relief center" has the same meaning as provided in RCW 71.24.025.

**Sec. 4.** RCW 71.34.020 and 2023 c 433 s 13 are each amended to read as follows:

Unless the context clearly requires otherwise, the definitions in this section apply throughout this chapter.

(1) "Admission" or "admit" means a decision by a physician, physician assistant, or psychiatric advanced registered nurse practitioner that a minor should be examined or treated as a patient in a hospital.

(2) "Adolescent" means a minor thirteen years of age or older.

(3) "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.

(4) "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.

(5) "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.

(6) "Attending staff" means any person on the staff of a public or private agency having responsibility for the care and treatment of a minor patient.

(7) "Authority" means the Washington state health care authority.

(8) "Behavioral health administrative services organization" has the same meaning as provided in RCW 71.24.025.

(9) "Behavioral health disorder" means either a mental disorder as defined in this section, a substance use disorder as defined in this section, or a co-occurring mental disorder and substance use disorder.

(10) "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.

(11) "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.

(12) "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.

(13) "Conditional release" means a revocable modification of a commitment, which may be revoked upon violation of any of its terms.

(14) "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 RCW 18.205.105.

(15) "Crisis stabilization unit" means a short-term facility or a portion of a facility licensed or certified by the department of health under RCW 71.24.035, such as a residential 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, or to determine the need for involuntary commitment of an individual.

(16) "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.

(17) "Department" means the department of social and health services.

(18) "Designated crisis responder" has the same meaning as provided in RCW 71.05.020.

(19) "Detention" or "detain" means the lawful confinement of a person, under the provisions of this chapter.

(20) "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.

(21) "Developmental disability" has the same meaning as defined in RCW 71A.10.020.

(22) "Director" means the director of the authority.

(23) "Discharge" means the termination of hospital medical authority. The commitment may remain in place, be terminated, or be amended by court order.

(24) "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.

(25) "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.

(26) "Gravely disabled minor" means a minor who, as a result of a behavioral health disorder, (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 from safe behavior 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.

(27) "Habilitative services" means those services provided by program personnel to assist minors in acquiring and maintaining life skills and in raising their levels of physical, behavioral, social, and vocational functioning. Habilitative services include education, training for employment, and therapy.

(28) "Hearing" means any proceeding conducted in open court that conforms to the requirements of RCW 71.34.910.

(29) "History of one or more violent acts" refers to the period of time five 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 substance use disorder treatment facility, or in confinement as a result of a criminal conviction.

(30) "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 states:

(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.

(31)(a) "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 withdrawal management and stabilization facility for minors, or approved substance use disorder treatment program for minors.

(b) For purposes of family-initiated treatment under RCW 71.34.600 through 71.34.670, "inpatient treatment" has the meaning included in (a) of this subsection and any other residential treatment facility licensed under chapter 71.12 RCW.

(32) "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.

(33) "Judicial commitment" means a commitment by a court pursuant to the provisions of this chapter.

(34) "Kinship caregiver" has the same meaning as in RCW 74.13.031(~~((19))~~) (22)(a).

(35) "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 behavioral health service providers under RCW 71.05.130.

(36) "Less restrictive alternative" or "less restrictive setting" means outpatient treatment provided to a minor as a program of individualized treatment in a less restrictive setting than inpatient treatment that includes the services described in RCW 71.34.755, including residential treatment.

(37) "Licensed physician" means a person licensed to practice medicine or osteopathic medicine and surgery in the state of Washington.

(38) "Likelihood of serious harm" means:

(a) A substantial risk that: (i) Physical harm will be inflicted by a minor 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 minor upon another individual, as evidenced by behavior which has caused harm, substantial pain, or which places another person or persons in reasonable fear of harm to themselves or others; or (iii) physical harm will be inflicted by a

minor upon the property of others, as evidenced by behavior which has caused substantial loss or damage to the property of others; or

(b) The minor has threatened the physical safety of another and has a history of one or more violent acts.

(39) "Managed care organization" has the same meaning as provided in RCW 71.24.025.

(40) "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.

(41) "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 mental disorder or substance use disorder that endangers life or causes suffering and pain, or results in illness or infirmity or threatens to cause or aggravate a disability, or causes physical deformity or malfunction, and there is no adequate less restrictive alternative available.

(42) "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.

(43) "Mental health professional" (~~means a psychiatrist, psychiatric advanced registered nurse practitioner, physician assistant working with a supervising psychiatrist, psychologist, psychiatric nurse, social worker, and such other mental health professionals as defined by rules adopted by the secretary of the department of health under this chapter.~~) has the same meaning as provided in RCW 71.05.020.

(44) "Minor" means any person under the age of eighteen years.

(45) "Outpatient treatment" means any of the nonresidential services mandated under chapter 71.24 RCW and provided by licensed or certified behavioral health agencies as identified by RCW 71.24.025.

(46)(a) "Parent" has the same meaning as defined in RCW 26.26A.010, including either parent if custody is shared under a joint custody agreement, or a person or agency judicially appointed as legal guardian or custodian of the child.

(b) For purposes of family-initiated treatment under RCW 71.34.600 through 71.34.670, "parent" also includes a person to whom a parent defined in (a) of this subsection has given a signed authorization to make health care decisions for the adolescent, a stepparent who is involved in caring for the adolescent, a kinship caregiver who is involved in caring for the adolescent, or another relative who is responsible for the health care of the adolescent, who may be required to provide a declaration under penalty of perjury stating that he or she is a relative responsible for the health care of the adolescent pursuant to chapter 5.50 RCW. If a dispute arises between individuals authorized to act as a parent for the purpose of RCW 71.34.600 through 71.34.670, the disagreement must be resolved according to the priority established under RCW 7.70.065(2)(a).

(47) "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.

(48) "Physician assistant" means a person licensed as a physician assistant under chapter 18.71A RCW.

(49) "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.

(50) "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 withdrawal management and stabilization facility, or approved substance use disorder treatment program with authority to make admission and discharge decisions on behalf of that facility.

(51) "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.

(52) "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.

(53) "Psychologist" means a person licensed as a psychologist under chapter 18.83 RCW.

(54) "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.

(55) "Release" means legal termination of the commitment under the provisions of this chapter.

(56) "Resource management services" has the meaning given in chapter 71.24 RCW.

(57) "Responsible other" means the minor, the minor's parent or estate, or any other person legally responsible for support of the minor.

(58) "Secretary" means the secretary of the department or secretary's designee.

(59) "Secure withdrawal management and stabilization facility" means a facility operated by either a public or private agency or by the program of an agency which provides care to voluntary individuals and individuals involuntarily detained and committed under this chapter for whom there is a likelihood of serious harm or who are gravely disabled due to the presence of a substance use disorder. Secure withdrawal management and stabilization facilities must:

(a) Provide the following services:

(i) Assessment and treatment, provided by certified substance use disorder professionals or co-occurring disorder specialists;

(ii) Clinical stabilization services;

(iii) Acute or subacute detoxification services for intoxicated individuals;  
and

(iv) Discharge assistance provided by certified 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) Include security measures sufficient to protect the patients, staff, and community; and

(c) Be licensed or certified as such by the department of health.

(60) "Severe deterioration from safe behavior" means that a person will, if not treated, suffer or continue to suffer severe and abnormal mental, emotional, or physical distress, and this distress is associated with significant impairment of judgment, reason, or behavior.

(61) "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.

(62) "Start of initial detention" means the time of arrival of the minor at the first evaluation and treatment facility, secure withdrawal management and stabilization 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.

(63) "Store and forward technology" means use of an asynchronous transmission of a person's medical information from a mental health service provider to the designated crisis responder which results in medical diagnosis, consultation, or treatment.

(64) "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.

(65) "Substance use disorder professional" means a person certified as a substance use disorder professional by the department of health under chapter 18.205 RCW.

(66) "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.

(67) "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, the department of health, 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, the department of health, the authority, behavioral health organizations, or a treatment facility if the notes or records are not available to others.

(68) "Video" means the delivery of behavioral health services through the use of interactive audio and video technology, permitting real-time communication between a person and a designated crisis responder, for the purpose of evaluation. "Video" does not include the use of audio-only telephone, facsimile, email, or store and forward technology.

(69) "Violent act" means behavior that resulted in homicide, attempted suicide, injury, or substantial loss or damage to property.

(70) "23-hour crisis relief center" has the same meaning as provided in RCW 71.24.025.

**Sec. 5.** RCW 71.34.351 and 2023 c 433 s 14 are each amended to read as follows:

A peace officer may take or authorize a minor to be taken into custody and immediately delivered to an appropriate crisis stabilization unit, 23-hour crisis relief center, evaluation and treatment facility, secure withdrawal management and stabilization facility, approved substance use disorder treatment program, or the emergency department of a local hospital when he or she has reasonable cause to believe that such minor is suffering from a behavioral health disorder and presents an imminent likelihood of serious harm or is gravely disabled. Until July 1, 2026, a peace officer's delivery of a minor to a secure withdrawal management and stabilization facility or approved substance use disorder treatment program is subject to the availability of a secure withdrawal management and stabilization facility or approved substance use disorder treatment program with adequate space for the minor.

**Sec. 6.** RCW 71.34.375 and 2019 c 446 s 25 are each amended to read as follows:

(1) If a parent or guardian, for the purpose of mental health treatment, substance use disorder treatment, or evaluation, brings his or her minor child to an evaluation and treatment facility, a hospital emergency room, an inpatient facility licensed under chapter 72.23 RCW, an inpatient facility licensed under chapter 70.41 or 71.12 RCW operating inpatient psychiatric beds for minors, a secure withdrawal management and stabilization facility, a 23-hour crisis relief center, or an approved substance use disorder treatment program, the facility is required to promptly provide written and verbal notice of all statutorily available treatment options contained in this chapter. The notice need not be given more than once if written and verbal notice has already been provided and documented by the facility.

(2) The provision of notice must be documented by the facilities required to give notice under subsection (1) of this section and must be accompanied by a signed acknowledgment of receipt by the parent or guardian. The notice must contain the following information:

(a) All current statutorily available treatment options including but not limited to those provided in this chapter; and

(b) The procedures to be followed to utilize the treatment options described in this chapter.

(3) The department of health shall produce, and make available, the written notification that must include, at a minimum, the information contained in subsection (2) of this section. The department of health must revise the written notification as necessary to reflect changes in the law.

**Sec. 7.** RCW 71.34.430 and 2019 c 381 s 22 are each amended to read as follows:

A mental health agency, psychiatric hospital, ~~((or))~~ evaluation and treatment facility, crisis stabilization unit, or 23-hour crisis relief center may release mental health information about an adolescent to a parent of the adolescent without the consent of the adolescent by following the limitations and restrictions of RCW 70.02.240 and 70.02.265.

**NEW SECTION. Sec. 8.** A new section is added to chapter 71.34 RCW under the subchapter heading "GENERAL" to read as follows:

If an adolescent is brought to or accepted at a 23-hour crisis relief center and thereafter refuses to stay voluntarily, and the professional staff of the 23-hour crisis relief center regard the adolescent as presenting as a result of a behavioral health disorder an imminent likelihood of serious harm, or presenting as an imminent danger because of grave disability, they may detain the adolescent for sufficient time to enable the designated crisis responder to complete an evaluation but for no more than 12 hours from the time the professional staff notify the designated crisis responder of the need for evaluation. If involuntary commitment criteria are met, the professional staff may authorize the adolescent being further held in custody or transported to a hospital emergency department, evaluation and treatment center, secure withdrawal management and stabilization facility, or approved substance use disorder treatment program pursuant to the provisions of this chapter.

**NEW SECTION. Sec. 9.** Section 4 of this act takes effect when section 13, chapter 433, Laws of 2023 takes effect.

Passed by the Senate February 9, 2024.

Passed by the House February 28, 2024.

Approved by the Governor March 29, 2024.

Filed in Office of Secretary of State April 1, 2024.

---

## CHAPTER 368

[Engrossed Second Substitute Senate Bill 6251]

### BEHAVIORAL HEALTH CRISIS RESPONSE SERVICES—REGIONAL COORDINATION

AN ACT Relating to coordination of regional behavioral health crisis response services; amending RCW 71.24.045; reenacting and amending RCW 71.24.025 and 71.24.890; and adding a new section to chapter 71.24 RCW.

Be it enacted by the Legislature of the State of Washington:

**NEW SECTION. Sec. 1.** A new section is added to chapter 71.24 RCW to read as follows:

Behavioral health administrative services organizations shall use their authorities under RCW 71.24.045 to establish coordination within the behavioral health crisis response system in each regional service area including, but not

limited to, establishing comprehensive protocols for dispatching mobile rapid response crisis teams and community-based crisis teams. In furtherance of this:

(1) The behavioral health administrative services organization may convene regional behavioral health crisis response system partners and stakeholders within available resources for the purpose of establishing clear regional protocols which memorialize expectations, understandings, lines of communication, and strategies for optimizing crisis response in the regional service area. The regional protocols must describe how crisis response partners will share information consistent with data-sharing requirements under RCW 71.24.890, including real-time information sharing between 988 contact hubs, regional crisis lines, or their successors, to create a seamless delivery system that is person-centered;

(2) Behavioral health administrative services organizations shall submit regional protocols created under subsection (1) of this section to the authority for approval. If the authority does not respond within 90 days of submission, the regional protocols shall be considered approved until such time as the behavioral health administrative services organization and the authority agree to updated protocols. A behavioral health administrative services organization must notify the authority by January 1, 2025, if it does not intend to develop and submit regional protocols;

(3) A behavioral health administrative services organization may recommend to the department the 988 contact hub or hubs which it determines to be the best fit for partnership and implementation of regional protocols in its regional service area among candidates which are able to meet necessary state and federal requirements. The 988 contact hub or hubs recommended by the behavioral health administrative services organization must be able to connect to the culturally appropriate behavioral health crisis response services established under this chapter;

(4) The department may designate additional 988 contact hubs recommended by a behavioral health administrative services organization within available resources and when the addition of more hubs is consistent with the rules adopted under RCW 71.24.890 and a need identified in regional protocols. If the department declines to designate a 988 contact hub that has been recommended by a behavioral health administrative services organization, the department shall provide a written explanation of its reasons to the behavioral health administrative services organization;

(5) The department and the authority shall provide support to a behavioral health administrative services organization in the development of protocols under subsection (1) of this section upon request by the behavioral health administrative services organization;

(6) Regional protocols established under subsection (1) of this section must be in writing and, once approved, copies shall be provided to the department, authority, and state 911 coordination office. The regional protocols should be updated as needed and at intervals of no longer than three years; and

(7) For the purpose of subsection (1) of this section, partners and stakeholders in the coordinated regional behavioral health crisis response system include but are not limited to regional crisis lines, 988 contact hubs, certified public safety telecommunicators, local governments, tribal governments, first responders, co-response teams, mobile rapid response crisis teams, hospitals,

organizations representing persons with lived experience, and behavioral health agencies.

**Sec. 2.** RCW 71.24.025 and 2023 c 454 s 1 and 2023 c 433 s 1 are each reenacted and amended to read as follows:

Unless the context clearly requires otherwise, the definitions in this section apply throughout this chapter.

(1) "23-hour crisis relief center" means a community-based facility or portion of a facility serving adults, which is licensed or certified by the department of health and open 24 hours a day, seven days a week, offering access to mental health and substance use care for no more than 23 hours and 59 minutes at a time per patient, and which accepts all behavioral health crisis walk-ins drop-offs from first responders, and individuals referred through the 988 system regardless of behavioral health acuity, and meets the requirements under RCW 71.24.916.

(2) "988 crisis hotline" means the universal telephone number within the United States designated for the purpose of the national suicide prevention and mental health crisis hotline system operating through the national suicide prevention lifeline.

(3) "Acutely mentally ill" means a condition which is limited to a short-term severe crisis episode of:

(a) A mental disorder as defined in RCW 71.05.020 or, in the case of a child, as defined in RCW 71.34.020;

(b) Being gravely disabled as defined in RCW 71.05.020 or, in the case of a child, a gravely disabled minor as defined in RCW 71.34.020; or

(c) Presenting a likelihood of serious harm as defined in RCW 71.05.020 or, in the case of a child, as defined in RCW 71.34.020.

(4) "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.

(5) "Approved substance use disorder treatment program" means a program for persons with a substance use disorder provided by a treatment program licensed or certified by the department as meeting standards adopted under this chapter.

(6) "Authority" means the Washington state health care authority.

(7) "Available resources" means funds appropriated for the purpose of providing community behavioral health programs, federal funds, except those provided according to Title XIX of the Social Security Act, and state funds appropriated under this chapter or chapter 71.05 RCW by the legislature during any biennium for the purpose of providing residential services, resource management services, community support services, and other behavioral health services. This does not include funds appropriated for the purpose of operating and administering the state psychiatric hospitals.

(8) "Behavioral health administrative services organization" means an entity contracted with the authority to administer behavioral health services and programs under RCW 71.24.381, including crisis services and administration of chapter 71.05 RCW, the involuntary treatment act, for all individuals in a defined regional service area.

(9) "Behavioral health aide" means a counselor, health educator, and advocate who helps address individual and community-based behavioral health needs, including those related to alcohol, drug, and tobacco abuse as well as mental health problems such as grief, depression, suicide, and related issues and is certified by a community health aide program of the Indian health service or one or more tribes or tribal organizations consistent with the provisions of 25 U.S.C. Sec. 1616l and RCW 43.71B.010 (7) and (8).

(10) "Behavioral health provider" means a person licensed under chapter 18.57, 18.71, 18.71A, 18.83, 18.205, 18.225, or 18.79 RCW, as it applies to registered nurses and advanced registered nurse practitioners.

(11) "Behavioral health services" means mental health services, substance use disorder treatment services, and co-occurring disorder treatment services as described in this chapter and chapter 71.36 RCW that, depending on the type of service, are provided by licensed or certified behavioral health agencies, behavioral health providers, or integrated into other health care providers.

(12) "Child" means a person under the age of eighteen years.

(13) "Chronically mentally ill adult" or "adult who is chronically mentally ill" means an adult who has a mental disorder and meets at least one of the following criteria:

(a) Has undergone two or more episodes of hospital care for a mental disorder within the preceding two years; or

(b) Has experienced a continuous psychiatric hospitalization or residential treatment exceeding six months' duration within the preceding year; or

(c) Has been unable to engage in any substantial gainful activity by reason of any mental disorder which has lasted for a continuous period of not less than twelve months. "Substantial gainful activity" shall be defined by the authority by rule consistent with Public Law 92-603, as amended.

(14) "Clubhouse" means a community-based program that provides rehabilitation services and is licensed or certified by the department.

(15) "Community behavioral health program" means all expenditures, services, activities, or programs, including reasonable administration and overhead, designed and conducted to prevent or treat substance use disorder, mental illness, or both in the community behavioral health system.

(16) "Community behavioral health service delivery system" means public, private, or tribal agencies that provide services specifically to persons with mental disorders, substance use disorders, or both, as defined under RCW 71.05.020 and receive funding from public sources.

(17) "Community support services" means services authorized, planned, and coordinated through resource management services including, at a minimum, assessment, diagnosis, emergency crisis intervention available twenty-four hours, seven days a week, prescreening determinations for persons who are mentally ill being considered for placement in nursing homes as required by federal law, screening for patients being considered for admission to residential services, diagnosis and treatment for children who are acutely mentally ill or severely emotionally or behaviorally disturbed discovered under screening through the federal Title XIX early and periodic screening, diagnosis, and treatment program, investigation, legal, and other nonresidential services under chapter 71.05 RCW, case management services, psychiatric treatment including medication supervision, counseling, psychotherapy, assuring transfer of relevant

patient information between service providers, recovery services, and other services determined by behavioral health administrative services organizations.

(18) "Community-based crisis team" means a team that is part of an emergency medical services agency, a fire service agency, a public health agency, a medical facility, a nonprofit crisis response provider, or a city or county government entity, other than a law enforcement agency, that provides the on-site community-based interventions of a mobile rapid response crisis team for individuals who are experiencing a behavioral health crisis.

(19) "Consensus-based" means a program or practice that has general support among treatment providers and experts, based on experience or professional literature, and may have anecdotal or case study support, or that is agreed but not possible to perform studies with random assignment and controlled groups.

(20) "County authority" means the board of county commissioners, county council, or county executive having authority to establish a behavioral health administrative services organization, or two or more of the county authorities specified in this subsection which have entered into an agreement to establish a behavioral health administrative services organization.

(21) "Crisis stabilization services" means services such as 23-hour crisis relief centers, crisis stabilization units, short-term respite facilities, peer-run respite services, and same-day walk-in behavioral health services, including within the overall crisis system components that operate like hospital emergency departments that accept all walk-ins, and ambulance, fire, and police drop-offs, or determine the need for involuntary hospitalization of an individual.

(22) "Crisis stabilization unit" has the same meaning as under RCW 71.05.020.

(23) "Department" means the department of health.

(24) "Designated 988 contact hub" or "988 contact hub" means a state-designated contact center that streamlines clinical interventions and access to resources for people experiencing a behavioral health crisis and participates in the national suicide prevention lifeline network to respond to statewide or regional 988 contacts that meets the requirements of RCW 71.24.890.

(25) "Designated crisis responder" has the same meaning as in RCW 71.05.020.

(26) "Director" means the director of the authority.

(27) "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.

(28) "Early adopter" means a regional service area for which all of the county authorities have requested that the authority purchase medical and behavioral health services through a managed care health system as defined under RCW 71.24.380(7).

(29) "Emerging best practice" or "promising practice" means a program or practice that, based on statistical analyses or a well established theory of change, shows potential for meeting the evidence-based or research-based criteria, which may include the use of a program that is evidence-based for outcomes other than those listed in subsection (30) of this section.

(30) "Evidence-based" means a program or practice that has been tested in heterogeneous or intended populations with multiple randomized, or statistically controlled evaluations, or both; or one large multiple site randomized, or statistically controlled evaluation, or both, where the weight of the evidence from a systemic review demonstrates sustained improvements in at least one outcome. "Evidence-based" also means a program or practice that can be implemented with a set of procedures to allow successful replication in Washington and, when possible, is determined to be cost-beneficial.

(31) "First responders" includes ambulance, fire, mobile rapid response crisis team, coresponder team, designated crisis responder, fire department mobile integrated health team, community assistance referral and education services program under RCW 35.21.930, and law enforcement personnel.

(32) "Indian health care provider" means a health care program operated by the Indian health service or by a tribe, tribal organization, or urban Indian organization as those terms are defined in the Indian health care improvement act (25 U.S.C. Sec. 1603).

(33) "Intensive behavioral health treatment facility" means a community-based specialized residential treatment facility for individuals with behavioral health conditions, including individuals discharging from or being diverted from state and local hospitals, whose impairment or behaviors do not meet, or no longer meet, criteria for involuntary inpatient commitment under chapter 71.05 RCW, but whose care needs cannot be met in other community-based placement settings.

(34) "Licensed or certified behavioral health agency" means:

(a) An entity licensed or certified according to this chapter or chapter 71.05 RCW;

(b) An entity deemed to meet state minimum standards as a result of accreditation by a recognized behavioral health accrediting body recognized and having a current agreement with the department; or

(c) An entity with a tribal attestation that it meets state minimum standards for a licensed or certified behavioral health agency.

(35) "Licensed physician" means a person licensed to practice medicine or osteopathic medicine and surgery in the state of Washington.

(36) "Long-term inpatient care" means inpatient services for persons committed for, or voluntarily receiving intensive treatment for, periods of ninety days or greater under chapter 71.05 RCW. "Long-term inpatient care" as used in this chapter does not include: (a) Services for individuals committed under chapter 71.05 RCW who are receiving services pursuant to a conditional release or a court-ordered less restrictive alternative to detention; or (b) services for individuals voluntarily receiving less restrictive alternative treatment on the grounds of the state hospital.

(37) "Managed care organization" means an organization, having a certificate of authority or certificate of registration from the office of the insurance commissioner, that contracts with the authority under a comprehensive risk contract to provide prepaid health care services to enrollees under the authority's managed care programs under chapter 74.09 RCW.

(38) "Mental health peer-run respite center" means a peer-run program to serve individuals in need of voluntary, short-term, noncrisis services that focus on recovery and wellness.

(39) Mental health "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 or the authority, by behavioral health administrative services organizations and their staffs, by managed care organizations and their staffs, or by treatment facilities. "Treatment records" do not include notes or records maintained for personal use by a person providing treatment services for the entities listed in this subsection, or a treatment facility if the notes or records are not available to others.

(40) "Mentally ill persons," "persons who are mentally ill," and "the mentally ill" mean persons and conditions defined in subsections (3), (13), (48), and (49) of this section.

(41) "Mobile rapid response crisis team" means a team that provides professional on-site community-based intervention such as outreach, de-escalation, stabilization, resource connection, and follow-up support for individuals who are experiencing a behavioral health crisis, that shall include certified peer counselors as a best practice to the extent practicable based on workforce availability, and that meets standards for response times established by the authority.

(42) "Recovery" means a process of change through which individuals improve their health and wellness, live a self-directed life, and strive to reach their full potential.

(43) "Research-based" means a program or practice that has been tested with a single randomized, or statistically controlled evaluation, or both, demonstrating sustained desirable outcomes; or where the weight of the evidence from a systemic review supports sustained outcomes as described in subsection (30) of this section but does not meet the full criteria for evidence-based.

(44) "Residential services" means a complete range of residences and supports authorized by resource management services and which may involve a facility, a distinct part thereof, or services which support community living, for persons who are acutely mentally ill, adults who are chronically mentally ill, children who are severely emotionally disturbed, or adults who are seriously disturbed and determined by the behavioral health administrative services organization or managed care organization to be at risk of becoming acutely or chronically mentally ill. The services shall include at least evaluation and treatment services as defined in chapter 71.05 RCW, acute crisis respite care, long-term adaptive and rehabilitative care, and supervised and supported living services, and shall also include any residential services developed to service persons who are mentally ill in nursing homes, residential treatment facilities, assisted living facilities, and adult family homes, and may include outpatient services provided as an element in a package of services in a supported housing model. Residential services for children in out-of-home placements related to their mental disorder shall not include the costs of food and shelter, except for children's long-term residential facilities existing prior to January 1, 1991.

(45) "Resilience" means the personal and community qualities that enable individuals to rebound from adversity, trauma, tragedy, threats, or other stresses, and to live productive lives.

(46) "Resource management services" mean the planning, coordination, and authorization of residential services and community support services administered pursuant to an individual service plan for: (a) Adults and children who are acutely mentally ill; (b) adults who are chronically mentally ill; (c) children who are severely emotionally disturbed; or (d) adults who are seriously disturbed and determined by a behavioral health administrative services organization or managed care organization to be at risk of becoming acutely or chronically mentally ill. Such planning, coordination, and authorization shall include mental health screening for children eligible under the federal Title XIX early and periodic screening, diagnosis, and treatment program. Resource management services include seven day a week, twenty-four hour a day availability of information regarding enrollment of adults and children who are mentally ill in services and their individual service plan to designated crisis responders, evaluation and treatment facilities, and others as determined by the behavioral health administrative services organization or managed care organization, as applicable.

(47) "Secretary" means the secretary of the department of health.

(48) "Seriously disturbed person" means a person who:

(a) Is gravely disabled or presents a likelihood of serious harm to himself or herself or others, or to the property of others, as a result of a mental disorder as defined in chapter 71.05 RCW;

(b) Has been on conditional release status, or under a less restrictive alternative order, at some time during the preceding two years from an evaluation and treatment facility or a state mental health hospital;

(c) Has a mental disorder which causes major impairment in several areas of daily living;

(d) Exhibits suicidal preoccupation or attempts; or

(e) Is a child diagnosed by a mental health professional, as defined in chapter 71.34 RCW, as experiencing a mental disorder which is clearly interfering with the child's functioning in family or school or with peers or is clearly interfering with the child's personality development and learning.

(49) "Severely emotionally disturbed child" or "child who is severely emotionally disturbed" means a child who has been determined by the behavioral health administrative services organization or managed care organization, if applicable, to be experiencing a mental disorder as defined in chapter 71.34 RCW, including those mental disorders that result in a behavioral or conduct disorder, that is clearly interfering with the child's functioning in family or school or with peers and who meets at least one of the following criteria:

(a) Has undergone inpatient treatment or placement outside of the home related to a mental disorder within the last two years;

(b) Has undergone involuntary treatment under chapter 71.34 RCW within the last two years;

(c) Is currently served by at least one of the following child-serving systems: Juvenile justice, child-protection/welfare, special education, or developmental disabilities;

(d) Is at risk of escalating maladjustment due to:

(i) Chronic family dysfunction involving a caretaker who is mentally ill or inadequate;

- (ii) Changes in custodial adult;
  - (iii) Going to, residing in, or returning from any placement outside of the home, for example, psychiatric hospital, short-term inpatient, residential treatment, group or foster home, or a correctional facility;
  - (iv) Subject to repeated physical abuse or neglect;
  - (v) Drug or alcohol abuse; or
  - (vi) Homelessness.
- (50) "State minimum standards" means minimum requirements established by rules adopted and necessary to implement this chapter by:

- (a) The authority for:
  - (i) Delivery of mental health and substance use disorder services; and
  - (ii) Community support services and resource management services;
- (b) The department of health for:
  - (i) Licensed or certified behavioral health agencies for the purpose of providing mental health or substance use disorder programs and services, or both;
  - (ii) Licensed behavioral health providers for the provision of mental health or substance use disorder services, or both; and
  - (iii) Residential services.

(51) "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.

(52) "Tribe," for the purposes of this section, means a federally recognized Indian tribe.

(53) "Coordinated regional behavioral health crisis response system" means the coordinated operation of 988 call centers, regional crisis lines, certified public safety telecommunicators, and other behavioral health crisis system partners within each regional service area.

(54) "Regional crisis line" means the behavioral health crisis hotline in each regional service area which provides crisis response services 24 hours a day, seven days a week, 365 days a year including but not limited to dispatch of mobile rapid response crisis teams, community-based crisis teams, and designated crisis responders.

**Sec. 3.** RCW 71.24.045 and 2022 c 210 s 27 are each amended to read as follows:

(1) The behavioral health administrative services organization contracted with the authority pursuant to RCW 71.24.381 shall:

(a) Administer crisis services for the assigned regional service area. Such services must include:

- (i) A behavioral health crisis hotline for its assigned regional service area;
- (ii) Crisis response services twenty-four hours a day, seven days a week, three hundred sixty-five days a year;

(iii) Services related to involuntary commitments under chapters 71.05 and 71.34 RCW;

(iv) Tracking of less restrictive alternative orders issued within the region by superior courts, and providing notification to a managed care organization in the region when one of its enrollees receives a less restrictive alternative order so

that the managed care organization may ensure that the person is connected to services and that the requirements of RCW 71.05.585 are complied with. If the person receives a less restrictive alternative order and is returning to another region, the behavioral health administrative services organization shall notify the behavioral health administrative services organization in the home region of the less restrictive alternative order so that the home behavioral health administrative services organization may notify the person's managed care organization or provide services if the person is not enrolled in medicaid and does not have other insurance which can pay for those services;

(v) Additional noncrisis behavioral health services, within available resources, to individuals who meet certain criteria set by the authority in its contracts with the behavioral health administrative services organization. These services may include services provided through federal grant funds, provisos, and general fund state appropriations;

(vi) Care coordination, diversion services, and discharge planning for nonmedicaid individuals transitioning from state hospitals or inpatient settings to reduce rehospitalization and utilization of crisis services, as required by the authority in contract; ~~(and)~~

(vii) Regional coordination, cross-system and cross-jurisdiction coordination with tribal governments, and capacity building efforts, such as supporting the behavioral health advisory board and efforts to support access to services or to improve the behavioral health system; and

(viii) Duties under section 1 of this act:

(b) Administer and provide for the availability of an adequate network of evaluation and treatment services to ensure access to treatment, investigation, transportation, court-related, and other services provided as required under chapter 71.05 RCW;

(c) Coordinate services for individuals under RCW 71.05.365;

(d) Administer and provide for the availability of resource management services, residential services, and community support services as required under its contract with the authority;

(e) Contract with a sufficient number, as determined by the authority, of licensed or certified providers for crisis services and other behavioral health services required by the authority;

(f) Maintain adequate reserves or secure a bond as required by its contract with the authority;

(g) Establish and maintain quality assurance processes;

(h) Meet established limitations on administrative costs for agencies that contract with the behavioral health administrative services organization; and

(i) Maintain patient tracking information as required by the authority.

(2) The behavioral health administrative services organization must collaborate with the authority and its contracted managed care organizations to develop and implement strategies to coordinate care with tribes and community behavioral health providers for individuals with a history of frequent crisis system utilization.

(3) The behavioral health administrative services organization shall:

(a) Assure that the special needs of minorities, older adults, individuals with disabilities, children, and low-income persons are met;

(b) Collaborate with local government entities to ensure that policies do not result in an adverse shift of persons with mental illness into state and local correctional facilities; and

(c) Work with the authority to expedite the enrollment or reenrollment of eligible persons leaving state or local correctional facilities and institutions for mental diseases.

(4) The behavioral health administrative services organization shall employ an assisted outpatient treatment program coordinator to oversee system coordination and legal compliance for assisted outpatient treatment under RCW 71.05.148 and 71.34.815.

**Sec. 4.** RCW 71.24.890 and 2023 c 454 s 5 and 2023 c 433 s 16 are each reenacted and amended to read as follows:

(1) Establishing the state designated 988 contact hubs and enhancing the crisis response system will require collaborative work between the department ~~((and)),~~ the authority, and regional system partners within their respective roles. The department shall have primary responsibility for ~~((establishing and))~~ designating ~~((the designated))~~ 988 contact hubs, and shall seek recommendations from the behavioral health administrative services organizations to determine which 988 contact hubs best meet regional needs. The authority shall have primary responsibility for developing ~~((and)),~~ implementing, and facilitating coordination of the crisis response system and services to support the work of the designated 988 contact hubs, regional crisis lines, and other coordinated regional behavioral health crisis response system partners. In any instance in which one agency is identified as the lead, the expectation is that agency will ~~((be communicating and collaborating))~~ communicate and collaborate with the other to ensure seamless, continuous, and effective service delivery within the statewide crisis response system.

(2) The department shall provide adequate funding for the state's crisis call centers to meet an expected increase in the use of the ~~((call centers))~~ 988 contact hubs based on the implementation of the 988 crisis hotline. The funding level shall be established at a level anticipated to achieve an in-state call response rate of at least 90 percent by July 22, 2022. The funding level shall be determined by considering standards and cost per call predictions provided by the administrator of the national suicide prevention lifeline, call volume predictions, guidance on crisis call center performance metrics, and necessary technology upgrades. ~~((In contracting))~~ Contracts with the ~~((crisis call centers, the department))~~ 988 contact hubs:

(a) May provide funding to support ~~((crisis call centers and))~~ designated 988 contact hubs to enter into limited ~~((on-site))~~ partnerships with the public safety answering point to increase the coordination and transfer of behavioral health calls received by certified public safety telecommunicators that are better addressed by clinic interventions provided by the 988 system. Tax revenue may be used to support ~~((on-site))~~ partnerships. These partnerships with 988 and public safety may be expanded to include regional crisis lines administered by behavioral health administrative services organizations;

(b) Shall require that ~~((crisis call centers))~~ 988 contact hubs enter into data-sharing agreements, when appropriate, with the department, the authority, regional crisis lines, and applicable regional behavioral health administrative services organizations to provide reports and client level data regarding 988

~~((crisis hotline))~~ contact hub calls, as allowed by and in compliance with existing federal and state law governing the sharing and use of protected health information ~~((, including))~~. Data-sharing agreements with regional crisis lines must include real-time information sharing. All coordinated regional behavioral health crisis response system partners must share dispatch time, arrival time, and disposition ~~((of the outreach for each call))~~ for behavioral health calls referred for outreach by each region consistent with any regional protocols developed under section 1 of this act. The department and the authority shall establish requirements ~~((that the crisis call centers))~~ for 988 contact hubs to report ~~((the))~~ data ~~((identified in this subsection (2)(b)))~~ to regional behavioral health administrative services organizations for the purposes of maximizing medicaid reimbursement, as appropriate, and implementing this chapter and chapters 71.05 and 71.34 RCW ~~((including, but not limited to,)).~~ The behavioral health administrative services organization may use information received from the 988 contact hubs in administering crisis services for the assigned regional service area, contracting with a sufficient number of licensed or certified providers for crisis services, establishing and maintaining quality assurance processes, maintaining patient tracking, and developing and implementing strategies to coordinate care for individuals with a history of frequent crisis system utilization.

(3) The department shall adopt rules by January 1, 2025, to establish standards for designation of crisis call centers as designated 988 contact hubs. The department shall collaborate with the authority ~~((and)),~~ other agencies, and coordinated regional behavioral health crisis response system partners to assure coordination and availability of services, and shall consider national guidelines for behavioral health crisis care as determined by the federal substance abuse and mental health services administration, national behavioral health accrediting bodies, and national behavioral health provider associations to the extent they are appropriate, and recommendations from behavioral health administrative services organizations and the crisis response improvement strategy committee created in RCW 71.24.892.

(4) The department shall designate ~~((designated))~~ 988 contact hubs considering the recommendations of behavioral health administrative services organizations by January 1, 2026. The designated 988 contact hubs shall provide connections to crisis intervention services, triage, care coordination, and referrals~~((, and connections to))~~ for individuals contacting the 988 ~~((crisis hotline))~~ contact hubs from any jurisdiction within Washington 24 hours a day, seven days a week, using the system platform developed under subsection (5) of this section. The department may not designate more than a total of four 988 contact hubs without legislative approval.

(a) To be designated as a ~~((designated))~~ 988 contact hub, the applicant must demonstrate to the department the ability to comply with the requirements of this section and to contract to provide ~~((designated))~~ 988 contact hub services. ~~((The department may revoke the designation of any designated 988 contact hub that fails to substantially comply with the contract))~~ If a 988 contact hub fails to substantially comply with the contract, data-sharing requirements, or approved regional protocols developed under section 1 of this act, the department may revoke the designation of the 988 contact hub and, after consulting with the affected behavioral health administrative services organization, may designate a

988 contact hub recommended by a behavioral health administrative services organization which is able to meet necessary state and federal requirements.

(b) The contracts entered shall require designated 988 contact hubs to:

(i) Have an active agreement with the administrator of the national suicide prevention lifeline for participation within its network;

(ii) Meet the requirements for operational and clinical standards established by the department and based upon the national suicide prevention lifeline best practices guidelines and other recognized best practices;

(iii) Employ highly qualified, skilled, and trained clinical staff who have sufficient training and resources to provide empathy to callers in acute distress, de-escalate crises, assess behavioral health disorders and suicide risk, triage to system partners for callers that need additional clinical interventions, and provide case management and documentation. Call center staff shall be trained to make every effort to resolve cases in the least restrictive environment and without law enforcement involvement whenever possible. Call center staff shall coordinate with certified peer counselors to provide follow-up and outreach to callers in distress as available. It is intended for transition planning to include a pathway for continued employment and skill advancement as needed for experienced crisis call center employees;

(iv) Train employees on agricultural community cultural competencies for suicide prevention, which may include sharing resources with callers that are specific to members from the agricultural community. The training must prepare staff to provide appropriate assessments, interventions, and resources to members of the agricultural community. Employees may make warm transfers and referrals to a crisis hotline that specializes in working with members from the agricultural community, provided that no person contacting 988 shall be transferred or referred to another service if they are currently in crisis and in need of emotional support;

(v) Prominently display 988 crisis hotline information on their websites and social media, including a description of what the caller should expect when contacting the crisis call center and a description of the various options available to the caller, including call lines specialized in the behavioral health needs of veterans, American Indian and Alaska Native persons, Spanish-speaking persons, and LGBTQ populations. The website may also include resources for programs and services related to suicide prevention for the agricultural community;

(vi) Collaborate with the authority, the national suicide prevention lifeline, and veterans crisis line networks to assure consistency of public messaging about the 988 crisis hotline;

~~(vii) ((Develop and submit to the department protocols between the designated 988 contact hub and 911 call centers within the region in which the designated crisis call center operates and receive approval of the protocols by the department and the state 911 coordination office;~~

~~(viii) Develop, in collaboration with the region's behavioral health administrative services organizations, and jointly submit to the authority))~~ Collaborate with coordinated regional behavioral health crisis response system partners within the 988 contact hub's regional service area to develop protocols under section 1 of this act, including protocols related to the dispatching of

mobile rapid response crisis teams and community-based crisis teams endorsed under RCW 71.24.903 ~~((and receive approval of the protocols by the authority));~~

~~((ix))~~ (viii) Provide data and reports and participate in evaluations and related quality improvement activities, according to standards established by the department in collaboration with the authority; and

~~((x))~~ (ix) Enter into data-sharing agreements with the department, the authority, regional crisis lines, and applicable ~~((regional))~~ behavioral health administrative services organizations to provide reports and client level data regarding 988 ~~((crisis-hotline))~~ contact hub calls, as allowed by and in compliance with existing federal and state law governing the sharing and use of protected health information, ~~((including dispatch time, arrival time, and disposition of the outreach for each call referred for outreach by each region))~~ which shall include sharing real-time information with regional crisis lines. The department and the authority shall establish requirements that the designated 988 contact hubs report ~~((the))~~ data ~~((identified in this subsection (4)(b)(x))~~ to regional behavioral health administrative services organizations for the purposes of maximizing medicaid reimbursement, as appropriate, and implementing this chapter and chapters 71.05 and 71.34 RCW including, but not limited to, administering crisis services for the assigned regional service area, contracting with a sufficient number ~~((of))~~ of licensed or certified providers for crisis services, establishing and maintaining quality assurance processes, maintaining patient tracking, and developing and implementing strategies to coordinate care for individuals with a history of frequent crisis system utilization.

(c) The department and the authority shall incorporate recommendations from the crisis response improvement strategy committee created under RCW 71.24.892 in its agreements with designated 988 contact hubs, as appropriate.

(5) The department and authority must coordinate to develop the technology and platforms necessary to manage and operate the behavioral health crisis response and suicide prevention system. The department and the authority must include ~~((the crisis call centers and))~~ designated 988 contact hubs, regional crisis lines, and behavioral health administrative services organizations in the decision-making process for selecting any technology platforms that will be used to operate the system. No decisions made by the department or the authority shall interfere with the routing of the 988 ~~((crisis-hotline))~~ contact hubs calls, texts, or chat as part of Washington's active agreement with the administrator of the national suicide prevention lifeline or 988 administrator that routes 988 contacts into Washington's system. The technologies developed must include:

(a) A new technologically advanced behavioral health and suicide prevention crisis call center system platform for use in ~~((designated))~~ 988 contact hubs designated by the department under subsection (4) of this section. This platform, which shall be fully funded by July 1, 2024, shall be developed by the department and must include the capacity to receive crisis assistance requests through phone calls, texts, chats, and other similar methods of communication that may be developed in the future that promote access to the behavioral health crisis system; and

(b) A behavioral health integrated client referral system capable of providing system coordination information to designated 988 contact hubs and the other entities involved in behavioral health care. This system shall be developed by the authority.

(6) In developing the new technologies under subsection (5) of this section, the department and the authority must coordinate to designate a primary technology system to provide each of the following:

(a) Access to real-time information relevant to the coordination of behavioral health crisis response and suicide prevention services, including:

(i) Real-time bed availability for all behavioral health bed types and recliner chairs, including but not limited to crisis stabilization services, 23-hour crisis relief centers, psychiatric inpatient, substance use disorder inpatient, withdrawal management, peer-run respite centers, and crisis respite services, inclusive of both voluntary and involuntary beds, for use by crisis response workers, first responders, health care providers, emergency departments, and individuals in crisis; and

(ii) Real-time information relevant to the coordination of behavioral health crisis response and suicide prevention services for a person, including the means to access:

(A) Information about any less restrictive alternative treatment orders or mental health advance directives related to the person; and

(B) Information necessary to enable the designated 988 contact (~~(hub)~~) hubs to actively collaborate with regional crisis lines, emergency departments, primary care providers and behavioral health providers within managed care organizations, behavioral health administrative services organizations, and other health care payers to establish a safety plan for the person in accordance with best practices and provide the next steps for the person's transition to follow-up noncrisis care. To establish information-sharing guidelines that fulfill the intent of this section the authority shall consider input from the confidential information compliance and coordination subcommittee established under RCW 71.24.892;

~~((b))~~ (b) The means to track the outcome of the 988 call to enable appropriate follow-up, cross-system coordination, and accountability, including as appropriate: (i) Any immediate services dispatched and reports generated from the encounter; (ii) the validation of a safety plan established for the caller in accordance with best practices; (iii) the next steps for the caller to follow in transition to noncrisis follow-up care, including a next-day appointment for callers experiencing urgent, symptomatic behavioral health care needs; and (iv) the means to verify and document whether the caller was successful in making the transition to appropriate noncrisis follow-up care indicated in the safety plan for the person, to be completed either by the care coordinator provided through the person's managed care organization, health plan, or behavioral health administrative services organization, or if such a care coordinator is not available or does not follow through, by the staff of the designated 988 contact hub;

(c) A means to facilitate actions to verify and document whether the person's transition to follow-up noncrisis care was completed and services offered, to be performed by a care coordinator provided through the person's managed care organization, health plan, or behavioral health administrative services organization, or if such a care coordinator is not available or does not follow through, by the staff of the designated 988 contact hub;

(d) The means to provide geographically, culturally, and linguistically appropriate services to persons who are part of high-risk populations or

otherwise have need of specialized services or accommodations, and to document these services or accommodations; and

(e) When appropriate, consultation with tribal governments to ensure coordinated care in government-to-government relationships, and access to dedicated services to tribal members.

(7) The authority shall:

(a) Collaborate with county authorities and behavioral health administrative services organizations to develop procedures to dispatch behavioral health crisis services in coordination with designated 988 contact hubs to effectuate the intent of this section;

(b) Establish formal agreements with managed care organizations and behavioral health administrative services organizations by January 1, 2023, to provide for the services, capacities, and coordination necessary to effectuate the intent of this section, which shall include a requirement to arrange next-day appointments for persons contacting the 988 (~~(crisis hotline)~~) contact hub or a regional crisis line experiencing urgent, symptomatic behavioral health care needs with geographically, culturally, and linguistically appropriate primary care or behavioral health providers within the person's provider network, or, if uninsured, through the person's behavioral health administrative services organization;

(c) Create best practices guidelines by July 1, 2023, for deployment of appropriate and available crisis response services by behavioral health administrative services organizations in coordination with designated 988 contact hubs to assist 988 hotline callers to minimize nonessential reliance on emergency room services and the use of law enforcement, considering input from relevant stakeholders and recommendations made by the crisis response improvement strategy committee created under RCW 71.24.892;

(d) Develop procedures to allow appropriate information sharing and communication between and across crisis and emergency response systems for the purpose of real-time crisis care coordination including, but not limited to, deployment of crisis and outgoing services, follow-up care, and linked, flexible services specific to crisis response; and

(e) Establish guidelines to appropriately serve high-risk populations who request crisis services. The authority shall design these guidelines to promote behavioral health equity for all populations with attention to circumstances of race, ethnicity, gender, socioeconomic status, sexual orientation, and geographic location, and include components such as training requirements for call response workers, policies for transferring such callers to an appropriate specialized center or subnetwork within or external to the national suicide prevention lifeline network, and procedures for referring persons who access the 988 (~~(crisis hotline)~~) contact hubs to linguistically and culturally competent care.

(8) The department shall monitor trends in 988 crisis hotline caller data, as reported by designated 988 contact hubs under subsection (4)(b)(~~(x)~~) (ix) of this section, and submit an annual report to the governor and the appropriate committees of the legislature summarizing the data and trends beginning December 1, 2027.

(9) Subject to authorization by the national 988 administrator and the availability of amounts appropriated for this specific purpose, any Washington state subnetwork of the 988 crisis hotline dedicated to the crisis assistance needs

of American Indian and Alaska Native persons shall offer services by text, chat, and other similar methods of communication to the same extent as does the general 988 crisis hotline. The department shall coordinate with the substance abuse and mental health services administration for the authorization.

Passed by the Senate March 5, 2024.

Passed by the House March 1, 2024.

Approved by the Governor March 29, 2024.

Filed in Office of Secretary of State April 1, 2024.

---

## CHAPTER 369

[House Bill 1946]

### BEHAVIORAL HEALTH SCHOLARSHIP PROGRAM—WASHINGTON HEALTH CORPS

AN ACT Relating to creating the Washington health corps behavioral health scholarship program; amending RCW 28B.115.030, 28B.115.080, 28B.115.090, 28B.115.120, and 28B.115.135; and reenacting and amending RCW 28B.115.070.

Be it enacted by the Legislature of the State of Washington:

**Sec. 1.** RCW 28B.115.030 and 2023 c 442 s 3 are each amended to read as follows:

The Washington health corps is the state's initiative to encourage health care professionals to work in underserved communities. In exchange for service, the health care professional receives assistance with higher education, in the form of loan repayment or a conditional scholarship. The Washington health corps consists of the health professional loan repayment and scholarship program, the behavioral health loan repayment and scholarship program, the nurse educator loan repayment program, and the forensic pathology loan repayment program.

(1) The health professional loan repayment and scholarship program is established for credentialed health professionals and residents serving in health professional shortage areas.

(2) The behavioral health loan repayment and scholarship program is established for credentialed health professionals serving in underserved behavioral health areas.

(3) The nurse educator loan repayment program is established for nurse educators teaching for approved nursing programs.

(4) The forensic pathology loan repayment program is established for board-certified forensic pathologists providing services for counties in identified shortage areas.

(5) The office is the administrator of the programs under the Washington health corps. In administering the programs, the office shall:

(a)(i) Select credentialed health care professionals and residents to participate in the loan repayment portion and in the scholarship portion of the health professional loan repayment and scholarship program;

(ii) Select credentialed health care participants to participate in the loan repayment portion and in the scholarship portion of the behavioral health loan repayment and scholarship program;

(iii) Select nurse educators to participate in the nurse educator loan repayment program; and

(iv) Select board-certified forensic pathologists to participate in the forensic pathology loan repayment program;

(b) Adopt rules and develop guidelines to administer the programs;

(c) Collect and manage repayments from participants who do not meet their service obligations under this chapter;

(d) Publicize the program, particularly to maximize participation among individuals in shortage and underserved areas and among populations expected to experience the greatest growth in the workforce;

(e) Solicit and accept grants and donations from public and private sources for the programs;

(f) Use a competitive procurement to contract with a fund-raiser to solicit and accept grants and donations from private sources for the programs. The fund-raiser shall be paid on a contingency fee basis on a sliding scale but must not exceed 15 percent of the total amount raised for the programs each year. The fund-raiser shall not be a registered state lobbyist; and

(g) Develop criteria for a contract for service in lieu of the service obligation where appropriate, that may be a combination of service and payment.

**Sec. 2.** RCW 28B.115.070 and 2023 c 475 s 925 and 2023 c 442 s 6 are each reenacted and 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 health professional loan repayment and scholarship program and the behavioral health 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; and

(c) Determine underserved behavioral health areas for each of the eligible credentialed health care professions.

(2) The office, in consultation with the department, shall determine selection criteria for nurse educators and approved nursing programs.

(3) The office, in consultation with the department and the council, shall determine selection criteria for board-certified forensic pathologists.

(4) For the 2023-2025 fiscal biennium, consideration for eligibility for loan repayment shall also be given to chiropractors and psychiatric mental health nurse practitioners.

**Sec. 3.** RCW 28B.115.080 and 2023 c 442 s 7 are each amended to read as follows:

(1) After June 1, 1992, the office, in consultation with the department and the department of social and health services, shall:

(a) Establish the annual award amount for each credentialed health care profession which shall be based upon an assessment of reasonable annual eligible expenses involved in training and education for each credentialed health care profession for both the health professional loan repayment and scholarship program and the behavioral health loan repayment and scholarship program. The annual award amount may be established at a level less than annual eligible expenses. The annual award amount shall be established by the office for each eligible health profession. The awards shall not be paid for more than a maximum of five years per individual;

(b) Determine any scholarship awards for prospective physicians in such a manner to require the recipients declare an interest in serving in rural areas of the state of Washington. Preference for scholarships shall be given to students who reside in a rural physician shortage area or a nonshortage rural area of the state prior to admission to the eligible education and training program in medicine. Highest preference shall be given to students seeking admission who are recommended by sponsoring communities and who declare the intent of serving as a physician in a rural area. The office may require the sponsoring community located in a nonshortage rural area to financially contribute to the eligible expenses of a medical student if the student will serve in the nonshortage rural area;

(c) Establish the required service obligation for each credentialed health care profession, which shall be no less than three years or no more than five years, for the health professional loan repayment and scholarship program and the behavioral health loan repayment and scholarship program. The required service obligation may be based upon the amount of the scholarship or loan repayment award such that higher awards involve longer service obligations on behalf of the participant;

(d) Establish the annual award amount and the required service obligation for nurse educators participating in the nurse educator loan repayment program. The annual award amount shall be based upon an assessment of reasonable annual eligible expenses involved in training and education. The awards shall not be paid for more than a maximum of five years per individual. The required service obligation shall be no less than three years or no more than five years. The required service obligation may be based upon the amount of the loan repayment award such that higher awards involve longer service obligations on behalf of the participant;

(e) Determine eligible education and training programs for purposes of the scholarship portion of the health professional loan repayment and scholarship program and the scholarship portion of the behavioral health loan repayment and scholarship program; and

(f) Honor loan repayment and scholarship contract terms negotiated between the office and participants prior to May 21, 1991, concerning loan repayment and scholarship award amounts and service obligations authorized under this chapter or chapter 70.180 RCW.

(2) The department and the council, with the office, shall establish the annual loan repayment amount for each eligible board-certified forensic pathologist, based upon an assessment of reasonable eligible expenses involved in training and education up to \$25,000 annually. The awards may not be paid for more than a total of four years per participant. The required service obligation must be four years. The annual award amount shall be established by the office.

**Sec. 4.** RCW 28B.115.090 and 2022 c 276 s 6 are each amended to read as follows:

(1) The office may grant loan repayment and scholarship awards to eligible participants from the funds appropriated to the Washington health corps program. Participants are ineligible to receive loan repayment under the Washington health corps program if they have received a scholarship from programs authorized under this chapter or chapter 70.180 RCW or are ineligible to receive a scholarship if they have received loan repayment authorized under this chapter.

(2) Funds appropriated for the health professional loan repayment and scholarship program, including reasonable administrative costs, may be used by the office for the purposes of loan repayments or scholarships. The office shall annually establish the total amount of funding to be awarded for loan repayments and scholarships and such allocations shall be established based upon the best utilization of funding for that year.

(3) One portion of the funding appropriated for the health professional loan repayment and scholarship program shall be used by the office as a recruitment incentive for communities participating in the community-based recruitment and retention program as authorized by chapter 70.185 RCW; one portion of the funding shall be used by the office as a recruitment incentive for recruitment activities in state-operated institutions, county public health departments and districts, county human service agencies, federal and state contracted community health clinics, and other health care facilities, such as rural hospitals that have been identified by the department, as providing substantial amounts of charity care or publicly subsidized health care; one portion of the funding shall be used by the office for all other awards. The office shall determine the amount of total funding to be distributed between the three portions.

(4) Funds appropriated for the behavioral health loan repayment and scholarship program, including reasonable administrative costs, may be used by the office for the purposes of loan repayments or scholarships. The office shall annually establish the total amount of funding to be awarded for loan repayments and scholarships and such allocations shall be established based upon the best utilization of funding for that year.

**Sec. 5.** RCW 28B.115.120 and 2023 c 159 s 1 are each amended to read as follows:

(1) Participants in the Washington health corps who are awarded scholarships incur an obligation to repay the scholarship, with penalty and interest, unless they serve the required service obligation in a health professional shortage area or an underserved behavioral health area in the state of Washington.

(2) The interest rate, determined by the office and established by rule, may not exceed two percent. Participants who fail to complete the service obligation shall incur an equalization fee based on the remaining unforgiven balance. The equalization fee shall be added to the remaining balance and repaid by the participant.

(3) The period for repayment shall coincide with the required service obligation, with payments of principal and interest commencing no later than six months from the date the participant completes or discontinues the course of study or completes or discontinues the required postgraduate training. Provisions for deferral of payment shall be determined by the office.

(4) The entire principal and interest of each payment shall be forgiven for each payment period in which the participant serves in a health professional shortage area until the entire repayment obligation is satisfied or the borrower ceases to so serve. Should the participant cease to serve in a health professional shortage area or an underserved behavioral health area of this state before the participant's repayment obligation is completed, payment of the unsatisfied portion of the principal and interest is due and payable immediately.

(5) Participants who are unable to pay the full amount due shall enter into a payment arrangement with the office for repayment including interest not to exceed two percent. The office shall set the maximum period for repayment by rule.

(6) The office is responsible for collection of repayments made under this section and shall exercise due diligence in such collection, maintaining all necessary records to ensure that maximum repayments are made. Collection and servicing of repayments under this section shall be pursued using the full extent of the law, including wage garnishment if necessary, and shall be performed by entities approved for such servicing by the Washington student loan guaranty association or its successor agency. The office is responsible to forgive all or parts of such repayments under the criteria established in this section and shall maintain all necessary records of forgiven payments.

(7) Receipts from the payment of principal or interest or any other subsidies to which the office as administrator is entitled, which are paid by or on behalf of participants under this section, shall be deposited with the office and shall be used to cover the costs of granting the scholarships, maintaining necessary records, and making collections under subsection (6) of this section. The office shall maintain accurate records of these costs, and all receipts beyond those necessary to pay such costs shall be used to grant scholarships to eligible students.

(8) Sponsoring communities who financially contribute to the eligible financial expenses of eligible medical students may enter into agreements with the student to require repayment should the student not serve the required service obligation in the community as a primary care physician. The office may develop criteria for the content of such agreements with respect to reasonable provisions and obligations between communities and eligible students.

(9) To the extent reasonably practicable, the office shall reduce, or help to reduce, barriers that threaten a participant's ability to complete their service obligations under this chapter by offering wraparound services including, for example, navigation support for public benefits, financial coaching, and access to food, housing, and child care resources and referrals.

(10) The office shall make exceptions to the conditions for participation and repayment obligations should substantial circumstances beyond the control of individual participants warrant such exceptions. The office shall establish an appeal process by rule. Substantial circumstances include, but are not limited to:

(a) The participant is a service member of the armed forces, including the national guard and armed forces reserves, or is a spouse or dependent of a service member, who receives permanent change of station or deployment orders to move out-of-state or to a location that would create a hardship to complete the participant's service obligations under this chapter. The participant shall provide the office with a copy of the official military orders or a signed letter from the service member's commanding officer confirming change of station orders;

(b) The participant is experiencing unforeseen emergencies or hardships that substantially affect the participant's ability to complete the participant's service obligations under this chapter.

**Sec. 6.** RCW 28B.115.135 and 2019 c 302 s 12 are each amended to read as follows:

(1) Any funds appropriated by the legislature for the behavioral health loan repayment and scholarship program, or any other public or private funds intended for loan repayments or scholarships under this program, must be placed in the account created by this section.

(2) The behavioral health loan repayment and scholarship program account is created in the custody of the state treasurer. All receipts from the program must be deposited into the account. Expenditures from the account may be used only for the behavioral health loan repayment and scholarship program. Only the office, or its 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.

Passed by the House February 8, 2024.

Passed by the Senate February 29, 2024.

Approved by the Governor March 29, 2024.

Filed in Office of Secretary of State April 1, 2024.

---

## CHAPTER 370

[Engrossed House Bill 2088]

### BEHAVIORAL HEALTH CRISIS RESPONSE—LIABILITY

AN ACT Relating to extending liability protections for responders dispatched from mobile rapid response crisis teams and community-based crisis teams; and amending RCW 71.24.907.

Be it enacted by the Legislature of the State of Washington:

**Sec. 1.** RCW 71.24.907 and 2023 c 454 s 13 are each amended to read as follows:

(1) No act or omission related to the dispatching decisions of any crisis call center staff or designated 988 contact hub staff with endorsed mobile rapid response crisis team and community-based crisis team dispatching responsibilities done or omitted in good faith within the scope of the individual's employment responsibilities with the crisis call center or designated 988 contact hub and in accordance with dispatching procedures adopted both by the behavioral health administrative services organization and the crisis call center

or the designated 988 contact hub and approved by the authority shall impose liability upon:

(a) The clinical staff of the crisis call center or designated 988 contact hub or their clinical supervisors;

(b) The crisis call center or designated 988 contact hub or its officers, staff, or employees;

(c) Any member of a mobile rapid response crisis team or community-based crisis team endorsed under RCW 71.24.903;

(d) The certified public safety telecommunicator or the certified public safety telecommunicator's supervisor; or

(e) The public safety answering point or its officers, staff, or employees.

(2) No act or omission in the provision of crisis stabilization services, professional on-site community-based intervention, outreach, de-escalation, stabilization, resource connection, or follow-up support, and delivered under the clinical supervision of a mental health professional or an approved medical program director or their delegate, to a person who is experiencing a behavioral health crisis, and which is done or omitted in good faith within the scope of the individual's employment responsibilities, shall impose liability upon:

(a) Any staff of an endorsed or nonendorsed mobile rapid response crisis team or community-based crisis team, including teams operated by tribes, or staff of a crisis stabilization unit or a 23-hour crisis relief center, including facilities operated by tribes;

(b) Any officer of a public, private, or tribal agency, the superintendent, any professional person in charge or their professional designee, or any attending staff of any such agency; or

(c) Any federal, tribal, state, county, city, other local governmental unit, or contracted behavioral health agency, or employees of such units or agencies.

(3) This section shall apply to any act or omission by any person or entity listed in subsection (2) of this section involved in the transport of patients to behavioral health services, facilities providing crisis stabilization services, or other needed crisis services.

(4) This section shall not apply to any act or omission which constitutes either gross negligence or willful or wanton misconduct.

Passed by the House February 8, 2024.

Passed by the Senate February 27, 2024.

Approved by the Governor March 29, 2024.

Filed in Office of Secretary of State April 1, 2024.

## CHAPTER 371

[Engrossed Second Substitute House Bill 2247]

### BEHAVIORAL HEALTH PROVIDERS—VARIOUS PROVISIONS

AN ACT Relating to addressing behavioral health provider shortages; amending RCW 18.19.020, 18.83.020, 18.83.050, 18.83.080, 18.83.105, 18.83.110, 18.83.115, 18.83.135, 18.83.170, 18.83.180, 18.83.190, 18.83.210, 18.225.145, and 18.225.180; reenacting and amending RCW 18.205.095, 18.225.090, 71.05.020, and 71.05.020; creating new sections; providing effective dates; providing a contingent effective date; providing an expiration date; and providing a contingent expiration date.

Be it enacted by the Legislature of the State of Washington:

**Sec. 1.** RCW 18.19.020 and 2023 c 425 s 13 are each amended to read as follows:

The definitions in this section apply throughout this chapter unless the context clearly requires otherwise.

(1) "Agency" means (a) an agency or facility operated, licensed, or certified by the state of Washington; (b) a federally recognized Indian tribe located within the state; ~~((c))~~ (c) a county; or (d) a federally qualified health center.

(2) "Agency affiliated counselor" means a person registered, certified, or licensed under this chapter who is employed by an agency or is a student intern, as defined by the department.

(3) "Certified adviser" means a person certified under this chapter who is engaged in private practice counseling to the extent authorized in RCW 18.19.200.

(4) "Certified agency affiliated counselor" means a person certified under this chapter who is engaging in counseling to the extent authorized in RCW 18.19.215.

(5) "Certified counselor" means a person certified under this chapter who is engaged in private practice counseling to the extent authorized in RCW 18.19.200.

(6) "Client" means an individual who receives or participates in counseling or group counseling.

(7) "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.

(8) "Counselor" means an individual, practitioner, therapist, or analyst who engages in the practice of counseling to the public for a fee, including for the purposes of this chapter, hypnotherapists.

(9) "Department" means the department of health.

(10) "Hypnotherapist" means a person registered under this chapter who is practicing hypnosis as a modality.

(11) "Licensed agency affiliated counselor" means a person licensed under this chapter who is engaged in counseling to the extent authorized in RCW 18.19.215.

(12) "Mental health professional" has the same definition as under RCW 71.05.020.

(13) "Private practice counseling" means the practice of counseling by a certified counselor or certified adviser as specified in RCW 18.19.200.

(14) "Psychotherapy" means the practice of counseling using diagnosis of mental disorders according to the fourth edition of the diagnostic and statistical manual of mental disorders, published in 1994, and the development of treatment plans for counseling based on diagnosis of mental disorders in accordance with established practice standards.

(15) "Registered agency affiliated counselor" means a person registered under this chapter who is engaged in counseling to the extent authorized in RCW

18.19.215. This includes juvenile probation counselors who are employees of the juvenile court under RCW 13.04.035 and 13.04.040 and juvenile court employees providing functional family therapy, aggression replacement training, or other evidence-based programs approved by the department of children, youth, and families. A student intern as defined by the department may be a registered agency affiliated counselor.

(16) "Secretary" means the secretary of the department or the secretary's designee.

**Sec. 2.** RCW 18.83.020 and 1986 c 27 s 1 are each amended to read as follows:

(1) To safeguard the people of the state of Washington from the dangers of unqualified and improper practice of psychology, it is unlawful for any person to whom this chapter applies to represent himself or herself to be a psychologist or a licensed psychological associate without first obtaining a license as provided in this chapter.

(2) A person represents himself or herself to be a psychologist or a licensed psychological associate when the person adopts or uses any title or any description of services which incorporates one or more of the following terms: "psychology," "psychological," "psychologist," or any term of like import.

(3) A licensed psychological associate shall provide each client or patient, during the first professional contact, with a disclosure form disclosing that the licensed psychological associate is an associate under the supervision of an approved supervisor.

**Sec. 3.** RCW 18.83.050 and 2004 c 262 s 8 are each amended to read as follows:

(1) The board shall adopt such rules as it deems necessary to carry out its functions.

(2) The board shall examine the qualifications of applicants for licensing under this chapter, to determine which applicants are eligible for licensing under this chapter and shall forward to the secretary the names of applicants so eligible.

(3) The board shall administer examinations to qualified applicants on at least an annual basis. The board shall determine the subject matter and scope of the examination, except as provided in RCW 18.83.170. The board may allow applicants to take the examination upon the granting of their doctoral degree before completion of their internship for supervised experience.

(4) The board shall keep a complete record of its own proceedings, of the questions given in examinations, of the names and qualifications of all applicants, and the names and addresses of all licensed psychologists and licensed psychological associates. The examination paper of such applicant shall be kept on file for a period of at least one year after examination.

(5) The board shall, by rule, adopt a code of ethics for psychologists and licensed psychological associates which is designed to protect the public interest.

(6) The board may require that persons licensed under this chapter as psychologists or licensed psychological associates obtain and maintain professional liability insurance in amounts determined by the board to be practicable and reasonably available.

**Sec. 4.** RCW 18.83.080 and 1996 c 191 s 66 are each amended to read as follows:

The board shall forward to the secretary the name of each applicant entitled to a license under this chapter. The secretary shall promptly issue to such applicant a license authorizing such applicant to use the title "psychologist"((-)) or "licensed psychological associate." Each licensed psychologist or licensed psychological associate shall keep his or her license displayed in a conspicuous place in his or her principal place of business.

**Sec. 5.** RCW 18.83.105 and 1996 c 191 s 69 are each amended to read as follows:

~~(1) The board ((may issue certificates of qualification with appropriate title to applicants who meet all the licensing requirements except the possession of the degree of Doctor of Philosophy or its equivalent in psychology from an accredited educational institution. These certificates of qualification certify that the holder has been examined by the board and is deemed competent to perform certain functions within the practice of psychology under the periodic direct supervision of a psychologist licensed by the board. Such functions will be specified on the certificate issued by the board. Such applicant shall comply with administrative procedures, administrative requirements, and fees determined under RCW 43.70.250 and 43.70.280. Upon petition by a holder the board of examiners may grant authority to function without immediate supervision.)) shall issue a licensed psychological associate license to an applicant who:~~

~~(a) Is:~~

~~(i) Currently enrolled in a doctor of philosophy, doctor of psychology program, or its equivalent in psychology at an accredited educational institution; or~~

~~(ii) Participating in a postdoctoral residency, postdoctoral fellowship, or another supervised postdoctoral experience;~~

~~(b) Has been deemed competent by the director of clinical training or postdoctoral supervisor to practice psychology under the supervision of a licensed supervisor subject to rules adopted by the board; and~~

~~(c) Has complied with administrative procedures, administrative requirements, and fees determined under RCW 43.70.250 and 43.70.280.~~

~~(2)(a) A holder of a licensed psychological associate license may only practice under the supervision of a licensed supervisor pursuant to rules adopted by the board.~~

~~(b) An applicant for a licensed psychological associate license under this section may practice without a license under the direct supervision of a licensed supervisor for 120 days after the department receives the applicant's completed application or the applicant's license is issued or denied, whichever is sooner.~~

**Sec. 6.** RCW 18.83.110 and 2020 c 302 s 116 are each amended to read as follows:

Confidential communications between a client and a psychologist or licensed psychological associate shall be privileged against compulsory disclosure to the same extent and subject to the same conditions as confidential communications between attorney and client, but this exception is subject to the limitations under RCW 71.05.217 (6) and (7).

**Sec. 7.** RCW 18.83.115 and 1986 c 27 s 9 are each amended to read as follows:

(1) Psychologists and licensed psychological associates licensed under this chapter shall provide clients at the commencement of any program of treatment with accurate disclosure information concerning their practice, in accordance with guidelines developed by the board, which will inform clients of the purposes of and resources available under this chapter, including the right of clients to refuse treatment, the responsibility of clients for choosing the provider and treatment modality which best suits their needs, and the extent of confidentiality provided by this chapter. The disclosure information provided by the psychologist or licensed psychological associate, the receipt of which shall be acknowledged in writing by the psychologist or licensed psychological associate and client, shall include any relevant education and training, the therapeutic orientation of the practice, the proposed course of treatment where known, any financial requirements, and such other information as the board may require by rule.

(2) In inpatient settings, the health facility shall provide clients with the disclosure statement at the commencement of any program of treatment, and shall post the statement in a conspicuous location accessible to the client.

(3) The board shall provide for modification of the guidelines as appropriate in cases where the client has been referred by the court, a state agency, or other governmental body to a particular provider for specified evaluation or treatment.

**Sec. 8.** RCW 18.83.135 and 2000 c 93 s 7 are each amended to read as follows:

In addition to the authority prescribed under RCW 18.130.050, the board shall have the following authority:

(1) To maintain records of all activities, and to publish and distribute to all psychologists and licensed psychological associates at least once each year abstracts of significant activities of the board;

(2) To obtain the written consent of the complaining client or patient or their legal representative, or of any person who may be affected by the complaint, in order to obtain information which otherwise might be confidential or privileged; and

(3) To apply the provisions of the uniform disciplinary act, chapter 18.130 RCW, to all persons licensed as psychologists or licensed psychological associates under this chapter.

**Sec. 9.** RCW 18.83.170 and 2023 c 425 s 1 are each amended to read as follows:

(1)(a) Upon compliance with administrative procedures, administrative requirements, and fees determined under RCW 43.70.250 and 43.70.280, the board may grant a license, without oral examination, to any applicant who has not previously failed any examination held by the board of psychology of the state of Washington and furnishes evidence satisfactory to the board that the applicant:

((b)) (i) Holds a doctoral degree with primary emphasis on psychology from an accredited college or university; and

((b)(i)) (ii)(A) Is licensed or certified to practice psychology in another state or country in which the requirements for such licensing or certification are,

in the judgment of the board, essentially equivalent to those required by this chapter and the rules and regulations of the board. Such individuals must have been licensed or certified in another state for a period of at least two years; or

((~~(ii)~~)) (B) Is a diplomate in good standing of the American Board of Examiners in Professional Psychology; or

((~~(iii)~~)) (C) Is a member of a professional organization and holds a certificate deemed by the board to meet standards equivalent to this chapter.

(b) The board may adopt rules waiving any of the requirements of this subsection (1) for an applicant who has continuously held a license to practice psychology in good standing in another state, territory, or country for a period of time that, in the judgment of the board, renders the waived requirements duplicative or unnecessary.

(2)(a)(i) The department shall establish a reciprocity program for applicants for licensure as a psychologist in Washington.

(ii) The reciprocity program applies to applicants for a license as a psychologist who:

(A) Hold or have held within the past twelve months a credential in good standing from another state or territory of the United States which has a scope of practice that is substantially equivalent to or greater than the scope of practice for licensed psychologists as established under this chapter; and

(B) Have no disciplinary record or disqualifying criminal history.

(b) The department shall issue a probationary license to an applicant who meets the requirements of (a)(ii)(B) of this subsection. The department must determine what deficiencies, if any, exist between the education and experience requirements of the other state's credential and, after consideration of the experience and capabilities of the applicant, determine whether it is appropriate to require the applicant to complete additional education or experience requirements to maintain the probationary license and, within a reasonable time period, transition to a full license. The department may place a reasonable time limit on a probationary license and may, if appropriate, require the applicant to pass a jurisprudential examination.

(c) The department must maintain and publish a list of credentials in other states and territories that the department has determined to have a scope of practice that is substantially equivalent to or greater than the scope of practice for licensed psychologists as established under this chapter. The department shall prioritize identifying and publishing the department's determination for the five states or territories that have historically had the most applicants for reciprocity under subsection (1) of this section with a scope of practice that is substantially equivalent to or greater than the scope of practice for licensed psychologists as established under this chapter.

**Sec. 10.** RCW 18.83.180 and 1987 c 150 s 55 are each amended to read as follows:

It shall be a gross misdemeanor and unlicensed practice for any person to:

(1) Use in connection with his or her name any designation tending to imply that he or she is a licensed psychologist or licensed psychological associate unless duly licensed under or specifically excluded from the provisions of this chapter;

(2) Practice as a licensed psychologist or licensed psychological associate during the time his or her license issued under the provisions of this chapter is suspended or revoked.

**Sec. 11.** RCW 18.83.190 and 1991 c 3 s 203 are each amended to read as follows:

If any person represents himself or herself to be a psychologist or licensed psychological associate, unless the person is exempt from the provisions of this chapter, without possessing a valid license, certificated qualification, or a temporary permit to do so, or if he or she violates any of the provisions of this chapter, any prosecuting attorney, the secretary, or any citizen of the same county may maintain an action in the name of the state to enjoin such person from representing himself or herself as a psychologist or licensed psychological associate. The injunction shall not relieve the person from criminal prosecution, but the remedy by injunction shall be in addition to the liability of such offender to criminal prosecution and to suspension or revocation of his or her license.

**Sec. 12.** RCW 18.83.210 and 1965 c 70 s 25 are each amended to read as follows:

Nothing in this chapter shall be construed as prohibiting any individual from offering counseling or guidance provided that such individuals do not hold themselves forth as psychologists or licensed psychological associates.

**Sec. 13.** RCW 18.205.095 and 2021 c 165 s 1 and 2021 c 57 s 1 are each reenacted and 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, which shall be updated with the trainee's annual renewal, that he or she is actively pursuing the experience requirements under RCW 18.205.090 and is enrolled in:

(a) An approved education program; or

(b) An apprenticeship program reviewed by the substance use disorder certification advisory committee, approved by the secretary, and registered and approved under chapter 49.04 RCW.

(3) A trainee certified under this section may practice only under the supervision of a certified substance use disorder professional. The first 50 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 substance use disorder professional trainee provides 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, unless the secretary finds that a waiver to allow additional renewals is justified due to barriers to testing or training resulting from a governor declared emergency.))~~ A person whose trainee certification was not renewed due to the person exceeding

the four-renewal limit in place prior to the effective date of this section shall be treated as if the person's certification expired. The secretary shall allow such a person to return the person's trainee certification to active status pursuant to standard rules and procedures in place for returning an expired credential to active status.

(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) 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. 14.** RCW 18.225.090 and 2023 c 425 s 3 and 2023 c 58 s 16 are each reenacted and amended to read as follows:

(1) The secretary shall issue a license to any applicant who demonstrates to the satisfaction of the secretary that the applicant meets the following education and experience requirements for the applicant's practice area.

(a) Licensed social work classifications:

(i) Licensed advanced social worker:

(A) Graduation from a master's social work educational program accredited by the council on social work education or a social work doctorate program at a university accredited by a recognized accrediting organization, and approved by the secretary based upon nationally recognized standards;

(B) Successful completion of an approved examination;

(C) Successful completion of a supervised experience requirement. The supervised experience requirement consists of a minimum of 3,200 hours with supervision by an approved supervisor who has been licensed for at least two years. Of those supervised hours:

(I) At least 90 hours must include direct supervision as specified in this subsection by a licensed independent clinical social worker, a licensed advanced social worker, or an equally qualified licensed mental health professional. Of those hours of directly supervised experience at least 40 hours must be in one-to-one supervision and 50 hours may be in one-to-one supervision or group supervision; and

(II) 800 hours must be in direct client contact; and

(D) Successful completion of continuing education requirements ~~((of 36 hours, with six))~~ established in rule by the secretary in consultation with the committee, including a minimum number of hours in professional ethics.

(ii) Licensed independent clinical social worker:

(A) Graduation from a master's level social work educational program accredited by the council on social work education or a social work doctorate program at a university accredited by a recognized accrediting organization, and approved by the secretary based upon nationally recognized standards;

(B) Successful completion of an approved examination;

(C) Successful completion of a supervised experience requirement. The supervised experience requirement consists of a minimum of 3,000 hours of experience, over a period of not less than two years, with supervision by an approved supervisor who has been licensed for at least two years and, as specified in this subsection, may be either a licensed independent clinical social worker who has had at least one year of experience in supervising the clinical

social work of others or an equally qualified licensed mental health practitioner. Of those supervised hours:

(I) At least 1,000 hours must be direct client contact; and

(II) Hours of direct supervision must include:

(1) At least 100 hours by a licensed mental health practitioner;

(2) At least 70 hours of supervision with a licensed independent clinical social worker meeting the qualifications under this subsection (1)(a)(ii)(C); the remaining hours may be supervised by an equally qualified licensed mental health practitioner; and

(3) At least 60 hours must be in one-to-one supervision and the remaining hours may be in one-to-one supervision or group supervision; and

(D) Successful completion of continuing education requirements ~~((of 36 hours, with six))~~ established in rule by the secretary in consultation with the committee, including a minimum number of hours in professional ethics.

(b) Licensed mental health counselor:

(i)(A) Graduation from a master's or doctoral level educational program in counseling that consists of at least 60 semester hours or 90 quarter hours, or includes at least 60 semester hours or 90 quarter hours of graduate coursework that includes the following topic areas:

(I) Mental health counseling orientation and ethical practice;

(II) Social and cultural diversity;

(III) Human growth and development;

(IV) Career development;

(V) Counseling and helping relationships;

(VI) Group counseling and group work;

(VII) Diagnosis and treatment;

(VIII) Assessment and testing; and

(IX) Research and program evaluation; or

(B) Graduation from a master's or doctoral level educational program in a related discipline from a college or university approved by the secretary based upon nationally recognized standards. An applicant who satisfies the educational requirements for licensure under this subsection (1)(b)(i)(B) is not qualified to exercise the privilege to practice under the counseling compact established in chapter 18.17 RCW unless the master's or doctoral level educational program in a related discipline consists of at least 60 semester hours or 90 quarter hours, or includes at least 60 semester hours or 90 quarter hours of graduate coursework that includes the topic areas specified in ~~((subsection (1)))(b)(i)(A)(I) through (IX) of this ((section [(b)(i)(A)(I) through (IX) of this subsection])~~ subsection;

(ii) Successful completion of an approved examination;

(iii) Successful completion of a supervised experience requirement. The experience requirement consists of a minimum of 36 months full-time counseling or 3,000 hours of postgraduate mental health counseling under the supervision of a qualified licensed mental health counselor or equally qualified licensed mental health practitioner, in an approved setting. The 3,000 hours of required experience includes a minimum of 100 hours spent in immediate supervision with the qualified licensed mental health counselor, and includes a minimum of 1,200 hours of direct counseling with individuals, couples, families, or groups; and

(iv) Successful completion of continuing education requirements (~~(of 36 hours, with six)~~) established in rule by the secretary in consultation with the committee, including a minimum number of hours in professional ethics.

(c) Licensed marriage and family therapist:

(i) Graduation from a master's degree or doctoral degree educational program in marriage and family therapy or graduation from an educational program in an allied field equivalent to a master's degree or doctoral degree in marriage and family therapy approved by the secretary based upon nationally recognized standards;

(ii) Successful passage of an approved examination;

(iii) Successful completion of a supervised experience requirement. The experience requirement consists of a minimum of 3,000 hours of marriage and family therapy. Of the total supervision, 100 hours must be with a licensed marriage and family therapist with at least (~~(five)~~) two years' clinical experience; the other 100 hours may be with an equally qualified licensed mental health practitioner. Total experience requirements include:

(A) 1,000 hours of direct client contact; at least 500 hours must be gained in diagnosing and treating couples and families; plus

(B) At least 200 hours of qualified supervision with a supervisor. At least 100 of the 200 hours must be one-on-one supervision, and the remaining hours may be in one-on-one or group supervision.

Applicants who have completed a master's program accredited by the commission on accreditation for marriage and family therapy education of the American association for marriage and family therapy may be credited with 500 hours of direct client contact and 100 hours of formal meetings with an approved supervisor; and

(iv) Successful completion of continuing education requirements (~~(of 36 hours, with six)~~) established in rule by the secretary in consultation with the committee, including a minimum number of hours in professional ethics.

(2) The department shall establish by rule what constitutes adequate proof of meeting the criteria. Only rules in effect on the date of submission of a completed application of an associate for her or his license shall apply. If the rules change after a completed application is submitted but before a license is issued, the new rules shall not be reason to deny the application.

(3) In addition, applicants shall be subject to the grounds for denial of a license or issuance of a conditional license under chapter 18.130 RCW.

**Sec. 15.** RCW 18.225.145 and 2021 c 57 s 2 are each amended to read as follows:

(1) The secretary shall issue an associate license to any applicant who demonstrates to the satisfaction of the secretary that the applicant meets the following requirements for the applicant's practice area and submits a declaration that the applicant is working toward full licensure in that category:

(a) Licensed social worker associate—advanced or licensed social worker associate—independent clinical: Graduation from a master's degree or doctoral degree educational program in social work accredited by the council on social work education and approved by the secretary based upon nationally recognized standards.

(b) Licensed mental health counselor associate: Graduation from a master's degree or doctoral degree educational program in mental health counseling or a

related discipline from a college or university approved by the secretary based upon nationally recognized standards.

(c) Licensed marriage and family therapist associate: Graduation from a master's degree or doctoral degree educational program in marriage and family therapy or graduation from an educational program in an allied field equivalent to a master's degree or doctoral degree in marriage and family therapy approved by the secretary based upon nationally recognized standards.

(2) Associates may not provide independent social work, mental health counseling, or marriage and family therapy for a fee, monetary or otherwise. Associates must work under the supervision of an approved supervisor. Beginning October 1, 2025, an applicant for an associate license under this section may practice without a license under the direct supervision of an approved supervisor for 120 days after the department receives the applicant's completed application or the applicant's license is issued or denied, whichever is sooner.

(3) Associates shall provide each client or patient, during the first professional contact, with a disclosure form according to RCW 18.225.100, disclosing that he or she is an associate under the supervision of an approved supervisor.

(4) The department shall adopt by rule what constitutes adequate proof of compliance with the requirements of this section.

(5) Applicants are subject to the denial of a license or issuance of a conditional license for the reasons set forth in chapter 18.130 RCW.

(6)(a) ~~((Except as provided in (b) of this subsection, an))~~ An associate license may be renewed ~~((no more than six times, provided that)).~~ Until October 1, 2025, the applicant for renewal ((has)) must have successfully completed eighteen hours of continuing education in the preceding year. After October 1, 2025, the applicant for renewal must have successfully completed, in the preceding year, continuing education requirements established in rule by the secretary in consultation with the committee. Beginning with the second renewal, ~~((at least six of))~~ the continuing education requirements established in rule by the secretary in consultation with the committee must require the applicant to complete a minimum number of continuing education hours in the preceding two years ((must be)) in professional ethics.

~~(b) ((If the secretary finds that a waiver to allow additional renewals is justified due to barriers to testing or training resulting from a governor declared emergency, additional renewals may be approved.))~~ A person whose associate license was not renewed due to the person exceeding the six-renewal limit in place prior to the effective date of this section shall be treated as if the person's license expired. The secretary shall allow such a person to return the person's associate license to active status pursuant to standard rules and procedures in place for returning an expired credential to active status.

**Sec. 16.** RCW 18.225.180 and 2023 c 425 s 7 are each amended to read as follows:

(1)(a) Subject to the availability of amounts appropriated for this specific purpose, by October 1, 2023, the department shall develop a program to facilitate placement of associates with clinical supervision services. The program must include a database of license holders with the required qualifications who are willing to serve as approved supervisors and agencies or

facilities that offer supervision services through their facilities to associates seeking to satisfy supervised experience requirements under RCW 18.225.090.

(b) The department shall adopt, by rule, minimum qualifications for supervisors or facilities to be included in the database and minimum standards for adequate supervision of associates. The department may not include in the database any person who, or facility that, does not meet the minimum qualifications. The department shall periodically audit the list to remove persons who, or facilities that, no longer meet the minimum qualifications or fail to meet the minimum standards.

(2) Subject to the availability of amounts appropriated for this specific purpose, the department shall establish a stipend program to ~~((defray the out-of-pocket expenses incurred by))~~ offset the costs incurred when providing supervision for associates completing supervised experience requirements under RCW 18.225.090.

(a) ~~((Out-of-pocket expenses eligible for defrayment under this section include costs incurred in order to obtain supervised experience, such as fees or charges imposed by the individual or entity providing supervision, and any other expenses deemed appropriate by the department.))~~ To be eligible for the stipend program under this subsection (2), a supervisor must:

(i) Meet all requirements of a qualified supervisor in this chapter and chapter 246-809 WAC; and

(ii) Be actively providing supervision to at least one associate completing supervised experience requirements under RCW 18.225.090.

(b) ~~((Associates))~~ Supervisors participating in the stipend program established in this section shall document their ~~((out-of-pocket))~~ incurred expenses attributable to each supervised associate and time spent supervising each associate under their supervision in a manner specified by the department.

(c) ~~((When adopting the stipend program, the department shall consider defraying out-of-pocket expenses associated with unpaid internships that are part of an applicant's educational program.))~~ (i) Supervisors receiving a stipend under this section are eligible for up to \$2,000 per year per associate if the supervisor maintains the supervisory relationship for the entire year and subject to the availability of funds. If the supervisor does not provide supervision for an entire year, the department shall prorate the stipend amount accordingly.

(ii) If a participating supervisor's documented expenses attributable to a supervised associate exceed the stipend the supervisor receives under (c)(i) of this subsection for supervising that associate, the participating supervisor may charge the associate a fee to recoup the excess expenses attributable to that associate. In no case may a fee charged to an individual associate under this subsection (2)(c)(ii) exceed \$1,600 per year. The supervisor shall report any fees charged to the associate to the department.

(d) The department shall establish the stipend program no later than July 1, ~~((2024))~~ 2025.

~~((e))~~ (3) The department may adopt any rules necessary to implement this section.

**Sec. 17.** RCW 71.05.020 and 2023 c 433 s 3 and 2023 c 425 s 20 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) "23-hour crisis relief center" has the same meaning as under RCW 71.24.025;

(2) "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;

(3) "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;

(4) "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;

(5) "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;

(6) "Attending staff" means any person on the staff of a public or private agency having responsibility for the care and treatment of a patient;

(7) "Authority" means the Washington state health care authority;

(8) "Behavioral health disorder" means either a mental disorder as defined in this section, a substance use disorder as defined in this section, or a co-occurring mental disorder and substance use disorder;

(9) "Behavioral health service provider" means a public or private agency that provides mental health, substance use disorder, or co-occurring disorder services to persons with behavioral health 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 community behavioral health programs as defined in RCW 71.24.025; licensed or certified behavioral health agencies under RCW 71.24.037; facilities conducting competency evaluations and restoration under chapter 10.77 RCW; approved substance use disorder treatment programs as defined in this section; secure withdrawal management and stabilization facilities as defined in this section; and correctional facilities operated by state and local governments;

(10) "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 RCW 18.205.105;

(11) "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;

(12) "Community behavioral health agency" has the same meaning as "licensed or certified behavioral health agency" defined in RCW 71.24.025;

(13) "Conditional release" means a revocable modification of a commitment, which may be revoked upon violation of any of its terms;

(14) "Crisis stabilization unit" means a short-term facility or a portion of a facility licensed or certified by the department, 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, or to determine the need for involuntary commitment of an individual;

(15) "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;

(16) "Department" means the department of health;

(17) "Designated crisis responder" means a mental health professional appointed by the county, by an entity appointed by the county, or by the authority in consultation with a federally recognized Indian tribe or after meeting and conferring with an Indian health care provider, to perform the duties specified in this chapter;

(18) "Detention" or "detain" means the lawful confinement of a person, under the provisions of this chapter;

(19) "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;

(20) "Developmental disability" means that condition defined in RCW 71A.10.020(6);

(21) "Director" means the director of the authority;

(22) "Discharge" means the termination of hospital medical authority. The commitment may remain in place, be terminated, or be amended by court order;

(23) "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;

(24) "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;

(25) "Gravely disabled" means a condition in which a person, as a result of a behavioral health disorder: (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;

(26) "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;

(27) "Hearing" means any proceeding conducted in open court that conforms to the requirements of RCW 71.05.820;

(28) "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 behavioral health facility, or in confinement as a result of a criminal conviction;

(29) "Imminent" means the state or condition of being likely to occur at any moment or near at hand, rather than distant or remote;

(30) "In need of assisted outpatient treatment" refers to a person who meets the criteria for assisted outpatient treatment established under RCW 71.05.148;

(31) "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;

(32) "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;

(33) "Judicial commitment" means a commitment by a court pursuant to the provisions of this chapter;

(34) "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 behavioral health service providers under RCW 71.05.130;

(35) "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. This term includes:

Treatment pursuant to a less restrictive alternative treatment order under RCW 71.05.240 or 71.05.320; treatment pursuant to a conditional release under RCW 71.05.340; and treatment pursuant to an assisted outpatient treatment order under RCW 71.05.148;

(36) "Licensed physician" means a person licensed to practice medicine or osteopathic medicine and surgery in the state of Washington;

(37) "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;

(38) "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;

(39) "Mental disorder" means any organic, mental, or emotional impairment which has substantial adverse effects on a person's cognitive or volitional functions;

(40) "Mental health professional" means an individual practicing within the mental health professional's statutory scope of practice who is:

(a) A psychiatrist, psychologist, physician assistant working with a supervising psychiatrist, psychiatric advanced registered nurse practitioner, psychiatric nurse, or social worker, as defined in this chapter and chapter 71.34 RCW;

(b) A mental health counselor, mental health counselor associate, marriage and family therapist, or marriage and family therapist associate, as defined in chapter 18.225 RCW; ~~((or))~~

(c) A certified or licensed agency affiliated counselor, as defined in chapter 18.19 RCW; or

(d) A licensed psychological associate as described in chapter 18.83 RCW;

(41) "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;

(42) "Physician assistant" means a person licensed as a physician assistant under chapter 18.71A RCW;

(43) "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 behavioral health disorders;

(44) "Professional person" means a mental health professional, 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;

(45) "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;

(46) "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;

(47) "Psychologist" means a person who has been licensed as a psychologist pursuant to chapter 18.83 RCW;

(48) "Public agency" means any evaluation and treatment facility or institution, secure withdrawal management and stabilization 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 behavioral health disorders, if the agency is operated directly by federal, state, county, or municipal government, or a combination of such governments;

(49) "Release" means legal termination of the commitment under the provisions of this chapter;

(50) "Resource management services" has the meaning given in chapter 71.24 RCW;

(51) "Secretary" means the secretary of the department of health, or his or her designee;

(52) "Secure withdrawal management and stabilization facility" means a facility operated by either a public or private agency or by the program of an agency which provides care to voluntary individuals and individuals involuntarily detained and committed under this chapter for whom there is a likelihood of serious harm or who are gravely disabled due to the presence of a substance use disorder. Secure withdrawal management and stabilization facilities must:

(a) Provide the following services:

(i) Assessment and treatment, provided by certified substance use disorder professionals or co-occurring disorder specialists;

(ii) Clinical stabilization services;

(iii) Acute or subacute detoxification services for intoxicated individuals; and

(iv) Discharge assistance provided by certified 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) Include security measures sufficient to protect the patients, staff, and community; and

(c) Be licensed or certified as such by the department of health;

(53) "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) "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;

(55) "Substance use disorder professional" means a person certified as a substance use disorder professional by the department of health under chapter 18.205 RCW;

(56) "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;

(57) "Treatment records" include registration and all other records concerning persons who are receiving or who at any time have received services for behavioral health disorders, which are maintained by the department of social and health services, the department, the authority, behavioral health administrative services organizations and their staffs, managed care 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 administrative services organizations, managed care organizations, or a treatment facility if the notes or records are not available to others;

(58) "Video," unless the context clearly indicates otherwise, means the delivery of behavioral health services through the use of interactive audio and video technology, permitting real-time communication between a person and a designated crisis responder, for the purpose of evaluation. "Video" does not include the use of audio-only telephone, facsimile, email, or store and forward technology. "Store and forward technology" means use of an asynchronous transmission of a person's medical information from a mental health service provider to the designated crisis responder which results in medical diagnosis, consultation, or treatment;

(59) "Violent act" means behavior that resulted in homicide, attempted suicide, injury, or substantial loss or damage to property.

**Sec. 18.** RCW 71.05.020 and 2023 c 433 s 4 and 2023 c 425 s 21 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) "23-hour crisis relief center" has the same meaning as under RCW 71.24.025;

(2) "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;

(3) "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;

(4) "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;

(5) "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;

(6) "Attending staff" means any person on the staff of a public or private agency having responsibility for the care and treatment of a patient;

(7) "Authority" means the Washington state health care authority;

(8) "Behavioral health disorder" means either a mental disorder as defined in this section, a substance use disorder as defined in this section, or a co-occurring mental disorder and substance use disorder;

(9) "Behavioral health service provider" means a public or private agency that provides mental health, substance use disorder, or co-occurring disorder services to persons with behavioral health 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 community behavioral health programs as defined in RCW 71.24.025; licensed or certified behavioral health agencies under RCW 71.24.037; facilities conducting competency evaluations and restoration under chapter 10.77 RCW; approved substance use disorder treatment programs as defined in this section; secure withdrawal management and stabilization facilities as defined in this section; and correctional facilities operated by state and local governments;

(10) "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 RCW 18.205.105;

(11) "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;

(12) "Community behavioral health agency" has the same meaning as "licensed or certified behavioral health agency" defined in RCW 71.24.025;

(13) "Conditional release" means a revocable modification of a commitment, which may be revoked upon violation of any of its terms;

(14) "Crisis stabilization unit" means a short-term facility or a portion of a facility licensed or certified by the department, 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, or to determine the need for involuntary commitment of an individual;

(15) "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;

(16) "Department" means the department of health;

(17) "Designated crisis responder" means a mental health professional appointed by the county, by an entity appointed by the county, or by the authority in consultation with a federally recognized Indian tribe or after meeting and conferring with an Indian health care provider, to perform the duties specified in this chapter;

(18) "Detention" or "detain" means the lawful confinement of a person, under the provisions of this chapter;

(19) "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;

(20) "Developmental disability" means that condition defined in RCW 71A.10.020(6);

(21) "Director" means the director of the authority;

(22) "Discharge" means the termination of hospital medical authority. The commitment may remain in place, be terminated, or be amended by court order;

(23) "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;

(24) "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;

(25) "Gravely disabled" means a condition in which a person, as a result of a behavioral health disorder: (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 from safe behavior 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;

(26) "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;

(27) "Hearing" means any proceeding conducted in open court that conforms to the requirements of RCW 71.05.820;

(28) "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 behavioral health facility, or in confinement as a result of a criminal conviction;

(29) "Imminent" means the state or condition of being likely to occur at any moment or near at hand, rather than distant or remote;

(30) "In need of assisted outpatient treatment" refers to a person who meets the criteria for assisted outpatient treatment established under RCW 71.05.148;

(31) "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;

(32) "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;

(33) "Judicial commitment" means a commitment by a court pursuant to the provisions of this chapter;

(34) "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 behavioral health service providers under RCW 71.05.130;

(35) "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. This term includes: Treatment pursuant to a less restrictive alternative treatment order under RCW 71.05.240 or 71.05.320; treatment pursuant to a conditional release under RCW 71.05.340; and treatment pursuant to an assisted outpatient treatment order under RCW 71.05.148;

(36) "Licensed physician" means a person licensed to practice medicine or osteopathic medicine and surgery in the state of Washington;

(37) "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 harm, substantial pain, or which places another person or persons in reasonable fear of harm to themselves or others; 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;

(38) "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;

(39) "Mental disorder" means any organic, mental, or emotional impairment which has substantial adverse effects on a person's cognitive or volitional functions;

(40) "Mental health professional" means an individual practicing within the mental health professional's statutory scope of practice who is:

(a) A psychiatrist, psychologist, physician assistant working with a supervising psychiatrist, psychiatric advanced registered nurse practitioner, psychiatric nurse, or social worker, as defined in this chapter and chapter 71.34 RCW;

(b) A mental health counselor, mental health counselor associate, marriage and family therapist, or marriage and family therapist associate, as defined in chapter 18.225 RCW; ((ø))

(c) A certified or licensed agency affiliated counselor, as defined in chapter 18.19 RCW; or

(d) A licensed psychological associate as described in chapter 18.83 RCW;

(41) "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;

(42) "Physician assistant" means a person licensed as a physician assistant under chapter 18.71A RCW;

(43) "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 behavioral health disorders;

(44) "Professional person" means a mental health professional, 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;

(45) "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;

(46) "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;

(47) "Psychologist" means a person who has been licensed as a psychologist pursuant to chapter 18.83 RCW;

(48) "Public agency" means any evaluation and treatment facility or institution, secure withdrawal management and stabilization 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 behavioral health disorders, if the agency is operated directly by federal, state, county, or municipal government, or a combination of such governments;

(49) "Release" means legal termination of the commitment under the provisions of this chapter;

(50) "Resource management services" has the meaning given in chapter 71.24 RCW;

(51) "Secretary" means the secretary of the department of health, or his or her designee;

(52) "Secure withdrawal management and stabilization facility" means a facility operated by either a public or private agency or by the program of an agency which provides care to voluntary individuals and individuals involuntarily detained and committed under this chapter for whom there is a likelihood of serious harm or who are gravely disabled due to the presence of a substance use disorder. Secure withdrawal management and stabilization facilities must:

(a) Provide the following services:

(i) Assessment and treatment, provided by certified substance use disorder professionals or co-occurring disorder specialists;

(ii) Clinical stabilization services;

(iii) Acute or subacute detoxification services for intoxicated individuals; and

(iv) Discharge assistance provided by certified 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) Include security measures sufficient to protect the patients, staff, and community; and

(c) Be licensed or certified as such by the department of health;

(53) "Severe deterioration from safe behavior" means that a person will, if not treated, suffer or continue to suffer severe and abnormal mental, emotional, or physical distress, and this distress is associated with significant impairment of judgment, reason, or behavior;

(54) "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;

(55) "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;

(56) "Substance use disorder professional" means a person certified as a substance use disorder professional by the department of health under chapter 18.205 RCW;

(57) "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;

(58) "Treatment records" include registration and all other records concerning persons who are receiving or who at any time have received services for behavioral health disorders, which are maintained by the department of social and health services, the department, the authority, behavioral health administrative services organizations and their staffs, managed care 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 administrative services organizations, managed care organizations, or a treatment facility if the notes or records are not available to others;

(59) "Video," unless the context clearly indicates otherwise, means the delivery of behavioral health services through the use of interactive audio and video technology, permitting real-time communication between a person and a designated crisis responder, for the purpose of evaluation. "Video" does not include the use of audio-only telephone, facsimile, email, or store and forward technology. "Store and forward technology" means use of an asynchronous transmission of a person's medical information from a mental health service provider to the designated crisis responder which results in medical diagnosis, consultation, or treatment;

(60) "Violent act" means behavior that resulted in homicide, attempted suicide, injury, or substantial loss or damage to property.

**NEW SECTION. Sec. 19.** The health care authority shall ensure that all services provided by associate licenses under chapters 18.225 and 18.83 RCW are included in the state medicaid program, including filing any necessary state plan amendments by January 1, 2025.

**NEW SECTION. Sec. 20.** The examining board of psychology may adopt any rules necessary to implement sections 2 through 12 of this act. The secretary of health may adopt any rules necessary to implement sections 1 and 13 through 16 of this act.

**NEW SECTION. Sec. 21.** (1) The secretary of health shall study and make recommendations on changing the disciplining authority for professions regulated under chapter 18.225 RCW from the secretary of health to separate boards or commissions for each profession.

(2) The secretary of health's findings and recommendations must, at a minimum, include the following:

(a) Whether the disciplining authority for each profession should be a board or a commission;

(b) The recommended membership of each board or commission, which must include:

(i) A majority of members who are members of the regulated professions; and

(ii) At least one public member;

(c) An estimate of the fiscal impact of changing the disciplining authority for the professions; and

(d) A transition plan for changing the disciplining authorities, including recommended statutory changes.

(3) When formulating the findings and recommendations, the secretary of health must consult with organizations representing the professions regulated under chapter 18.225 RCW.

(4) The secretary of health shall report the findings and recommendations to the appropriate committees of the legislature no later than July 1, 2025.

(5) This section expires August 1, 2025.

NEW SECTION. Sec. 22. If specific funding for the purposes of this act, referencing this act by bill or chapter number, is not provided by June 30, 2024, in the omnibus appropriations act, this act is null and void.

NEW SECTION. Sec. 23. (1) Section 1 of this act takes effect January 1, 2028.

(2) Sections 2 through 12, 14, and 16 of this act take effect October 1, 2025.

NEW SECTION. Sec. 24. Section 17 of this act expires when section 18 of this act takes effect.

NEW SECTION. Sec. 25. Section 18 of this act takes effect when the contingency in section 26, chapter 433, Laws of 2023 takes effect.

Passed by the House March 5, 2024.

Passed by the Senate February 29, 2024.

Approved by the Governor March 29, 2024.

Filed in Office of Secretary of State April 1, 2024.

## CHAPTER 372

[Engrossed Substitute House Bill 2256]

### CHILDREN AND YOUTH BEHAVIORAL HEALTH WORK GROUP—MODIFICATION

AN ACT Relating to the children and youth behavioral health work group; amending RCW 74.09.4951; and providing an expiration date.

Be it enacted by the Legislature of the State of Washington:

**Sec. 1.** RCW 74.09.4951 and 2022 c 76 s 1 are each amended to read as follows:

(1) The children and youth behavioral health work group is established to ~~((identify))~~;

(a) Identify barriers to and opportunities for accessing behavioral health services for children, youth, and young adults and their families ~~((and to advise))~~;

(b) Strengthen and build a coordinated systemic approach to providing behavioral health care and supports that ensure that all children, youth, young adults, and their families have timely access to high quality, equitable, well-resourced behavioral health education, care, and supports across the continuum when and where they need it, including prenatal care; and

(c) Advise the legislature on statewide behavioral health services for this population.

(2) The work group shall consist of members and alternates as provided in this subsection. Members must represent the regional, racial, and cultural diversity of all children and families in the state.

(a) The president of the senate shall appoint one member and one alternate from each of the two largest caucuses in the senate.

(b) The speaker of the house of representatives shall appoint one member and one alternate from each of the two largest caucuses in the house of representatives.

(c) The governor shall appoint six members representing the following state agencies and offices: The department of children, youth, and families; the department of social and health services; the health care authority; the department of health; the office of homeless youth prevention and protection programs; and the office of the governor.

(d) ((The)) Subject to the requirements under (k) of this subsection, the governor shall appoint the following members:

(i) One representative of behavioral health administrative services organizations;

(ii) One representative of community mental health agencies;

(iii) Two representatives of medicaid managed care organizations, one of which must provide managed care to children and youth receiving child welfare services;

(iv) One regional provider of co-occurring disorder services;

(v) One pediatrician or primary care provider;

(vi) One provider specializing in infant or early childhood mental health;

(vii) One representative who advocates for behavioral health issues on behalf of children and youth;

(viii) One representative of early learning and child care providers;

(ix) One representative of the evidence-based practice institute;

(x) Two parents or caregivers of children who have received behavioral health services, one of which must have a child under the age of six;

(xi) One representative of an education or teaching institution that provides training for mental health professionals;

(xii) One foster parent;

(xiii) One representative of providers of culturally and linguistically appropriate health services to traditionally underserved communities;

(xiv) One pediatrician located east of the crest of the Cascade mountains;

(xv) One child psychiatrist;

(xvi) One representative of an organization representing the interests of individuals with developmental disabilities;

((received)) Three youth or young adult representatives who have experience with behavioral health services;

(xviii) One representative of a private insurance organization;

(xix) One representative from the statewide family youth system partner roundtable established in the *T.R. v. Strange and McDermott*, formerly the *T.R. v. Dreyfus and Porter*, settlement agreement; ~~((and))~~

(xx) One representative from educational service districts established under chapter 28A.310 RCW; and

(xxi) One substance use disorder professional.

(e) The governor shall request participation by a representative of tribal governments.

(f) The superintendent of public instruction shall appoint one representative from the office of the superintendent of public instruction.

(g) The insurance commissioner shall appoint one representative from the office of the insurance commissioner.

(h) The work group shall choose ~~((its cochairst))~~ one of the work group's cochairst from among its legislative members and ~~((one from among the executive branch members))~~ the other cochair must be the representative from the health care authority. The representative from the health care authority shall convene at least two~~((, but not more than six,))~~ meetings of the work group each year.

(i) The cochairst may invite additional members of the house of representatives and the senate to participate in work group activities, including as leaders of advisory groups to the work group. These legislators are not required to be formally appointed members of the work group in order to participate in or lead advisory groups.

(j) The cochairst may request that the governor appoint additional members of the work group representing specific professions, organizations, or communities. The governor's office may consult with the cochairst as needed on these discretionary appointments.

(k) The terms for work group members appointed under (d) of this subsection after the effective date of this section may not exceed three years. Work group members appointed under (d) of this subsection before the effective date of this section may remain in their positions until January 1, 2027, but their terms may not go beyond that date.

(3) The work group shall:

(a) Monitor the implementation of enacted legislation, programs, and policies related to children and youth behavioral health, including provider payment for mood, anxiety, and substance use disorder prevention, screening, diagnosis, and treatment for children and young mothers; consultation services for child care providers caring for children with symptoms of trauma; home visiting services; and streamlining agency rules for providers of behavioral health services;

(b) Consider system strategies to improve coordination and remove barriers between the early learning, K-12 education, and health care systems;

(c) Identify opportunities to remove barriers to treatment and strengthen behavioral health service delivery for children and youth;

(d) Determine the strategies and resources needed to:

(i) Improve inpatient and outpatient access to behavioral health services;

(ii) Support the unique needs of young children prenatally through age five, including promoting health and social and emotional development in the context of children's family, community, and culture; ~~((and))~~

(iii) Develop and sustain system improvements to support the behavioral health needs of children (~~and~~), youth, and young adults; and

(iv) Achieve parity of private health insurance coverage for behavioral health conditions with the coverage provided for other health conditions; and

(e) Consider issues and recommendations put forward by the statewide family youth system partner roundtable established in the *T.R. v. Strange and McDermott*, formerly the *T.R. v. Dreyfus and Porter*, settlement agreement.

(4) At the direction of the cochairs, the work group may convene advisory groups to evaluate specific issues and report related findings and recommendations to the full work group.

(5) The work group shall convene an advisory group focused on school-based behavioral health and suicide prevention. The advisory group shall advise the full work group on creating and maintaining an integrated system of care through a tiered support framework for (~~kindergarten~~) preschool through twelfth grade school systems defined by the office of the superintendent of public instruction and behavioral health care systems that can rapidly identify students in need of care and effectively link these students to appropriate services, provide age-appropriate education on behavioral health and other universal supports for social-emotional wellness for all students, and improve both education and behavioral health outcomes for students. The school-based behavioral health and suicide prevention advisory group shall consider the broader behavioral health issues impacting children, youth, and families, while focusing on the issues that are unique to children and families that interface with schools. The work group cochairs may invite nonwork group members to participate as advisory group members.

(6)(a) Subject to the availability of amounts appropriated for this specific purpose, the work group shall convene an advisory group for the purpose of developing a draft strategic plan that describes:

(i) The current landscape of behavioral health services available to families in the perinatal phase, children, youth transitioning into adulthood, and the caregivers of those children and youth in Washington state, including a description of:

(A) The gaps and barriers in receiving or accessing behavioral health services, including services for co-occurring behavioral health disorders or other conditions;

(B) Access to high quality, equitable care and supports in behavioral health education and promotion, prevention, intervention, treatment, recovery, and ongoing well-being supports;

(C) The current supports and services that address emerging behavioral health issues before a diagnosis and more intensive services or clinical treatment is needed; and

(D) The current behavioral health care oversight and management of services and systems;

(ii) The vision for the behavioral health service delivery system for families in the perinatal phase, children, youth transitioning into adulthood, and the caregivers of those children and youth, including:

(A) A complete continuum of services from education, promotion, prevention, early intervention through crisis response, intensive treatment,

postintervention, and recovery, as well as supports that sustain wellness in the behavioral health spectrum;

(B) How access can be provided to high quality, equitable care and supports in behavioral health education, promotion, prevention, intervention, recovery, and ongoing well-being when and where needed;

(C) How the children and youth behavioral health system must successfully pair with the 988 behavioral health crisis response described under chapter 82.86 RCW;

(D) The incremental steps needed to achieve the vision for the behavioral health service delivery system based on the current gaps and barriers for accessing behavioral health services, with estimated dates for these steps; and

(E) The oversight and management needed to ensure effective behavioral health care; and

(iii) A comparison of the current behavioral health system for families in the perinatal phase, children, youth transitioning into adulthood, and the caregivers of those children and youth that is primarily based on crisis response and inadequate capacity with the behavioral health system vision created by the strategic planning process through a cost-benefit analysis.

(b) The work group cochairs shall appoint a chair for the strategic plan advisory group and may invite nonwork group members to participate as advisory group members, but the strategic plan advisory group shall include, at a minimum:

(i) Community members with lived experience including those with cultural, linguistic, and ethnic diversity, as well as those having diverse experience with behavioral health care invited by the work group cochairs;

(ii) A representative from the department of children, youth, and families;

(iii) A representative from the department;

(iv) A representative from the authority;

(v) A representative from the department of health;

(vi) A representative from the office of homeless youth prevention and protection programs;

(vii) A representative from the office of the governor;

(viii) A representative from the developmental disability administration of the department of social and health services;

(ix) A representative from the office of the superintendent of public instruction;

(x) A representative from the office of the insurance commissioner;

(xi) A tribal representative;

(xii) Two legislative members or alternates from the work group; and

(xiii) Individuals invited by the work group cochairs with relevant subject matter expertise.

(c) The health care authority shall conduct competitive procurements as necessary in accordance with chapter 39.26 RCW to select a third-party facilitator to facilitate the strategic plan advisory group.

(d) To assist the strategic plan advisory group in its work, the authority, in consultation with the cochairs of the work group, shall select an entity to conduct the activities set forth in this subsection. The health care authority may contract directly with a public agency as defined under RCW 39.34.020 through an interagency agreement. If the health care authority determines, in consultation

with the cochairs of the work group, that a public agency is not appropriate for conducting these analyses, the health care authority may select another entity through competitive procurements as necessary in accordance with chapter 39.26 RCW. The activities that entities selected under this subsection must complete include:

(i) Following a statewide stakeholder engagement process, a behavioral health landscape analysis for families in the perinatal phase, children, youth transitioning into adulthood, and the caregivers of those children and youth outlining:

(A) The current service continuum including the cost of care, delivery service models, and state oversight for behavioral health services covered by medicaid and private insurance;

(B) Current gaps in the service continuum, areas without access to services, workforce demand, and capacity shortages;

(C) Barriers to accessing preventative services and necessary care including inequities in service access, affordability, cultural responsiveness, linguistic responsiveness, gender responsiveness, and developmentally appropriate service availability; and

(D) Incorporated information provided by the 988 crisis hotline crisis response improvement strategy committee (~~(as required under RCW 71.24.893)~~);

(ii) A gap analysis estimating the prevalence of needs for Washington state behavioral health services for families in the perinatal phase, children, youth transitioning into adulthood, and the caregivers of those children and youth served by medicaid or private insurance, including:

(A) The estimated number of families in the perinatal phase, children, youth transitioning into adulthood, and the caregivers of those children and youth who need clinical behavioral health services or could benefit from preventive or early intervention services on an annual basis;

(B) The estimated number of expectant parents and caregivers in need of behavioral health services;

(C) A collection and analysis of disaggregated data to better understand regional, economic, linguistic, gender, and racial gaps in access to behavioral health services;

(D) The estimated costs of providing services that include a range of behavioral health supports that will meet the projected needs of the population; and

(E) Recommendations on the distribution of resources to deliver needed services to families in the perinatal phase, children, youth transitioning into adulthood, and the caregivers of those children and youth across multiple settings; and

(iii) An analysis of peer-reviewed publications, evidence-based practices, and other existing practices and guidelines with preferred outcomes regarding the delivery of behavioral health services to families in the perinatal phase, children, youth transitioning into adulthood, and the caregivers of those children and youth across multiple settings including:

(A) Approaches to increasing access and quality of care for underserved populations;

(B) Approaches to providing developmentally appropriate care;

(C) The integration of culturally responsive care with effective clinical care practices and guidelines;

(D) Strategies to maximize federal reinvestment and resources from any alternative funding sources; and

(E) Workforce development strategies that ensure a sustained, representative, and diverse workforce.

(e) The strategic plan advisory group shall prioritize its work as follows:

(i) Hold its first meeting by September 1, 2022;

~~(ii) ((Select third party entities described under (d) of this subsection by December 31, 2022;~~

~~((iii)))~~ Provide a progress report on the development of the strategic plan, including a timeline of future strategic plan development steps, to be included in the work group's 2022 annual report required under subsection (10) of this section;

~~((iv+))~~ ~~((iii))~~ Provide a progress report on the development of the strategic plan, including discussion of the work group recommendations that align with the strategic plan development thus far, to be included in the work group's ~~((2023))~~ 2024 annual report required under subsection (10) of this section;

~~((iv+))~~ ~~((iv))~~ Provide a draft strategic plan, along with any materials produced by entities selected under (d) of this subsection, to the work group by ~~((October 1, 2024))~~ August 1, 2025. The draft strategic plan must ~~((include an incremental action plan outlining the action steps needed to achieve the vision provided by the draft strategic plan, clear prioritization criteria, and a transparent evaluation plan. The action plan may include further research questions, a proposed budget to continue the strategic planning work or implementation process, and a process for reviewing and updating the strategic plan))~~ be developed in coordination with the joint legislative and executive committee on behavioral health established in section 135(15), chapter 475, Laws of 2023, the department of health, and the health care authority related to the implementation of the 988 crisis hotline.

(f) The work group shall discuss the draft strategic plan ~~((and action plan after they are submitted))~~ and adopt a final strategic plan that must be submitted to the governor and the appropriate committees of the legislature at the same time as the work group's ~~((2024))~~ 2025 annual report required under subsection (10) of this section.

(7)(a) Staff support for the work group, including administration of work group meetings and preparation of full work group recommendations and reports required under this section, must be provided by the health care authority.

(b) Additional staff support for legislative members of the work group may be provided by senate committee services and the house of representatives office of program research.

(c) Subject to the availability of amounts appropriated for this specific purpose, the office of the superintendent of public instruction must provide staff support to the school-based behavioral health and suicide prevention advisory group, including administration of advisory group meetings and the preparation and delivery of advisory group recommendations to the full work group.

(8)(a) Legislative members of the work group 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. Except as provided under (b) of this subsection, any reimbursement for other nonlegislative members is subject to chapter 43.03 RCW.

(b) Members of the children and youth behavioral health work group or an advisory group established under this section with lived experience may receive a stipend of up to \$200 per day if:

(i) The member participates in the meeting virtually or in person, even if only participating for one meeting and not on an ongoing basis; and

(ii) The member does not receive compensation, including paid leave, from the member's employer or contractor for participation in the meeting.

(9) The following definitions apply to this section:

(a) "A member with lived experience" means an individual who has received behavioral health services or whose family member has received behavioral health services; and

(b) "Families in the perinatal phase" means families during the time from pregnancy through one year after birth.

(10) Beginning November 1, 2020, and annually thereafter, the work group shall provide recommendations in alignment with subsection (3) of this section to the governor and the legislature. Beginning November 1, (~~(2025)~~) 2026, the work group shall include in its annual report a discussion of how the work group's recommendations align with the final strategic plan described under subsection (6) of this section.

(11) This section expires December 30, (~~(2026)~~) 2029.

Passed by the House February 12, 2024.

Passed by the Senate February 27, 2024.

Approved by the Governor March 29, 2024.

Filed in Office of Secretary of State April 1, 2024.

## CHAPTER 373

[Substitute Senate Bill 5588]

### MENTAL HEALTH SENTENCING ALTERNATIVE—MODIFICATION

AN ACT Relating to the mental health sentencing alternative; and amending RCW 9.94A.695.

Be it enacted by the Legislature of the State of Washington:

**Sec. 1.** RCW 9.94A.695 and 2021 c 242 s 1 are each amended to read as follows:

(1) A defendant is eligible for the mental health sentencing alternative if:

(a) The defendant is convicted of a felony that is not a serious violent offense or sex offense;

(b) The defendant is diagnosed with a serious mental illness recognized by the diagnostic manual in use by mental health professionals at the time of sentencing;

(c) The defendant and the community would benefit from supervision and treatment, as determined by the judge; and

(d) The defendant is willing to participate in the sentencing alternative.

(2) A motion for a sentence under this section may be made by any party or the court, but is contingent upon the defendant's agreement to participate in the

sentencing alternative. To determine whether the defendant has a serious mental illness, the court may rely on information including reports completed pursuant to chapters 71.05 and 10.77 RCW, or other mental health professional as defined in RCW 71.05.020, or other information and records related to mental health services. Information and records relating to mental health services must be handled consistently with RCW 9.94A.500(2). If insufficient information is available to determine whether a defendant has a serious mental illness, the court may order an examination of the defendant.

(3) To assist the court in its determination, the department shall provide a written report, which shall be in the form of a presentence investigation. Such report may be ordered by the court on the motion of a party prior to conviction if such a report will facilitate negotiations. The court may waive the production of this report if sufficient information is available to the court to make a determination under subsection (4) of this section. The report must contain:

(a) A proposed treatment plan for the defendant's mental illness, including at a minimum:

(i) The name and address of ~~((the))~~ a treatment provider that ~~((has agreed))~~ is agreeing to provide treatment to the defendant, including an intake evaluation, a psychiatric evaluation, and development of an individualized plan of treatment which shall be submitted as soon as possible to the department and the court; and

(ii) An agreement by the treatment provider to monitor the progress of the defendant on the sentencing alternative and notify the department and the court at any time during the duration of the order if reasonable efforts to engage the defendant fail to produce substantial compliance with court-ordered treatment conditions;

(b) A proposed monitoring plan, including any requirements regarding living conditions, lifestyle requirements, and monitoring by family members and others;

(c) Recommended crime-related prohibitions and affirmative conditions; and

(d) A release of information, signed by the defendant, allowing the parties and the department to confirm components of the treatment and monitoring plan.

(4) After consideration of all available information and determining whether the defendant is eligible, the court shall consider whether the defendant and the community will benefit from the use of this sentencing alternative. The court shall consider the victim's opinion whether the defendant should receive a sentence under this section. If the sentencing court determines that a sentence under this section is appropriate, the court shall waive imposition of the sentence within the standard range. The court shall impose a term of community custody between 12 and 24 months if the midpoint of the defendant's standard range sentence is less than or equal to 36 months, and a term of community custody between 12 months and 36 months if the midpoint of the defendant's standard range sentence is longer than 36 months. The actual length of community custody within these ranges shall be at the discretion of the court.

(5) If the court imposes an alternative sentence under this section, the department shall assign a community corrections officer to supervise the defendant. The department shall provide a community corrections officer assigned under this section with appropriate training in mental health to be determined by the department.

(6)((a)) For a defendant participating in this sentencing alternative, the court and correctional facility may delay the defendant's release from total confinement in order to facilitate adherence to the defendant's treatment plan. This may include delaying release in order to:

(a) Allow a defendant to transfer directly to an inpatient treatment facility or supportive housing provider;

(b) Ensure appropriate transportation is established and available; or

(c) Release the defendant during business hours on a weekday when services are available.

(7)(a) The court may schedule progress hearings for the defendant to evaluate the defendant's progress in treatment and compliance with conditions of supervision.

(b) Before any progress hearing, the department and the treatment provider shall each submit a written report informing the parties of the defendant's progress and compliance with treatment, unless waived by the court. At the progress hearing, the court shall hear from the parties regarding the defendant's compliance and may modify the conditions of community custody if the modification serves the interests of justice and the best interests of the defendant.

((7)) (8)(a) If the court imposes this sentencing alternative, the court shall impose conditions under RCW 9.94A.703 that ((do not conflict)) are consistent with this section and may impose any additional conditions recommended by any of the written reports regarding the defendant.

(b) The court shall impose specific treatment conditions:

(i) Meet with treatment providers and follow the recommendations provided in the individualized treatment plan as initially constituted or subsequently modified by the treatment provider;

(ii) Take medications as prescribed, including monitoring of compliance with medication if needed;

(iii) Refrain from using alcohol and nonprescribed controlled substances if the defendant has a diagnosis of a substance use disorder. The court may order the department to monitor for the use of alcohol or nonprescribed controlled substances if the court prohibits use of those substances.

((8)) (9) Treatment issues arising during supervision shall be discussed collaboratively. The treatment provider, community corrections officer, and any representative of the person's medical assistance plan shall jointly determine intervention for violation of a treatment condition. The community corrections officer shall have the authority to address the violation independently if:

(a) The violation is safety related with respect to the defendant or others;

(b) The treatment violation consists of decompensation related to psychosis that presents a risk to the community or the defendant and cannot be mitigated by community intervention. The community corrections officer may intervene with available resources such as a designated crisis responder; or

(c) The violation relates to a standard condition for supervision.

((9)) (10) The community corrections officer, treatment provider, and any engaged representative of the defendant's medical assistance plan should collaborate prior to a progress update to the court. Required treatment interventions taken between court progress hearings shall be reported to the court as a part of the regular progress update to the court.

~~((40))~~ (11) The court may schedule a review hearing for a defendant under this sentencing alternative at any time to evaluate the defendant's progress with treatment or to determine if any violations have occurred.

(a) At a review hearing the court may modify the terms of the community custody or impose sanctions if the court finds that the conditions have been violated or that different or additional terms are in the best interest of the defendant.

(b) The court may order the defendant to serve a term of total or partial confinement for violating the terms of community custody or failing to make satisfactory progress in treatment.

~~((41))~~ (12) The court shall schedule a termination hearing one month prior to the end of the defendant's community custody. A termination hearing may also be scheduled if the department or the state reports that the defendant has violated the terms of community custody imposed by the court. At that hearing, the court may:

(a) Authorize the department to terminate the defendant's community custody status on the expiration date; or

(b) Continue the hearing to a date before the expiration date of community custody, with or without modifying the conditions of community custody; or

(c) Revoke the sentencing alternative and impose a ~~((term of total or partial confinement within the))~~ standard ~~((sentence))~~ range sentence or impose an exceptional sentence below the standard sentencing range if compelling reasons are found by the court or the parties agree to the downward departure. The defendant shall receive credit for time served while in compliance and actively supervised in the community against any term of total confinement. The court must issue written findings indicating a substantial and compelling reason to revoke this sentencing alternative.

~~((42))~~ (13) The health care authority shall reimburse for the following services provided for individuals participating in the sentencing alternative:

(a) In-custody mental health assessments;

(b) In-custody preliminary treatment plan development; and

(c) Ongoing monitoring of the defendant's adherence to the defendant's treatment plan and the requirements of the sentencing alternative, including reporting to the court and the department.

(14) For the purposes of this section:

(a) "Serious mental illness" means a mental, behavioral, or emotional disorder resulting in a serious functional impairment, which substantially interferes with or limits one or more major life activities.

(b) "Victim" means any person who has sustained emotional, psychological, physical, or financial injury to person or property as a result of the crime charged. "Victim" also means a parent or guardian of a victim who is a minor child unless the parent or guardian is the perpetrator of the offense.

Passed by the Senate March 5, 2024.

Passed by the House March 1, 2024.

Approved by the Governor March 29, 2024.

Filed in Office of Secretary of State April 1, 2024.

## CHAPTER 374

[Second Substitute Senate Bill 5660]

## MENTAL HEALTH ADVANCE DIRECTIVE EFFECTIVE IMPLEMENTATION WORK GROUP

AN ACT Relating to establishing a mental health advance directive effective implementation work group; creating a new section; and providing an expiration date.

Be it enacted by the Legislature of the State of Washington:

**NEW SECTION. Sec. 1.** (1) The health care authority shall convene a mental health advance directive effective implementation work group to develop recommendations for the effective implementation of mental health advance directives. The work group shall have two subgroups.

(a) The document storage subgroup shall recommend a reliable, standardized, and accessible method for mental health advance directive document creation, storage, and sharing so that individuals, families, agencies, and providers can discover and use mental health advance directives when they are needed. The subgroup shall develop recommendations on the following:

(i) A path to creation of a statewide mental health advance directive repository;

(ii) Next steps towards piloting or implementation;

(iii) How to approach interoperability with other public and private systems such as the 988 crisis line, electronic medical records, and the community information exchanges; and

(iv) Reasonable steps necessary to protect the privacy of the individual.

(b) The training for document creation and utilization subgroup shall create mental health advance directive document creation and utilization trainings to support utilization by individuals with lived experience, families, agencies, and providers. The subgroup shall address the following tasks:

(i) Stakeholder engagement on the topics of document creation and utilization, including engagement with persons with lived experience, mental health and physical health providers, and crisis responders;

(ii) Development of training toolkits rooted in best practices for recovery and peer support;

(iii) Designation or development of a hosting location for a toolkit library within the authority;

(iv) Development of recommended best practices for creation and completion, access, and utilization of the mental health advance directive; and

(v) Program testing and data collection of training toolkits and engagement strategies at two pilot locations, one located to the east of the crest of the Cascade mountain range and one located to the west of the crest of the Cascade mountain range.

(2) The work group must be representative of the diversity of individuals who use mental health advance directives and behavioral health services, and include representation from:

(a) The peer advocacy community;

(b) Individuals and families with lived experience of behavioral health crises;

(c) Chad's legacy project;

(d) Licensed or certified behavioral health agencies;

(e) The Washington state department of veterans affairs;

- (f) Black, indigenous, and persons of color;
  - (g) LGBTQI+ community members;
  - (h) The behavioral health and recovery division of the health care authority;
  - (i) The Washington state medical association;
  - (j) The Washington state hospital association;
  - (k) The Washington state psychiatric association;
  - (l) NAMI Washington;
  - (m) The Washington council for behavioral health;
  - (n) Emergency services responders;
  - (o) Designated crisis responders;
  - (p) Law enforcement or member of a coresponder program;
  - (q) Emergency departments;
  - (r) Inpatient hospitals;
  - (s) Electronic health record vendors;
  - (t) An expert in technical repositories;
  - (u) 988 behavioral health crisis response and suicide prevention call centers;
- and
- (v) Individuals with expertise in health care ethics and law.

(3) The state may provide compensation to work group members as authorized under RCW 43.03.220.

(4) The work group shall report on its findings and recommendations to the governor and relevant committees of the legislature by December 1, 2025.

(5) This section expires June 30, 2026.

Passed by the Senate February 8, 2024.

Passed by the House February 29, 2024.

Approved by the Governor March 29, 2024.

Filed in Office of Secretary of State April 1, 2024.

---

## CHAPTER 375

[Engrossed Substitute Senate Bill 5949]

### CAPITAL BUDGET—2023-2025 SUPPLEMENTAL

AN ACT Relating to the capital budget; amending RCW 70A.65.305, 79.64.020, 79A.25.210, 70A.305.190, 43.19.125, 79.22.060, 79.70.100, 79.71.060, and 43.63A.750; amending 2023 c 474 ss 6049, 1007, 1011, 1013, 1016, 1017, 1020, 1022, 1023, 1024, 1025, 1028, 1032, 1019, 1035, 1041, 6076, 1038, 1026, 1045, 1046, 1047, 1054, 1055, 1061, 1062, 1065, 1070, 2026, 6148, 2031, 2035, 2044, 2046, 2049, 3028, 3032, 3046, 6352, 3051, 3050, 3056, 3062, 3065, 3066, 3064, 3060, 3055, 3080, 3102, 3115, 3120, 3122, 5001, 5002, 5003, 5005, 5006, 5008, 5013, 5015, 5031, 5032, 5033, 5038, 5056, 5072, 6236, 5082, 5085, 5086, 5087, 5089, 6002, 6029, 6043, 6047, 6051, 6053, 6066, 6055, 6052, 6028, 6031, 6016, 6027, 6045, 6061, 6068, 6084, 6073, 6097, 6104, 6105, 6135, 6164, 6165, 6179, 6228, 6328, 6336, 6337, 6366, 6376, 6392, 6460, 6528, 6496, 8001, and 8002 (uncodified); adding new sections to 2023 c 474 (uncodified); creating new sections; repealing 2023 c 474 ss 1034, 6083, 6343, 6489, and 6490 (uncodified); providing effective dates; and declaring an emergency.

Be it enacted by the Legislature of the State of Washington:

**NEW SECTION. Sec. 1.** A supplemental 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 act and ending June 30, 2025, out of the several funds specified in this act.

**PART 1  
GENERAL GOVERNMENT**

**Sec. 1001.** 2023 c 474 s 6049 (uncodified) is amended to read as follows:  
**FOR THE DEPARTMENT OF COMMERCE**

2022 Local & Community Projects (40000230)

The (~~reappropriation~~) appropriations in this section (~~(is)~~) are subject to the following conditions and limitations:

(1) The reappropriation is subject to the provisions of section 7012 of this act, except that:

(a) \$2,000,000 of the reappropriation is for the Tiny House Villages (Seattle) project, and not the Tiny House Villages and Cottages (Seattle) project; and

(b) \$206,000 of the reappropriation is for the Renton Housing Repair Assistance Program (Renton) project, and not the 300 Rainier Ave Building (Renton) project.

(2) The department must reimburse the city of Chelan for its expenditures for the Chelan municipal airport extension project. The amount of the reimbursement to the city of Chelan under this section may not exceed the amount appropriated for the Chelan municipal airport extension project in section 1022, chapter 296, Laws of 2022.

(3) (~~It is the intent of the legislature to appropriate funding~~) \$1,000,000 of the appropriation in this section is for the remaining costs of the Chelan municipal airport extension project ((in fiscal year 2024)).

Reappropriation:

State Building Construction Account—State . . . . . \$117,688,000

Appropriation:

State Building Construction Account—State . . . . . \$1,000,000

Prior Biennia (Expenditures) . . . . . \$51,879,000

Future Biennia (Projected Costs) . . . . . \$0

TOTAL . . . . . ~~(\$169,567,000)~~

\$170,567,000

**Sec. 1002.** 2023 c 474 s 1007 (uncodified) is amended to read as follows:  
**FOR THE DEPARTMENT OF COMMERCE**

2023-25 Energy Retrofits and Solar Power for Public Buildings (40000283)

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

(1) (~~(\$22,500,000)~~) \$14,500,000 of the appropriation in this section is provided solely for grants to local governments, public higher education institutions, school districts, tribal governments, and state agencies for improvements to facilities and related projects that result in energy and operational cost savings.

(a) At least 20 percent of each competitive grant round is designated for award to eligible projects in small cities or towns with a population of 5,000 or fewer residents.

(b) In each competitive round, a higher energy savings to investment ratio must result in a higher project ranking. Priority consideration must be given to applicants that have not received grant awards for this purpose in prior biennia.

(c) The department must determine a minimum match ratio to maximize the leverage of nonstate funds.

(2) \$22,500,000 of the appropriation in this section is provided solely for grants to be awarded in competitive rounds to local governments, public higher education institutions, school districts, tribal governments, 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.

(a) At least 20 percent of each competitive grant round is designated for award to eligible projects in small cities or towns with a population of 5,000 or fewer residents.

(b) In each competitive round, a higher energy savings to investment ratio must result in a higher project ranking. Priority consideration must be given to applicants that have not received grant awards for this purpose in prior biennia.

(c) The department must determine a minimum match ratio to maximize the leverage of nonstate funds.

(3) \$5,000,000 of the appropriation in this section is provided solely for the energy efficiency and environmental performance improvements to minor works, stand-alone, and emergency projects at facilities owned by agencies that repair or replace existing building systems and reduce greenhouse gas emissions from state operations, 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.

(4) \$4,000,000 of the appropriation in this section is provided solely for the Washington state association of counties to provide funding for energy audits on county-owned tier 1 and tier 2 covered buildings and collect and manage data on the costs for counties to comply with the requirements of RCW 19.27A.210 and 19.27A.250.

(a) The Washington state association of counties may award grants to counties with qualifying buildings to assess current energy performance and determine the approximate costs of facility and system upgrades to meet state energy performance standards in chapter 19.27A RCW.

(b) The Washington state association of counties shall submit to the appropriate committees of the legislature no later than December 31, 2025, a report detailing the current energy performance of each county-owned tier 1 and tier 2 building for which an energy audit was completed with the funding provided in this subsection (4), and an estimate of the costs for bringing each building into compliance with the state energy performance standards in chapter 19.27 RCW.

(c) Up to 12 percent of the amount of the grants awarded in (a) of this subsection may be retained by the Washington state association of counties for administrative costs.

(5) \$4,000,000 of the appropriation in this section is provided solely for the association of Washington cities to provide funding for energy audits on city-owned tier 1 and tier 2 covered buildings and collect and manage data on the costs for cities to comply with the requirements of RCW 19.27A.210 and 19.27A.250.

(a) The association of Washington cities may award grants to cities with qualifying buildings to assess current energy performance and determine the approximate costs of facility and system upgrades to meet state energy performance standards in chapter 19.27A RCW.

(b) The association of Washington cities shall submit to the appropriate committees of the legislature no later than December 31, 2025, a report detailing the current energy performance of each city-owned tier 1 and tier 2 building for which an energy audit was completed with the funding provided in this subsection (5), and an estimate of the costs for bringing each building into compliance with the state energy performance standards in chapter 19.27 RCW.

(c) Up to 12 percent of the amount of the grants awarded in (a) of this subsection may be retained by the association of Washington cities for administrative costs.

(6) The department shall develop metrics that indicate the performance of energy efficiency efforts.

~~((5))~~ (7) If a grant is provided in subsection (1) or (3) of this section to purchase heating devices or systems, the agency must, whenever possible and most cost effective, select devices and systems that do not use fossil fuels.

~~((6))~~ (8) Grants provided in subsections (1)~~((2), and)~~ through (3) of this section to state agencies are exempt from the match requirements in this section.

Appropriation:

Climate Commitment Account—State . . . . .	\$50,000,000
Prior Biennia (Expenditures) . . . . .	\$0
Future Biennia (Projected Costs) . . . . .	\$200,000,000
TOTAL . . . . .	\$250,000,000

Sec. 1003. 2023 c 474 s 1011 (uncodified) is amended to read as follows:

**FOR THE DEPARTMENT OF COMMERCE**

Pacific Tower Capital Improvements (40000287)

Appropriation:

State Building Construction Account—State . . . . .	<del>(\$6,464,000)</del>
	\$6,587,000
Prior Biennia (Expenditures) . . . . .	\$0
Future Biennia (Projected Costs) . . . . .	\$6,061,000
TOTAL . . . . .	<del>(\$12,525,000)</del>
	\$12,648,000

Sec. 1004. 2023 c 474 s 1013 (uncodified) is amended to read as follows:

**FOR THE DEPARTMENT OF COMMERCE**

2023-25 Broadband Infrastructure Federal Match Projects (40000290)

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

(1)(a) \$50,000,000 of the state building construction account—state appropriation in this section is provided solely as match for federal authority allocated under this section and section 7017 of this act for the statewide

broadband office to administer the broadband equity, access, and deployment state grants program in section 60102 of P.L. 117-58 (infrastructure investment and jobs act). Expenditure of the amount in this subsection is contingent on the receipt of this grant funding.

(b) To the extent permitted by federal law, the office shall provide state match only for projects where the lead applicant is a public or tribal government entity. The office must allocate state match funds in a manner that prioritizes projects based on affordability, fair labor practices, speed to deployment, open access, local and tribal coordination, and the provision of digital navigation services, as outlined in the scoring criteria contained in the plan submitted by the office to the national telecommunications and information administration.

(c) The legislature intends to provide sufficient funds to match federal funds available during the 2025-2027 fiscal biennium.

(2) In addition to scoring and weighting criteria established pursuant to the federal broadband equity, access, and deployment program, the state broadband office must establish additional secondary selection criteria, including, but not limited to, criteria that give weight to projects that:

(a) Provide open-access wholesale last-mile broadband service for the useful life of the subsidized networks on fair, equal, and neutral terms to all potential retail providers; and

(b) Demonstrate support from the local government or any tribal government with oversight over the location or locations to be served.

(3) The statewide broadband office must include, in the five-year action plan developed using initial planning funds from the broadband equity, access, and deployment program funded under P.L. 117-58 (infrastructure investment and jobs act):

(a) Consideration of broadband infrastructure projects that use wireless technology in order to expand access at the lowest cost to the most unserved or underserved residents; and

(b) Steps the office will take to promote: The use of existing infrastructure; dig-once policies; streamlined permitting processes; and cost-effective access to poles, conduits, easements, and rights-of-way. To the extent permitted under federal law, the office must consider creating a pool of grant funds dedicated to pole costs.

(4) \$300,000 of the general fund—federal appropriation provided in this section is for a staff position dedicated to advising the statewide broadband office on the availability and feasibility of deploying new and emerging technologies in broadband internet service.

Appropriation:

General Fund—Federal . . . . .	..(((\$150,000,000))
	<u>\$245,560,000</u>
State Building Construction Account—State . . . . .	\$50,000,000
Subtotal Appropriation . . . . .	..(((\$200,000,000))
	<u>\$295,560,000</u>
Prior Biennia (Expenditures) . . . . .	\$0
Future Biennia (Projected Costs) . . . . .	..(((\$150,000,000))
	<u>\$1,132,194,000</u>
TOTAL . . . . .	..(((\$350,000,000))
	<u>\$1,427,754,000</u>

**Sec. 1005.** 2023 c 474 s 1016 (uncodified) is amended to read as follows:  
**FOR THE DEPARTMENT OF COMMERCE**

Capital Pre-Development Funding (40000293)

The appropriation in this section is subject to the following conditions and limitations: Of the amounts provided in this section, \$3,800,000 is provided solely for the LETI Incubator for Family Success project in Everett.

Appropriation:

State Taxable Building Construction Account—	
State .....	(( <u>\$5,000,000</u> ))
	<u>\$3,800,000</u>
Prior Biennia (Expenditures) .....	\$0
Future Biennia (Projected Costs) .....	\$20,000,000
TOTAL .....	(( <u>\$25,000,000</u> ))
	<u>\$23,800,000</u>

**Sec. 1006.** 2023 c 474 s 1017 (uncodified) is amended to read as follows:  
**FOR THE DEPARTMENT OF COMMERCE**

2023-25 Clean Energy Fund Program (40000294)

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

(1)(a) \$500,000 of the appropriation in this section is provided solely for the department to convene a work group to:

(i) Analyze the financial investments required for owners of tier 1 covered buildings to comply with the state energy performance standard under RCW 19.27A.210; and

(ii) Make recommendations to the legislature to assist building owners in attaining compliance, which must include, but are not limited to:

(A) Identifying energy efficiency investments or other strategies and related timelines for increasing energy efficiency in the buildings sector;

(B) Providing a cost-benefit analysis of options, including energy efficiency, to meet the goal of reducing greenhouse gas emissions from the buildings sector; and

(C) Recommendations to balance financial investments while maximizing clean energy benefits for the state, including statutory changes that may be necessary for this purpose.

(b) The work group membership convened under this section must include, but is not limited to: One representative of the office of the superintendent of public instruction; one representative of a K-12 maintenance and operation administrators association; one representative of each of the state's public four-year institutions of higher education; one representative of the state board for community and technical colleges; one representative of the department of social and health services; one representative of the department of corrections; one representative of the department of enterprise services; one representative of a health care organization; one representative from a local government; one representative from an organization representing privately owned tier 1 covered buildings; one representative from a business specializing in performance contracting for energy services; one representative from a nonprofit specializing

in clean energy; and two representatives of a national association for industrial and office parks.

(c) The department must submit to the appropriate committees of the legislature:

(i) Analysis of financial investments as required by this section by December 15, 2023; and

(ii) A final report with recommendations as required by this section by September 1, 2024.

(2) Except as provided in subsections (1) (~~and~~), (11), (13), and (14) of this section, the appropriation in this section is provided solely for competitive grants to eligible entities for predevelopment, design, and construction of projects that provide a public benefit through research, development, demonstration, or 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 and overburdened communities, including tribes.

(3) Entities eligible for grant funding under this section include local governments, federally recognized tribal governments and tribes' contracted service providers, public and private utilities that serve retail customers in the state, for-profit entities, research institutions, nonprofit organizations, and state agencies.

(4) To be eligible, a project must be consistent with the state energy strategy adopted under chapter 43.21F RCW and policies under chapter 19.405 RCW. To the extent practicable, the department must prioritize projects that build upon Washington's strengths in aerospace, maritime, information and communications technology, grid modernization, advanced materials, and decarbonizing the built environment.

(5) The department must invite stakeholders to participate in the design and implementation of grant programs funded under this section. The department must consider equity and environmental justice when developing the program structure and opportunities for applicant participation.

(6) When 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;

(b) Ensure that a public benefit results from the use of public funds through due diligence and monitoring of contracted projects, including ensuring compliance with all applicable laws related to the project selection process, project monitoring, and contracting; and

(c) Prioritize projects for funding that leverage the greatest amount of matching funds, such as local levy funding.

(7)(a) The department must require project applicants to:

(i) Disclose all sources of public funding invested in a project; and

(ii) Identify by name any former or current state of Washington employees employed by the applicant or its governing body in the 24 months preceding the application submittal. The identification must include the person's separation date and job title or position held. If the department determines that a conflict of

interest or other violation of chapter 42.52 RCW exists, the application must be disqualified from further consideration.

(b) If, after a grant has been awarded, the department finds that a grantee has violated chapter 42.52 RCW, either in procuring or performing under the grant, the department in its sole discretion may terminate the grant funding 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.

(8) The department must specify the requirements in subsections (6) and (7) of this section in funding contracts entered into by the department under this section.

(9) \$10,000,000 of the appropriation in this section is provided solely for grants to tribes for clean energy development projects. Eligible uses of grant funding include planning, predesign, design, construction, project predevelopment, and deployment of clean energy projects that contribute to achieving the state's greenhouse gas emissions reduction goals and related policies. The department must collaborate with tribes in the design and development of this grant program.

~~(10) \$10,000,000 ((of the appropriation in this section is provided solely for state match for federal funding that aligns with subsection (2) of this section and accelerates meeting state clean energy and climate goals. Funding may be used to match federal grants to the state or nonstate entities for clean energy research, development, and demonstration projects.~~

~~(11) \$12,000,000)) of the appropriation in the section is provided solely for grants for strategic research, development, and demonstration of new and emerging clean energy generation and storage technologies and climate change mitigation technologies, including greenhouse gas removal. Grants awarded under this subsection must reduce reliance on fossil fuels, reduce risk of irregularities in power supply, offer opportunities for economic and job growth, and strengthen technology supply chains. Grant funds are intended to catalyze diverse new technologies that change production, use, storage, and transportation of energy. The department may provide funding to projects at various stages of readiness, including early-stage research, pilot and demonstration projects, and dual use projects that produce clean energy and additional benefits.~~

(11) \$1,500,000 of the appropriation in this section is provided solely to support proof-of-concept development of biogenic carbon dioxide electrolysis, a chemical technology process that utilizes water, electricity, and biogenic CO<sub>2</sub> as inputs and produces carbon monoxide as an output to be utilized for the production or manufacture of sustainable aviation fuel.

(12) \$20,000,000 of the appropriation in this section is provided solely for grants for electrical grid integration and innovation projects. To be eligible, a project must develop and demonstrate distributed energy resources, as defined in RCW 19.405.020, and nonwire alternatives that advance community resilience, support implementation of demand response and sustainable microgrids, improve integration of renewable energy and energy storage, and accelerate beneficial load integration and demand management for building electrification, equipment electrification, and electric vehicle charging.

(13) \$7,500,000 of the appropriation in this section is provided solely to support regional energy analytics capability at Pacific Northwest national laboratory.

(14) \$500,000 of the appropriation in this section is provided solely for the Nooksack Indian tribe to enter into an agreement with a third-party contractor to complete a prefeasibility study of geothermal power generation options in Whatcom county. Power generation options considered must include, at a minimum: Hydro-thermal, enhanced geothermal, and high enthalpy enhanced geothermal. The tribe must select the contractor in consultation with the public utility district No. 1. of Whatcom county. The tribe must submit the completed study to the department by June 15, 2025.

(15) The department must strive to allocate all of the amounts appropriated in subsections (9), (10), and (12) of this section within the 2023-2025 fiscal biennium in the manner prescribed in each subsection. However, no sooner than January 1, 2024, if upon review of applications the department determines there are not adequate suitable projects in a category, the department may reallocate funding among the purposes of subsections (9) ~~((through)), (10), and~~ (12) of this section. Beginning January 1, 2024, the department must provide quarterly notice of any funding reallocations to the appropriate fiscal committees of the legislature.

Appropriation:

Climate Commitment Account—State . . . . .	<del>(\$60,000,000)</del>
	\$50,000,000
Prior Biennia (Expenditures) . . . . .	\$0
Future Biennia (Projected Costs) . . . . .	<del>(\$240,000,000)</del>
	\$200,000,000
TOTAL . . . . .	<del>(\$300,000,000)</del>
	\$250,000,000

**Sec. 1007.** 2023 c 474 s 1020 (uncodified) is amended to read as follows:  
**FOR THE DEPARTMENT OF COMMERCE**

2023-25 Housing Trust Fund (40000295)

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

(1) ~~(\$163,663,000)~~ \$180,663,000 of the state taxable building construction account—state appropriation is provided solely for the new construction, acquisition, or rehabilitation of affordable housing projects that serve and benefit low-income and special needs populations including, but not limited to, people with chronic mental illness or behavioral health conditions, farmworkers, people who are homeless, and people in need of permanent supportive housing. The department shall strive to invest at least 20 percent of the appropriation provided under this subsection with by and for organizations, as defined by the office of equity.

(2) ~~(\$25,000,000)~~ \$35,500,000 of the state taxable building construction account—state appropriation ~~((is))~~ and \$8,500,000 of the Washington housing trust fund account—state appropriation are provided solely for affordable housing projects that serve and benefit low-income people with developmental or intellectual disabilities. The department must use a separate application form and evaluation criteria for applications under this subsection. The department

must coordinate with the department of social and health services regarding any needed supportive services and make efforts to enact the recommendations of the housing needs study for individuals with intellectual and developmental disabilities, as provided in section 1068(6), chapter 332, Laws of 2021.

(3) \$100,000,000 of the state taxable building construction account—state appropriation is provided solely for the apple health and homes rapid permanent supportive housing program created in chapter 216, Laws of 2022. Of the amounts provided in this subsection~~(5)~~:

(a) \$5,000,000 is provided solely for the St. Agnes Haven project in Spokane; and

(b) \$7,000,000 is provided solely for the CoLead Northgate project in Seattle.

(4) ~~(\$40,000,000)~~ \$60,000,000 of the state building construction account—state appropriation is provided solely for awards to organizations eligible under RCW 43.185A.040 for the development of homeownership projects affordable to first-time low-income households throughout the state. Projects serving homebuyers whose income is up to 80 percent of the area median income, adjusted for household size, for the county where the property is located are eligible to apply, except that projects located in rural areas of the state, as defined by the department, serving homebuyers whose income is up to 100 percent of the area median income, adjusted for household size, for the county where the property is located are eligible to apply. Eligible activities include, but are not limited to, down payment assistance, closing costs, acquisition, rehabilitation costs, and new construction. Eligible organizations may include those that plan to provide housing to socially disadvantaged communities as defined in 13 C.F.R. Sec. 124.103. The department shall strive to invest at least 50 percent of these funds with by and for organizations, as defined by the office of equity, and make efforts to enact the recommendations of the homeownership disparities work group created in section 128(100), chapter 297, Laws of 2022. Of the amount provided in this subsection:

(a) \$1,500,000 is provided solely for the Boulevard Townhomes project; and

(b) \$248,000 is provided solely for the Crail Cottages project.

(5) \$25,000,000 of the state building construction account—state appropriation is provided solely for affordable housing preservation projects, which may include, but are not limited to:

(a) Projects preserving and extending the affordability commitment period for projects in the housing trust fund portfolio. 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 be provided prior to contract execution. Funds may not be used to add or expand the capacity of the property. When allocating funds, the department must prioritize buildings that are older than 15 years and that serve very low-income and extremely low-income populations.

(b) Projects preserving affordable multifamily housing at risk of losing its affordability due to expiration of use restrictions that otherwise require affordability including, but not limited to, United States department of agriculture funded multifamily housing. The department must prioritize projects

that satisfy the goal of long-term preservation of Washington's affordable multifamily housing stock, particularly in rural areas of the state. Funds may be used for acquisition or for acquisition and rehabilitation of properties to preserve the affordable housing units beyond their existing use restrictions and keep them in Washington's housing portfolio for a minimum of 40 years. If a capital needs assessment is required, the department must work with the applicant to ensure that this does not create an unnecessary impediment to rapidly accessing these funds.

(c) The funding provided under this subsection (5) is not subject to the 90-day application periods in RCW 43.185.070 or 43.185A.050.

(d) The amount awarded under this subsection (5) may not be calculated in award limitations for other housing trust fund awards.

(6) (~~(\$4,000,000)~~) \$14,000,000 of the state taxable building construction account—state appropriation is provided solely for a grant to the northwest cooperative development center to provide subgrants for the acquisition and preservation of mobile or manufactured home communities. Funding provided under this subsection may be used to acquire mobile or manufactured home communities for the purpose of avoiding household displacement due to sale or other transactions and ensuring preservation of housing affordability for low-income households for a minimum of 40 years.

(7) (~~(\$2,000,000)~~) \$7,000,000 of the state taxable building construction account—state appropriation is provided solely for capital improvements to mobile home or manufactured home communities and includes the following:

(a) \$5,500,000 is provided solely for a grant to the northwest cooperative development center to provide subgrants to organizations that are "mobile home park cooperatives" or "manufactured housing cooperatives" under RCW 59.20.030 for completing capital improvement processes. Subgrants provided under this subsection may be used solely for critical improvements, repairs, and infrastructure upgrades to promote the preservation of mobile or manufactured home communities as affordable housing. The grantee must award subgrants based on needs relating to health, safety, and cost; and

(b) \$1,500,000 is provided solely for the Alpine Ridge Utility Upgrades project.

(8) (~~(\$40,337,000)~~) \$71,876,000 of the state taxable building construction account—state appropriation is provided solely for the following list of projects:

African Diaspora Cultural Anchor Village (SeaTac) . . . . .	\$4,000,000
<u>Bringing It Home II 24-Hour Domestic Violence Shelter . . . . .</u>	<u>\$8,720,000</u>
<u>Broadway Senior Housing . . . . .</u>	<u>\$1,000,000</u>
<u>Casa MiA: Supporting Housing for Survivors . . . . .</u>	<u>\$1,030,000</u>
<u>Cedar House . . . . .</u>	<u>\$112,000</u>
<u>Generations Place Workforce Housing . . . . .</u>	<u>\$1,600,000</u>
Gravelly Lake Commons at LASA (Lakewood) . . . . .	\$500,000
( <del>(Kenmore Supportive Housing (Kenmore) . . . . .</del> )	<del>(\$1,000,000)</del> )
<u>Habitat for Humanity . . . . .</u>	<u>\$6,000,000</u>
<u>KCR Mills Crossing Affordable Housing . . . . .</u>	<u>\$2,000,000</u>
Leavenworth Affordable Workforce Rental Housing	
(Leavenworth) . . . . .	( <del>(\$1,000,000)</del> ) <u>\$2,300,000</u>
Lewis County Homeless Shelter (Chehalis) . . . . .	\$2,500,000
Lincoln District Family Housing (Tacoma) . . . . .	\$5,050,000

Mary's Place Shelter Replacement (Burien) . . . . .	\$6,000,000
<u>Mount Baker Housing Association Trenton Apartments . . . . .</u>	<u>\$500,000</u>
Mount Zion Housing (Seattle) . . . . .	\$1,000,000
Multicultural Village Design (Kent) . . . . .	\$550,000
New Hope Family Housing (Seattle) . . . . .	\$325,000
Peninsula Community Health Housing (Bremerton) . . . . .	\$412,000
<u>Raymond Manor Low-Income Senior Housing . . . . .</u>	<u>\$1,500,000</u>
<u>Redmond Supportive Housing . . . . .</u>	<u>\$3,200,000</u>
<u>Saint Vincent de Paul . . . . .</u>	<u>\$1,000,000</u>
Shiloh Baptist Church New Life Housing (Tacoma) . . . . .	\$1,000,000
Skyway Affordable Housing (Skyway) . . . . .	\$3,000,000
<u>Sky Valley Youth Center . . . . .</u>	<u>\$1,153,000</u>
Tacoma/Pierce County Habitat Affordable Housing (Pierce County) . . . . .	\$14,000,000
<u>The House of Bethlehem . . . . .</u>	<u>\$424,000</u>
<u>West Klickitat Assisted Living Facility . . . . .</u>	<u>\$3,000,000</u>

(9) \$20,000,000 of the state taxable building construction account—state appropriation in this section is provided solely for eligible organizations defined under RCW 43.185A.040 to acquire, renovate, and prepare real property for rapid conversion into enhanced emergency shelters, permanent supportive housing, transitional housing, permanent housing, youth housing, tiny homes, or shelter for extremely low-income people, as well as individuals, families, unaccompanied youth, and young people experiencing sheltered and unsheltered homelessness. Acquisitions completed with temporary financing are eligible for funding provided in this section. The department may only approve funding for projects that result in increased shelter or housing capacity.

(a) Acquisition of multifamily housing is a priority, and the department shall prioritize housing projects that rapidly move people experiencing unsheltered homelessness into housing, including, but not limited to, individuals living in unsanctioned encampments, the public rights-of-way, or other public spaces.

(b) Amounts provided in this section may not be used for operating or maintenance costs, supportive services, or debt service.

(c) Awards made to tiny homes under this subsection (9) may be made to noncode compliant structures and may be exempted from the 40-year affordability requirement under RCW 43.185A.060.

(10) \$5,000,000 of the state building construction account—state appropriation in this section is provided solely for affordable housing urgent repair grants to be provided on an ongoing basis. Funding is not subject to the 60-day notification requirement in RCW 43.185A.150. The funding may be provided to address nonreoccurring repair projects including repair of units or buildings, abatement of potentially hazardous materials, and safety-related structural improvements of affordable housing. Each repair grant award may not exceed \$200,000 per award. However, the department may not limit the number of awards or amount received per organization.

(a) For purposes of this subsection (10), "affordable housing" means:

(i) Permanent supportive housing as defined in RCW 36.70A.030; and

(ii) Multifamily affordable housing projects in the housing trust fund portfolio.

(b) If the department receives application requests that exceed the appropriation level in this subsection (10), the department must prioritize projects under (a)(i) of this subsection.

(11) 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).

~~((40))~~ (12) The department shall strive to allocate at least 30 percent of the funds provided in this section to projects located in rural areas of the state, as defined by the department.

~~((41))~~ (13) The department must strive to allocate all of the amounts appropriated in this section within the 2023-2025 fiscal biennium in the manner prescribed in each subsection. However, if upon review of applications the department determines there are not adequate suitable projects in a category, the department may allocate funds to other affordable housing 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 . . . . .	<del>((65,000,000))</del>
	<u>\$90,000,000</u>
State Taxable Building Construction Account—	
State . . . . .	<del>((335,000,000))</del>
	<u>\$429,039,000</u>
<u>Washington Housing Trust Account—State</u> . . . . .	<u>\$8,500,000</u>
Subtotal Appropriation . . . . .	<del>((400,000,000))</del>
	<u>\$527,539,000</u>
Prior Biennia (Expenditures) . . . . .	\$0
Future Biennia (Projected Costs) . . . . .	<del>((1,600,000,000))</del>
	<u>\$2,076,156,000</u>
TOTAL . . . . .	<del>((2,000,000,000))</del>
	<u>\$2,603,695,000</u>

**Sec. 1008.** 2023 c 474 s 1022 (uncodified) is amended to read as follows:  
**FOR THE DEPARTMENT OF COMMERCE**

Transit Oriented Housing Development Partnership Match (40000298)

The appropriations in this section are subject to the following conditions and limitations: The appropriations in this section are provided solely as match to private investment for grants or loans to for-profit and nonprofit housing developers and public entities to carry out projects designed to increase the supply and affordability of transit-oriented housing development. ~~((Grants))~~ Awards from this appropriation may only be used for the construction of units affordable at 80 percent of area median income or lower, if a project includes a range of affordability levels. The department shall work with the department of transportation to develop and administer a competitive grant or loan program to assist in the financing of housing projects within rapid transit corridors. The department shall implement the program pursuant to the following eligibility criteria and definitions:

(1) Entities eligible to receive ~~((grant))~~ awards are state agencies, local governments, and nonprofit or for-profit housing developers. Eligible uses of ~~((grant))~~ awards include project capital costs and infrastructure costs and

addressing gaps in project financing that would prevent ongoing or complete project construction.

(2) Eligible housing projects must meet the following requirements:

(a) Be within a rapid transit corridor. For purposes of this subsection (2), "rapid transit corridor" includes either one-half mile from light rail or commuter rail, or one-quarter mile from bus rapid transit or other high-capacity bus service area.

(b) Produce at least ~~((100))~~ 80 units of housing; and

(c) Include a covenant on the property requiring at least 10 percent of total housing units in the project remain affordable for households with incomes at or below 60 percent of area median income and at least 10 percent of total housing units in the project remain affordable for households with incomes at or below 80 percent of area median income for at least 99 years.

(3) The department must prioritize eligible projects by occupancy date, with a target occupancy date of December 31, 2025, or sooner.

(4) To source project requests, the department may first review the list of housing trust fund applications from the prior two years to determine if any projects not fully funded would meet the criteria listed in subsection (2) of this section and would be able to proceed to construction. If so, the department must conduct outreach to those project owners to discuss the ~~((grant))~~ program before soliciting new projects.

(5) The department must also consider the following criteria when prioritizing all projects:

(a) Are comprised of the largest number of affordable units;

(b) Have the largest total number of units affordable to households with incomes at or below 60 percent area median income;

(c) Include land acquired at a reduced price or without cost;

(d) Abide by any applicable antidisplacement measures;

(e) Include units with additional bedrooms or intended for occupancy by families with multiple dependents; or

(f) Have acquired all necessary permits.

(6) The department may adopt any necessary guidance or rules to implement the competitive grant or loan program under this section, including any additional project eligibility criteria and prioritization criteria.

(7) The department must report a program update and any projects awarded on their website by June 30, 2024. The report must include project award data at the time of award, such as, but not limited to, the awardee, total project cost, amount of the award, number of households being served by household income, project location, and any other relevant information.

(8) The department must strive to allocate the amounts appropriated in this section by September 30, 2024, in the manner prescribed in this section. However, if upon review of applications the department determines there are not adequate suitable projects to receive awards, the department may allocate state funding to other affordable housing projects serving other low-income and special needs populations.

(9) Of the amounts appropriated in this section, \$2,100,000 from the state taxable building construction account—state appropriation and \$2,100,000 from the general fund—private/local appropriation are provided solely for the Redmond Supportive Housing project.

Appropriation:

General Fund—Private/Local . . . . .	\$25,000,000
State <u>Taxable</u> Building Construction Account—	
State . . . . .	\$25,000,000
Subtotal Appropriation . . . . .	\$50,000,000
Prior Biennia (Expenditures) . . . . .	\$0
Future Biennia (Projected Costs) . . . . .	\$200,000,000
TOTAL . . . . .	\$250,000,000

**Sec. 1009.** 2023 c 474 s 1023 (uncodified) is amended to read as follows:

**FOR THE DEPARTMENT OF COMMERCE**

2023-25 Behavioral Health Community Capacity Grants (40000299)

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 to issue grants to community hospitals or other community providers to expand and establish new capacity for behavioral health services in communities. The department 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 or preservation of the facilities. The department may approve funding for the acquisition of a facility if the project will result in increased behavioral health capacity. Amounts provided in this section may not be used for operating costs associated with the treatment of patients using these services.

(2) In awarding funding for projects in subsection (5) of this section, 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 availability of behavioral health services 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 for involuntary commitment 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 10-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 applicant's 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 to 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)(a) (~~(\$28,443,000)~~ \$29,443,000) of the state building construction account—state appropriation in this section is provided solely for competitive community behavioral health grants to address regional needs. Applicants must provide confirmation that the health care authority, department of social and health services, or a managed care organization plans to contract with the facility sufficient to cover the facility's operating costs. The department must give priority to facilities that:

(i) Serve individuals on 90-day or 180-day civil commitments as an alternative to treatment in the state hospitals;

(ii) Serve individuals who will be transitioned from or diverted from the state hospitals;

(iii) Provide secure withdrawal management and stabilization treatment beds; or

(iv) Provide substance use disorder treatment.

(b) In awarding this funding to projects under (a)(i) of this subsection (5), 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 operating budget for these purposes.

(c) \$24,000,000 of the state building construction account—state appropriation in this section is provided solely for grants to 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.

(d) \$18,000,000 of the state building construction account—state appropriation in this section 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 youth crisis walk-in intervention, substance use disorder treatment, sexual assault and traumatic stress, anxiety, or depression, children with behavioral health and intellectual or developmental disability needs, 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 behavioral health or social isolation issues.

(e) \$4,250,000 of the state building construction account—state appropriation in this section is provided solely for grants to community providers to increase opioid treatment program services and access.

(6) The amounts provided in this subsection are subject to the criteria in subsection (1) of this section, except the projects are not required to establish new capacity:

(a) \$7,500,000 of the state building construction account—state appropriation in this section is provided solely for grants to community providers to prevent the closure of existing behavioral health facilities. For purposes of this subsection (6)(a), the department must implement necessary procedures to enable rapid commitment of funds on a first-come, first-served basis to qualifying project proposals that satisfy the goal of long-term preservation of behavioral health facilities.

(b) ((\$133,057,000)) \$181,476,000 of the state building construction account—state appropriation in this section is provided solely for the following list of projects:

Aristo Healthcare Services (Renton) . . . . .	\$2,000,000
Center for Alcohol & Drug Treatment New Facility (Wenatchee) . . . . .	\$19,600,000
<u>Chehalis Wellness Center Renovation</u> . . . . .	<u>\$3,000,000</u>
<u>Columbia River Mental Health Services Clinic</u> . . . . .	<u>\$600,000</u>
<u>Columbia Valley Center for Recovery</u> . . . . .	<u>\$6,500,000</u>
<u>Colville Tribes Detox Facility Feasibility Study</u> . . . . .	<u>\$500,000</u>
Compass Health Broadway Behavioral Health Services (Everett) . . . . .	\$18,700,000
CRMHS Satellite Building Project (Vancouver) . . . . .	\$2,500,000
Evergreen Treatment Services (Seattle) . . . . .	\$6,000,000
<u>Holman Recovery Center Freedom Bridge</u> . . . . .	<u>\$1,900,000</u>
<u>Ithaha Stabilization Facility Bed Increase</u> . . . . .	<u>\$93,000</u>
Jamestown S'Klallam Behavioral Health Center (Sequim) . . . . .	<u>(\$13,000,000) \$28,000,000</u>
<u>Kalispel Tribe Camas Health Inpatient Treatment Center</u> . . . . .	<u>\$5,000,000</u>
<u>Kitsap Mental Health Services Bremerton Campus Expansion</u> . . . . .	<u>\$773,000</u>
<u>((Lummi Nation Substance Abuse Treatment (Bellingham))</u> . . . . .	<u>\$8,147,000</u>
Lynnwood Community Recovery Center (Lynnwood) . . . . .	\$2,750,000
<u>Muckleshoot We Care Daily</u> . . . . .	<u>\$3,500,000</u>
Nisqually Tribe Healing Village (Olympia) . . . . .	\$12,000,000
<u>Opioid Recovery and Care Access</u> . . . . .	<u>\$3,500,000</u>

<u>Quinault Indian Nation Wellness Center Expansion</u> . . . . .	<u>\$7,800,000</u>
Recovery Innovations Crisis Stabilization (Federal Way) . . . . .	\$1,900,000
SeaMar Youth Crisis Center (Seattle) . . . . .	\$480,000
<u>Seven Nations Healing Lodge Youth Expansion</u> . . . . .	<u>\$2,000,000</u>
SHC Medical Center - Astria/Toppenish Hospital (Toppenish) . . . . .	\$2,500,000
SIHB Thunderbird Treatment Center (Vashon) . . . . .	\$1,030,000
Skagit County Crisis Stabilization Center ( <del>((SCCSC</del> ( <del>Sedro-Woolley</del> ))) . . . . .	<del>(\$12,700,000)</del> <u>\$12,950,000</u>
<u>Snoqualmie Tribe Behavioral Health</u> . . . . .	<u>\$100,000</u>
Spokane Treatment and Recovery Service (Spokane) . . . . .	\$4,000,000
Substance Use Disorder & Mental Health Inpatient Treatment (Yakima) . . . . .	\$11,750,000
<u>Suquamish On-Reservation Health Service Center</u> . . . . .	<u>\$4,500,000</u>
<del>((Three Rivers Behavioral Health Center (Kennewick) . . . . .</del> <del>\$5,000,000))</del>	
<u>Triumph SUD &amp; Mental Health Treatment</u> . . . . .	<u>\$2,500,000</u>
Whatcom 23-Hour Crisis Relief Center (Bellingham) . . . . .	<del>(\$9,000,000)</del> <u>\$11,350,000</u>
<u>Yakama Nation Detox Center</u> . . . . .	<u>\$900,000</u>
<u>Yakima Drop-in Center</u> . . . . .	<u>\$800,000</u>

(c) \$11,607,000 of the state building construction account—state appropriation and \$1,250,000 of the capital community assistance account—state appropriation in this section are provided solely for design and construction of the Lummi Nation Substance Abuse Treatment project. The legislature intends to provide funds in the amount of \$23,357,000 over the course of the 2023-2025 and 2025-2027 fiscal biennia for the Lummi Nation Substance Abuse Treatment project. Pursuant to RCW 43.88.130, the department may enter into a multibiennium contract with Lummi Nation for the design and construction of the project. Nothing in this section authorizes the department to make an expenditure without an appropriation.

(7)(a) \$10,002,000 of the state building construction account—state appropriation and \$4,998,000 of the capital community assistance account—state appropriation in this section are provided solely for the purchase of the former Daybreak Youth Services building located in Clark County, Washington. Title of the property must be held in the name of the state under the custody and control of the department of enterprise services.

(b) The department, with the assistance of the department of enterprise services, shall facilitate a lease agreement with Madrona Recovery Center, Inc. (Madrona) for a term of no less than 10 years, at a lease cost of \$1 per year. As a condition of the lease, the department shall obtain commitments and acknowledgments from Madrona as follows:

(i) The building will be operated for the purpose of providing substance use disorder treatment and other behavioral health treatment services to children and minor youth throughout the term of the lease;

(ii) Madrona is able to meet applicable licensing and certification requirements necessary to operate the facility;

(iii) Madrona commits to prioritizing services for persons who are publicly funded and are residents of the state of Washington;

(iv) Madrona has provided a detailed estimate of the costs associated with opening the beds at the facility;

(v) The date upon which structural modifications or construction would begin and the anticipated date of completion of the project, with an anticipated opening date of the facility that is no more than 12 months from commencement of the lease; and

(vi) Madrona has submitted a financial plan demonstrating its ability to maintain and operate the facility, including confirmation that the health care authority, department of social and health services, or a managed care organization plans to contract with the facility sufficient to cover the facility's operating costs.

(c) \$1,000,000 of the state building construction account—state appropriation in this section is provided solely to Madrona for the purpose of tenant improvements necessary to operate the building for the purposes outlined in (b) of this subsection. The department must inform Madrona of its obligation to pay prevailing wage in completing tenant improvements financed by the state. Subsequent maintenance and repairs during the term of the lease are the responsibility of Madrona.

(d) \$200,000 of the state building construction account—state appropriation in this section is provided solely for the administrative costs associated with this project.

~~((7))~~ (8) The department shall notify all applicants that they may be required to have a construction review performed by the department of health.

~~((8))~~ (9) To accommodate the emergent need for behavioral health services, the department and the department of health, 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.

~~((9))~~ (10) The department must strive to allocate all of the amounts provided in this section in the manner prescribed in each subsection. 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 funding to other project categories listed in this section, prioritizing projects that support serving individuals who will be transitioned from or diverted from the state hospitals. Underserved areas of the state may also be considered.

~~((10))~~ (11) In contracts for grants authorized under this section, the department must include provisions that require that the grantee or successor hold the capital improvements for at least a 10-year period. The provisions must require the facility to be used for behavioral health services, but may allow the facility to change ownership or facility type during the commitment period. The department shall monitor the activities of recipients of grants under this program to determine compliance with the terms and conditions set forth in its contract.

~~((11))~~ (12) The department must provide a progress report to the appropriate committees of the legislature by September 1, 2024. 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;
- (c) A statewide map of new capacity since 2018, including projected bed capacity and opening dates;
- (d) 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; and
- (e) Recommendations for statutory language that would codify the grant program on an ongoing basis including:
  - (i) Evaluation and prioritization criteria;
  - (ii) Monitoring and compliance requirements;
  - (iii) Preconstruction and technical assistance services; and
  - (iv) Data needed to determine the service needs by area of the state.

~~((12))~~ (13) The department must coordinate with the health care authority to submit capital budget requests to fund behavioral health community capacity grants for the 2025-2027 biennial budget by the due date established by the office of financial management. Associated state budget operating costs must also be identified and requested.

Appropriation:

<u>Capital Community Assistance Account—State</u> . . . . .	<u>\$6,248,000</u>
State Building Construction Account—State . . . . .	<del>(\$211,000,000)</del>
	<u>\$287,478,000</u>
<u>Subtotal Appropriation</u> . . . . .	<u>\$293,726,000</u>
Prior Biennia (Expenditures) . . . . .	\$0
Future Biennia (Projected Costs) . . . . .	<del>(\$844,000,000)</del>
	<u>\$1,174,904,000</u>
TOTAL . . . . .	<del>(\$1,055,000,000)</del>
	<u>\$1,468,630,000</u>

**Sec. 1010.** 2023 c 474 s 1024 (uncodified) is amended to read as follows:  
**FOR THE DEPARTMENT OF COMMERCE**

2023-25 Early Learning Facilities Fund Grant Program (40000300)

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

(1) ~~(\$5,000,000)~~ \$7,350,000 of the Ruth Lecocq Kagi early learning facilities development account—state appropriation in this section is provided solely for minor renovation grants.

(2) ~~(\$42,050,000)~~ \$46,550,000 of the Ruth Lecocq Kagi early learning facilities development account—state appropriation in this section is provided solely for the early learning facility grant and loan program, 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. Up to four percent of the funding in this subsection may be used by the department

of children, youth, and families to provide technical assistance to early learning providers interested in applying for the early learning facility grant or loan program.

(3) 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 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.

(4) 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 pursuant to RCW 43.31.581 must first consider those areas at risk of not meeting the entitlement specified in RCW 43.216.556.

(5) The department 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.

(6) When prioritizing applications for projects pursuant to RCW 43.31.581, the department must award priority points to applications from a rural county or from extreme child care deserts as defined by the department of children, youth, and families.

(7) For early learning facilities collocated with affordable or supportive housing developments, the department may remit state funding on a reimbursement basis for 100 percent of eligible project costs, regardless of the project's match amount, once the nonstate share of project costs have been either expended or firmly committed in an amount sufficient to complete the entire project or a distinct phase of the project that is useable to the public as an early learning facility. These projects are not subject to section 8015 of this act or RCW 43.88.150.

(8) It is the intent of the legislature to reappropriate funding in the 2023-2025 omnibus capital appropriations act for early learning facilities appropriated in this section.

(9) (~~(\$17,600,000)~~) \$37,438,000 of the Ruth Lecocq Kagi early learning facilities development account—state appropriation in this section is provided solely for the following list of early learning facility projects:

<u>Boys and Girls Club of Lewis County</u> . . . . .	<u>\$1,950,000</u>
<u>Brightonview Childcare Expansion</u> . . . . .	<u>\$2,305,000</u>
<u>Cora Whitley Family Center (Tacoma)</u> . . . . .	<del>(\$2,500,000)</del> <u>\$3,015,000</u>
<u>Eastside Early Childhood Center (Bellevue)</u> . . . . .	<u>\$1,100,000</u>
<u>Lions Park Community Center</u> . . . . .	<u>\$2,550,000</u>
<u>Montesano Child Care</u> . . . . .	<u>\$515,000</u>
<u>New Tomorrow's Hope Child Development Center</u> (Everett) . . . . .	<u>\$1,000,000</u>

<u>Northaven Green Space Restoration</u> . . . . .	<u>\$1,300,000</u>
Northgate Jose Marti Early Learning Center (Seattle) . . . . .	<del>(\$1,000,000)</del> <u>\$2,488,000</u>
Rainier Valley Early Learning Center (Seattle) . . . . .	<u>\$6,000,000</u>
<u>ReWA MLK Early Learning Center</u> . . . . .	<u>\$4,252,000</u>
<u>Shore Metro Park District Child Care Expansion</u> . . . . .	<u>\$773,000</u>
Skyway Affordable Housing and Early Learning Center (Seattle) . . . . .	<u>\$3,000,000</u>
<u>Step by Step's Early Learning Center</u> . . . . .	<u>\$515,000</u>
<u>Whatcom Meridian Early Learning</u> . . . . .	<u>\$3,000,000</u>
YMCA Early Learning Center (Port Angeles) . . . . .	<del>(\$2,000,000)</del> <u>\$2,500,000</u>
Young Child & Family Center, North Thurston PS (Olympia) . . . . .	<u>\$1,000,000</u>
<u>YWCA Walla Walla Childcare Center</u> . . . . .	<u>\$175,000</u>

(10) \$350,000 of the Ruth Lecocq Kagi early learning facilities development account—state appropriation in this section is provided solely for the early learning facilities capital readiness pilot program. The department, in partnership with the department of children, youth, and families, shall administer the program as part of the early learning facilities program. The early learning facilities capital readiness pilot program must support no more than 10 licensed early learning providers that will serve children through working connections child care or through the early childhood education and assistance program to study the feasibility of expanding, remodeling, purchasing, or constructing early learning facilities and classrooms. Participants must receive small grants and project support to conduct capital feasibility studies that cover financing, architectural design, construction, business operations, and other relevant topics. Participants must also have access to professional consultation related to financing, architectural design, construction, and business operations.

Appropriation:

Ruth Lecocq Kagi Early Learning Facilities Development Account— State . . . . .	<del>(\$65,000,000)</del> <u>\$91,688,000</u>
Prior Biennia (Expenditures) . . . . .	\$0
Future Biennia (Projected Costs) . . . . .	<del>(\$260,000,000)</del> <u>\$366,752,000</u>
TOTAL . . . . .	<del>(\$325,000,000)</del> <u>\$458,440,000</u>

**Sec. 1011.** 2023 c 474 s 1025 (uncodified) is amended to read as follows:  
**FOR THE DEPARTMENT OF COMMERCE**

2024 Local and Community Projects (40000301)

The appropriations in this section are 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 10 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 under chapter 39.35D RCW.

(4) Project funds are available on a reimbursement basis only and may not be advanced under any circumstances.

(5) In contracts for grants authorized under this section, the department shall 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 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 department must comply with the requirements set forth in executive order 21-02 and must consult with the department of archaeology and historic preservation and affected tribes on the potential effects of these projects on cultural resources and historic properties. Consultation with the department of archaeology and historic preservation and affected tribes must be initiated before project funds are made available.

(8) The state building construction account—state appropriation in this section is provided solely for the following list of projects:

57th Ave Sewer Project (University Place) . . . . .	\$200,000
ACT Historic Landmark Roof Restoration (Seattle). . . . .	\$539,000
ADA For Northwest Center Janitorial (Spokane Valley). . . . .	\$20,000
Admiral Theatre Facility Improvements (Bremerton). . . . .	\$165,000
Affordable Housing Land Acquisition (Tacoma) . . . . .	\$1,500,000
Afterschool Program Expansion (Walla Walla). . . . .	\$45,000
Agricultural Innovation Center (Pasco). . . . .	\$200,000
Airlift Northwest Hangar (East Wenatchee) . . . . .	<del>(\$500,000)</del>
	<u>\$1,700,000</u>
Airway Heights Public Safety (Airway Heights) . . . . .	\$1,340,000
Algona Wetland Preserve Interpretive Trail (Algona) . . . . .	\$600,000
American Indian Community Center (Spokane). . . . .	\$1,000,000
American Legion Post 79 Roof Replacement (Snoqualmie) . . . . .	\$49,000
Anderson Island Multipurpose Building (Anderson Island). . . . .	\$258,000

Angleside Reservoir Capacity Upgrades (Shelton) . . . . .	\$1,850,000
Arlington Commercial Kitchen (Arlington) . . . . .	\$581,000
ARTE NOIR Capital Construction Completion (Seattle) . . . . .	\$381,000
Asbestos Abatement Old City Hall (Benton City) . . . . .	\$309,000
Ashley House (Spokane) . . . . .	\$515,000
Ashley House (Tacoma) . . . . .	\$500,000
Asia Pacific Cultural Center (Tacoma) . . . . .	\$2,000,000
ASUW Shell House (Seattle) . . . . .	\$3,000,000
Athletic Field Lights For Ridgefield Outdoor (Ridgefield) . . . . .	\$250,000
Auburn Avenue Theater Rebuild (Auburn) . . . . .	\$1,545,000
Avista Stadium Improvements (Spokane Valley) . . . . .	\$543,000
B5 Community Learning Center (Kennewick) . . . . .	\$773,000
Ball Field at Historic Petes (Enumclaw) . . . . .	\$439,000
Ballard Boys & Girls Clubs Flooring Replacement (Seattle) . . . . .	\$49,000
Behavioral Health Wellbeing Clinic (Spokane) . . . . .	\$1,571,000
Bonney Lake Senior Center Rehab Project (Bonney Lake) . . . . .	\$650,000
Boys & Girls Club Parking Lot Renovation (Federal Way) . . . . .	\$168,000
Boys & Girls Club Seismic Upgrade & Roof Replacement (Vancouver) . . . . .	\$412,000
Brewster Boys and Girls Club Facility (Brewster) . . . . .	\$300,000
Bridge Meadows Pre-Development (Tacoma) . . . . .	\$515,000
Bringing It Home II 24-Hour Domestic Violence Shelter (Yakima) . . . . .	\$125,000
Browse Infrastructure (Seattle) . . . . .	\$144,000
Camp Thunderbird Wastewater Treatment Facility (Olympia) . . . . .	\$618,000
Cannery Parking Lot & Sidewalk Rehab (Anacortes) . . . . .	\$110,000
Capitol Land Trust Public Access Preconstruction (Olympia) . . . . .	\$77,000
Cathlamet Waterfront Park (Cathlamet) . . . . .	\$86,000
Cedarwood Community Recreation Ctr Redevelopment (Lake Stevens) . . . . .	\$1,123,000
Celebration Park Synthetic Turf Upgrade (Federal Way) . . . . .	\$822,000
Center Senior Living Housing Development (Grand Coulee) . . . . .	\$361,000
Central Colville Apartments (Colville) . . . . .	\$52,000
Central Whidbey Fire & Rescue Station 53 (Coupeville) . . . . .	\$2,750,000
Centralia Quad Infield Turf Project (Centralia) . . . . .	\$2,480,000
Chehalis River Raw Water (Chehalis) . . . . .	\$250,000
Chelan Butte Acquisition Feasibility Study (Chelan) . . . . .	\$125,000
Children's Therapy Center (University Place) . . . . .	\$500,000

Chinese Reconciliation Project Design (Tacoma) . . . . .	\$1,000,000
City Hall Structural Assessment (Toledo) . . . . .	\$53,000
City of Longview Mint Valley Golf Course Irrigation Replacement (Longview) . . . . .	\$2,000,000
City of Othello Lions Park (Othello) . . . . .	\$600,000
City of Selah Wastewater Treatment Plant Improvements (Selah) . . . . .	\$1,442,000
City of Sequim Park Acquisition (Sequim) . . . . .	\$375,000
Clallam Joint Public Safety Facility (Port Angeles) . . . . .	\$5,750,000
Cloney Inclusive Playground (Longview) . . . . .	\$1,000,000
Colfax Community Center (Colfax) . . . . .	\$72,000
Colfax Pool (Colfax) . . . . .	\$1,030,000
Columbia Grove Community Playground (East Wenatchee) . . . . .	\$72,000
Columbia Play Project Children's Museum (Vancouver) . . . . .	\$515,000
Commercial Pumpouts to Save Puget Sound (Anacortes) . . . . .	\$800,000
Communications Devices for Officials (Olympia) . . . . .	\$15,000
Community Center at Lake Chelan (Chelan) . . . . .	\$1,723,000
Community Center Roof Replacement (Aberdeen) . . . . .	\$165,000
Community Homes Renovations 41st LD (Bellevue) . . . . .	\$106,000
Community Homes Renovations 45th LD (Woodinville) . . . . .	\$77,000
Community Homes Renovations 48th LD (Bellevue) . . . . .	\$243,000
Community Homes Upgrades 1st LD (Bothell) . . . . .	\$104,000
Conconully Service Complex/Fire Hall (Conconully) . . . . .	\$2,050,000
Coupeville Food Bank & Workforce Housing Apartments (Coupeville) . . . . .	\$230,000
Cross Kirkland Corridor 132nd Avenue NE Improvements (Kirkland) . . . . .	\$515,000
Day Island Bridge Design Project (University Place) . . . . .	\$200,000
Des Moines Marina Steps (Des Moines) . . . . .	\$1,000,000
deWilde Rugby Fields (Ferdale) . . . . .	\$150,000
Diking District 7 Fish Passage and Levee (Stanwood) . . . . .	\$1,900,000
Dishman Hills Conservancy Education Ctr Site Planning (Spokane) . . . . .	\$46,000
Double Culvert Replacement (Castle Rock) . . . . .	\$2,000,000
Downtown Pasco North Plaza (Pasco) . . . . .	\$155,000
Eagle Track Raceway Stadium Light Project (Republic) . . . . .	\$117,000
East Hill North Community Park Phase 1 (Kent) . . . . .	\$1,000,000
Eaton Urban Pathway Project (Battle Ground) . . . . .	\$1,000,000
Ebey Waterfront Trail Phase 4 (Marysville) . . . . .	\$1,030,000
Edmonds Boys & Girls Clubs Capital Project (Edmonds) . . . . .	\$1,385,000
Edmonds Center for the Arts Design (Edmonds) . . . . .	\$200,000

Ejidos Community Farm (Everson) . . . . .	\$824,000
El Centro de la Raza Federal Way Campus (Federal Way) . . . . .	\$1,545,000
Electron Way & Contra Costa Ave Intersection Improvement (Fircrest) . . . . .	\$153,000
Ellensburg Rodeo Grandstands (Ellensburg) . . . . .	\$1,030,000
Emergency Operation Generator (Coupeville) . . . . .	\$386,000
Emergency Shelter Capital Improvements (Shelton) . . . . .	\$103,000
Enumclaw Community Center (Enumclaw) . . . . .	\$500,000
Evans Creek Relocation Project (Redmond) . . . . .	\$1,030,000
EWAM Handicap Parking Improvement Project (Pomeroy) . . . . .	\$98,000
Fair Building Improvements (Graham) . . . . .	\$77,000
Fall City Business District Septic Project (Fall City) . . . . .	\$1,550,000
Family Resource Center at Cedar Crossing (Seattle) . . . . .	\$360,000
Felts Field Gateway Improvement (Spokane) . . . . .	\$515,000
Ferndale Civic and Community Organization Campus (Ferndale) . . . . .	\$3,050,000
Ferry County Fairgrounds (Republic) . . . . .	\$50,000
Fife Aquatic & Community Center Improvements (Fife) . . . . .	\$1,500,000
Fire Panel Replacement & Integration (Seattle) . . . . .	\$294,000
FISH Food Bank Expansion (Ellensburg) . . . . .	\$573,000
Foothills Trail Crossing at Main Street (Buckley) . . . . .	\$128,000
Forest Park Pickleball Court Installation (Everett) . . . . .	\$345,000
Free Clinic & Central Construction Project (Walla Walla) . . . . .	\$515,000
Frontier Park Horse Cover (Graham) . . . . .	\$1,388,000
Ft Steilacoom Park Nisqually Indian Tribe Improvements (Lakewood) . . . . .	\$309,000
Gibson Hall Improvement Project (Issaquah) . . . . .	\$206,000
Glen Tana (Spokane) . . . . .	\$3,000,000
Golden Tiger Multi-Use Trail Phase 2 (Republic) . . . . .	\$168,000
Goldendale Municipal Airport - Land Acquisition (Goldendale) . . . . .	\$361,000
Greater Wenatchee Irrigation Dist Infrastructure (East Wenatchee) . . . . .	\$2,000,000
Greenwood Early Learning Playground (Seattle) . . . . .	\$69,000
Greg Cuoio Park Accessibility Improvements (Lacey) . . . . .	\$515,000
Harbour Point Boulevard Pathway (Mukilteo) . . . . .	\$258,000
Harlequin Theater Renovation (Olympia) . . . . .	\$700,000
Heritage Center at Meeker Mansion (Puyallup) . . . . .	\$496,000
Heritage Heights Remodel and Conversion to Medical Care (Chelan) . . . . .	\$824,000
High Prairie Fire District 14 Emergency Preparedness (Lyle) . . . . .	\$248,000
Highland Park Improvement Club Rebuild (Seattle) . . . . .	\$500,000

Historic Lamar Cabin Preservation (Prescott) . . . . .	\$267,000
HUB Sports Fields (Liberty Lake) . . . . .	\$1,030,000
ICOM 911 Microwave Radio Broadband System (Oak Harbor) . . . . .	\$500,000
Indian American Community Services Community Center (Kent) . . . . .	\$794,000
Interurban Trail War Memorials (Pacific) . . . . .	\$400,000
Issaquah Senior Ctr Veterans Memorial Consolidated Prk (Issaquah) . . . . .	\$721,000
Japanese American Exclusion Memorial Vis Ctr (Bainbridge Island) . . . . .	\$350,000
Jarstad Aquatic Center Assessment & Roof Repair (Bremerton) . . . . .	\$309,000
Jenkins Creek Recreation Trail (Covington) . . . . .	\$250,000
Kalama Creek Hatchery Renovation (Olympia) . . . . .	\$3,350,000
KCFD #50 Generator (Baring) . . . . .	\$20,000
Kelso School District-Construction & Renovation Projects (Kelso) . . . . .	\$165,000
Kelso Train Station Roof Replacement (Kelso) . . . . .	\$575,000
Kennewick Kiwanis Playground (Kennewick) . . . . .	\$258,000
King County Sheriff's Office Air Support Unit (Seattle) . . . . .	\$1,000,000
King Street Station Creative Youth Empowerment Hub (Seattle) . . . . .	\$500,000
Kirkland Boys & Girls Clubs Community Playfield (Kirkland) . . . . .	\$150,000
Kirkland Performance Center Safety Improvements (Kirkland) . . . . .	\$1,288,000
Kitsap Humane Society Veterinary Lifesaving Center (Silverdale) . . . . .	\$412,000
Klineline Bridge and ADA Improvements (Vancouver) . . . . .	\$1,365,000
Kulshan View (Mount Vernon) . . . . .	\$309,000
Lacamas Lake Water Improvements (Camas) . . . . .	\$515,000
Lake Boren CrossTown Recreational Trail (Newcastle) . . . . .	\$824,000
Lake Chelan Food Bank Building Remodel & Addition (Chelan) . . . . .	\$2,000,000
Lake Hills Clubhouse Renovation (Bellevue) . . . . .	\$583,000
Lake Wilderness Arboretum Improvements (Maple Valley) . . . . .	\$450,000
Lakebay Marina (Lakebay) . . . . .	\$300,000
Lambert House Flood Abatement & Foundation Replacement (Seattle) . . . . .	\$1,030,000
Larson Playfield Irrigation Conversion (Moses Lake) . . . . .	\$258,000
Latah Water System Rehabilitation Project (Latah) . . . . .	\$180,000
Latino Community Service Center (Lynnwood) . . . . .	\$515,000
Lester Creek Personnel to Water Intake (Pe Ell) . . . . .	\$640,000
Lewis County Senior Centers (Chehalis) . . . . .	\$500,000

Lincoln County Fair and Livestock (Davenport) . . . . .	\$1,000,000
Local Grain Conveyance & Storage System (Tumwater) . . . . .	\$255,000
Logistics Facility (Vancouver) . . . . .	\$874,000
Lynden Senior and Community Center (Lynden) . . . . .	\$309,000
Lynnwood Neighborhood Center (Lynnwood) . . . . .	\$2,050,000
Lyon Creek Culvert at SR 104 (Lake Forest Park) . . . . .	\$1,820,000
Madison Street School Sidewalk Project (South Bend) . . . . .	\$175,000
Manson Fire Station - Training Room and Living Quarters (Manson) . . . . .	\$206,000
Marine Spills Operations Base (Friday Harbor) . . . . .	\$210,000
Marshall Park Inclusive Community Playground (Vancouver) . . . . .	\$685,000
Mason County Jail Expansion (Shelton) . . . . .	\$1,030,000
Mason PUD 1 Vuccrest Water System Storage Project (Union) . . . . .	\$618,000
Mason PUD Water Infrastructure (Matlock) . . . . .	\$1,000,000
Masonic Building Roof Renovation (Centralia) . . . . .	\$170,000
Mays Pond Playground (Bothell) . . . . .	\$650,000
Medical Lake Storm Water Mitigation (Medical Lake) . . . . .	\$1,000,000
Medically-Tailored Meals & Groceries Expansion (Seattle) . . . . .	\$1,175,000
Memorial Stadium (Seattle) . . . . .	\$4,000,000
Menastash Grange Revitalization and Expansion (Ellensburg) . . . . .	\$85,000
Mental Health Quiet Room (Moses Lake) . . . . .	\$31,000
Mill Creek City Hall North Renovation (Mill Creek) . . . . .	\$515,000
Mill Creek Multiuse Recreational Property (Mill Creek) . . . . .	\$1,030,000
MLK Jr. Resource & Technology Center (Pasco) . . . . .	\$250,000
MLK Jr. Park & Swimming Pool (Yakima) . . . . .	\$1,160,000
Modernization of Pacific County Jail Facility (South Bend) . . . . .	\$464,000
Monroe Therapeutic Facility (Monroe) . . . . .	\$1,100,000
Montesano Economic Development (Montesano) . . . . .	\$700,000
Mt. Spokane Ski & Snowboard Park (Mead) . . . . .	\$100,000
Mukilteo First Responder Wellness Center (Mukilteo) . . . . .	\$258,000
Muslim American Youth Foundation Center (Burien) . . . . .	\$500,000
National Nordic Museum East Garden Capital Project (Seattle) . . . . .	\$258,000
Nespelem Community Longhouse (Nespelem) . . . . .	\$1,850,000
New Beginnings Homes (Puyallup) . . . . .	\$440,000
No. County Rec. Association Youth Sports (Castle Rock) . . . . .	\$256,000
Nooksack Community Housing (Deming) . . . . .	\$470,000
North Fork Skykomish River 911 Extension Project (Index) . . . . .	\$420,000
North Seattle Boys & Girls Clubs Flooring	

Replacement (Seattle) . . . . .	\$134,000
NW Stream Center Sustainable Infrastructure (Everett) . . . . .	\$273,000
Oak Harbor Boys & Girls Club Sports Court (Oak Harbor) . . . . .	\$250,000
Oak Harbor Economic Development (Oak Harbor) . . . . .	\$621,000
ODT Land Purchase (Port Townsend) . . . . .	\$750,000
Old Fort Lake Subarea Remediation & Public Access Proj (DuPont) . . . . .	\$215,000
Othello's Regional Water Plan (Othello) . . . . .	\$412,000
Parkland School (Parkland) . . . . .	\$500,000
Pasado's Safe Haven Water and Safety Upgrades (Monroe) . . . . .	\$485,000
Pasco Boulevard Soccer Field (Pasco) . . . . .	\$750,000
Pasco Clubhouse Safety Modernization (Pasco) . . . . .	\$840,000
Peninsula Medical Respite & Housing Center (Bremerton) . . . . .	\$1,000,000
Peninsula Senior Activity (Ocean Park) . . . . .	\$272,000
PenMet Parks Community Recreation Center (Gig Harbor) . . . . .	\$1,030,000
Perfect Passage (Tonasket) . . . . .	\$730,000
Pierce County Food Hub (Bonney Lake) . . . . .	\$300,000
Pike Place Market Elevator & Stair Replacement (Seattle) . . . . .	\$515,000
Plaza Retreat Space (Vashon) . . . . .	\$544,000
Pond to Pines Infrastructure (Ellensburg) . . . . .	\$518,000
Port Gamble Shoreline Restoration (Port Gamble) . . . . .	\$2,400,000
Port of Allyn Public Pier Replacement (Allyn) . . . . .	\$515,000
Port of Anacortes T-Dock Reconfiguration (Anacortes) . . . . .	\$1,000,000
Port of Mattawa Event Center Phase 3 Upgrade Project (Mattawa) . . . . .	\$361,000
Port of Skamania Cascades Business Park (North Bonneville) . . . . .	\$1,000,000
Port of Willapa Harbor (South Bend) . . . . .	\$800,000
Port Orchard Breakwater Replacement (Port Orchard) . . . . .	\$1,000,000
Port Remediation (Olympia) . . . . .	\$2,200,000
Portland Avenue Park Sprayground (Tacoma) . . . . .	\$500,000
Poulsbo Historical Society - Nilsen-Sonju House (Poulsbo) . . . . .	\$300,000
Prosser City Entrance Sign (Prosser) . . . . .	\$110,000
Public Works Facility & Vehicle Storage (Sedro Woolley) . . . . .	\$500,000
Puyallup Elks Roof Replacement (Puyallup) . . . . .	\$370,000
Rainier Court Phase V (Seattle) . . . . .	\$750,000
Raze Development Capital Project (Spokane) . . . . .	\$500,000
Redondo Fishing Pier Replacement Phase I (Des Moines) . . . . .	\$1,000,000
Refugee Welcoming & Healing Center (SeaTac) . . . . .	\$515,000

Regional Athletic Complex Transformer Upgrade (Olympia) . . . . .	\$103,000
Regional Water & Sewer Upgrades (( <del>Rochester</del> )) <u>Mason County</u> . . . . .	\$250,000
Rejuvenation Community Day Center (Bremerton) . . . . .	\$200,000
Remembrance Gallery (Puyallup) . . . . .	\$257,000
Renovation and Addition to RP Theater Building (Richland). . . . .	\$350,000
Renton Public Square (Renton) . . . . .	\$1,485,000
Republic Community Library (Republic) . . . . .	\$183,000
Reservoir Capacity & Seismic (Battle Ground) . . . . .	\$1,288,000
Ritzville Legion Hall Renovation (Ritzville). . . . .	\$165,000
Ritzville Rodeo Bleachers Replacement (Ritzville) . . . . .	\$194,000
Ritzville Theater (Ritzville). . . . .	\$75,000
Rock Creek Horse Park (Ravensdale) . . . . .	\$206,000
Roslyn Old City Hall Community Center (Roslyn) . . . . .	\$77,000
Rotary Boys & Girls Clubs HVAC Replacement (Seattle). . . . .	\$309,000
Rotary Morrow Community Park (Poulsbo) . . . . .	\$100,000
Roy Water Preliminary Design (Roy) . . . . .	\$250,000
Sail Sand Point (Seattle) . . . . .	\$258,000
Sam Chastain Trail (Renton) . . . . .	\$500,000
School Based Health Care Facility (Tacoma) . . . . .	\$515,000
Scott Hill Park & Sports Complex of Woodland (Woodland). . . . .	\$350,000
Scriber Place Housing for Homeless Students (Lynnwood) . . . . .	\$2,050,000
Search & Rescue Headquarters Feasibility Study (Snoqualmie) . . . . .	\$103,000
Seattle Aquarium (Seattle). . . . .	\$3,000,000
Seattle Public Library Holds Pick-Up Locker (Seattle). . . . .	\$93,000
Seattle Public Theater Accessibility Upgrades (Seattle). . . . .	\$77,000
Security & Access Improvements (Shelton) . . . . .	\$250,000
Sentinel Gap Community Park (Mattawa). . . . .	\$1,000,000
Sewer Pump Station 12 & Force Main (Bellevue) . . . . .	\$1,030,000
Shelton Day Care & Building Project (Shelton) . . . . .	\$215,000
Short's Farm Purchase (Chimacum) . . . . .	\$1,000,000
Skagit PUD 10th District Waterlines (Skagit) . . . . .	\$650,000
Skagit PUD 39th District Waterline Relocations (Mt. Vernon) . . . . .	\$600,000
Skagit PUD Headquarters Public Meeting Room (Mt. Vernon) . . . . .	\$206,000
Slavonian Hall (Tacoma) . . . . .	\$472,000
Snohomish Boys & Girls Club Teen Center (Snohomish) . . . . .	\$412,000
Snohomish Public Safety & City Services Campus (Snohomish) . . . . .	\$700,000

Snoqualmie Indian Tribe Consultation (Snoqualmie) . . . . .	\$150,000
Snoqualmie Valley Youth Center Barn with Storage (North Bend). . . . .	\$232,000
South Seattle Community Food Hub (Seattle) . . . . .	\$499,000
South Thurston Fire & EMS New Fire Station (Tenino) . . . . .	\$3,050,000
South UGA Water and Sewer Extensions (Kennewick) . . . . .	\$1,122,000
South Whidbey Aquatic Wellness Center (Langley). . . . .	\$360,000
Southwest Boys & Girls Clubs Safety & Security Improve (Seattle) . . . . .	\$3,000
SPARC Capital Campaign (Mount Vernon) . . . . .	\$750,000
Spokane Civic Theatre Facility (Spokane) . . . . .	\$1,500,000
Spokane International Airport (Spokane) . . . . .	\$1,000,000
Spokane Scale House Market (Spokane Valley) . . . . .	\$750,000
Spring Box Replacement/Water (Concrete) . . . . .	\$450,000
St. Mary Medical Center (Walla Walla) . . . . .	\$75,000
Stanwood Art Center Design (Stanwood) . . . . .	\$327,000
Stonerose Fossil Center (Republic) . . . . .	\$721,000
Storm Upgrades Downtown Phase N2 (Puyallup) . . . . .	\$696,000
Sue Bird and Lenny Wilkens Statues (Seattle) . . . . .	\$412,000
Sultan Basin Park (Sultan). . . . .	\$500,000
Sumas Ave Water Pipe Replacement (Sumas) . . . . .	\$150,000
SW WA Agricultural Business (Tenino) . . . . .	\$1,250,000
Swede Hall Renovation Project (Rochester) . . . . .	\$198,000
Take-A-Break Park Playground (Maple Valley) . . . . .	\$412,000
Tam O'Shanter Multi-Purpose Court Fencing and Lighting (Kelso) . . . . .	\$46,000
Taproot Theatre Jewell Mainstage Renovation (Seattle). . . . .	\$515,000
Tasveer Art Center (Bellevue). . . . .	\$258,000
Tenino Stone Carvers Guild Workshop and Classroom (Tenino) . . . . .	\$160,000
Terminal 4 Expansion & Redevelopment Project (Aberdeen) . . . . .	\$3,500,000
Thun Field - Emergency Response and Meeting Space (Puyallup) . . . . .	\$1,000,000
Town of Elmer City Fire Station Improvements (Elmer City) . . . . .	\$537,000
Town of Index Water Line Repair and Replacement (Index) . . . . .	\$628,000
Township Hall North & West (Spokane). . . . .	\$100,000
Tribal Cultural Center & Museum Restoration (Steilacoom) . . . . .	\$200,000
Tugboat Parthia Pavilion Construction (Olympia) . . . . .	\$148,000
Tukwila Community Center HVAC Replacement (Tukwila) . . . . .	\$515,000
Tukwila Immigrant & Refugee Wadajir Land Acquisition (Tukwila). . . . .	\$2,250,000

Tulalip Creek Hatchery (Marysville) . . . . .	\$1,000,000
United Way Elevator and Disability Access (Tacoma) . . . . .	\$129,000
Van Zandt Community Hall Renovation (Deming) . . . . .	\$502,000
Veterans Memorial Balfour Park (Spokane Valley) . . . . .	\$207,000
VFW Post 2224 Critical Renovations (Puyallup) . . . . .	\$206,000
Village Theatre's Francis J Gaudette HVAC Replacement (Issaquah) . . . . .	\$489,000
Wallace Heights Septic Elimination Program (Vancouver) . . . . .	\$500,000
Washougal Civic Campus Project (Washougal) . . . . .	\$2,000,000
Washtucna Town Hall (Washtucna) . . . . .	\$20,000
Wastewater Lift Stations (Concrete) . . . . .	\$450,000
Wastewater Treatment Facility & Loss Project (Carbonado) . . . . .	\$500,000
Wastewater Treatment System Upgrades (Long Beach) . . . . .	\$340,000
Waterfront Organic Soil Removal (Washougal) . . . . .	\$2,000,000
Weld Seattle Reentry Resource Center (Seattle) . . . . .	\$5,000,000
Wenatchee Valley Museum Expansion and Redesign (Wenatchee) . . . . .	\$1,000,000
Wenatchee Valley YMCA (Wenatchee) . . . . .	\$1,030,000
West Biddle Lake Dam Restoration (Vancouver) . . . . .	\$412,000
Whatcom Ag Research Station (Lynden) . . . . .	\$764,000
What-Comm Dispatch Center (Bellingham) . . . . .	\$1,000,000
White Bluffs Rail/Rail Replacement (Richland) . . . . .	\$1,250,000
White Center Community Hub (Seattle) . . . . .	\$1,000,000
White Center Food Bank Renovation (Seattle) . . . . .	\$275,000
Wilkeson Infrastructure (Wilkeson) . . . . .	\$824,000
Windermere Park Playground (Longview) . . . . .	\$155,000
WRF Upgrades Solid Side (Yelm) . . . . .	\$442,000
Yakama Nation "Creator Law Sculpture" (Roslyn) . . . . .	\$99,000
Yakima Co Fire Emergency Responder Radio System (Yakima) . . . . .	\$139,000
Yakima County Fire District 12 Wildfire Response (Yakima) . . . . .	\$38,000
Yakima County Meals on Wheels (Union Gap) . . . . .	\$1,000,000
Yakima Trolley Museum (Yakima) . . . . .	\$25,000
Youth Assist Program Skills Training Center (Tacoma) . . . . .	\$500,000
Youth Emergency Shelter (Longview) . . . . .	\$250,000
Zillah Park Renovation (Zillah) . . . . .	\$300,000

(9) The model toxics control capital account—state appropriation in this section is provided solely for the Port of Vancouver Dock Demo and Removal of Creosote project in Vancouver.

Appropriation:

Model Toxics Control Capital Account—State . . . . .	\$3,500,000
State Building Construction Account—State . . . . .	<del>(\$228,343,000)</del>
	<u>\$229,543,000</u>
Subtotal Appropriation . . . . .	<del>(\$231,843,000)</del>
	<u>\$233,043,000</u>

Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs).....	<del>(\$912,000,000)</del>
	<u>\$916,800,000</u>
TOTAL .....	<del>(\$1,143,843,000)</del>
	<u>\$1,149,843,000</u>

**Sec. 1012.** 2023 c 474 s 1028 (uncodified) is amended to read as follows:  
**FOR THE DEPARTMENT OF COMMERCE**  
 2023-25 Community Relief (40000556)

The appropriation in this section is subject to the following conditions and limitations: ~~(\$1,000,000)~~ \$200,000 of the state taxable building construction account—appropriation in this section is provided solely for the department to contract with the communities of concern commission for development of a list of community-led capital projects that serve underserved communities. Eligible expenses include costs incurred by the communities of concern commission in conducting outreach, developing an application process, providing technical assistance, assisting project proponents with project readiness, and assisting the department with identifying barriers faced in accessing capital grant programs. The communities of concern commission must provide a report to the house capital budget committee and the senate ways and means committee that describes the transparency of their process to develop the list and how the ~~(\$1,000,000)~~ \$200,000 was spent by December 1, 2023. The department may submit a list of identified projects prepared by the communities of concern commission to the governor and fiscal committees of the legislature for consideration for funding in the 2024 supplemental capital budget.

Appropriation:

State Taxable Building Construction Account—	
State .....	<del>(\$1,000,000)</del>
	<u>\$200,000</u>
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs).....	<del>(\$4,000,000)</del>
	<u>\$800,000</u>
TOTAL .....	<del>(\$5,000,000)</del>
	<u>\$1,000,000</u>

**Sec. 1013.** 2023 c 474 s 1032 (uncodified) is amended to read as follows:  
**FOR THE DEPARTMENT OF COMMERCE**  
 2023-25 Defense Community Compatibility Projects (40000572)

The appropriations in this section ~~(is)~~ are subject to the following conditions and limitations: ~~(The)~~

(1) \$33,950,000 of the state building construction account—state appropriation in this section is provided solely for the following list of projects:

City of Lakewood, McChord North Clear Zone (Lakewood).....	\$900,000
Compatible Lands Foundation, Fairchild REPI Easement Acquisition (Spokane).....	\$2,500,000
Crescent Elementary (Oak Harbor).....	\$13,600,000
<del>((Lakewood Water District, Water Well (K-3, G-4)</del>	

(Lakewood).....	\$1,860,000))
Oak Harbor Early Learning Center (Oak Harbor).....	\$13,900,000
Quincy Square Civic Improvements (Bremerton).....	\$1,750,000
Whidbey Camano Land Trust, Keystone Preserve (Greenbank) .....	\$1,300,000
<u>(2) \$3,720,000 of the model toxics control capital account—state appropriation in this section is provided solely for Lakewood Water District, Water Well (K-3, G-4)(Lakewood) .....</u>	
	<u>\$3,720,000</u>

Appropriation:

<u>Model Toxics Control Capital Account—State</u> .....	\$3,720,000
State Building Construction Account—State .....	(( <del>\$35,810,000</del> ))
	<u>\$33,950,000</u>
<u>Subtotal Appropriation</u> .....	<u>\$37,670,000</u>
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs).....	(( <del>\$48,800,000</del> ))
	<u>\$56,240,000</u>
TOTAL .....	(( <del>\$84,610,000</del> ))
	<u>\$93,910,000</u>

NEW SECTION. Sec. 1014. A new section is added to 2023 c 474 (uncodified) to read as follows:

**FOR THE DEPARTMENT OF COMMERCE**

Crisis Stabilization Facility-Trueblood Phase 3 (40000601)

Appropriation:

Capital Community Assistance Account—State.....	\$5,000,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs).....	\$5,000,000
TOTAL .....	\$10,000,000

NEW SECTION. Sec. 1015. A new section is added to 2023 c 474 (uncodified) to read as follows:

**FOR THE DEPARTMENT OF COMMERCE**

Communities of Concern (40000603)

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 10 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 under chapter 39.35D RCW.

(4) Project funds are available on a reimbursement basis only and may not be advanced under any circumstances.

(5) In contracts for grants authorized under this section, the department shall 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 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 department must comply with the requirements set forth in executive order 21-02 and must consult with the department of archaeology and historic preservation and affected tribes on the potential effects of these projects on cultural resources and historic properties. Consultation with the department of archaeology and historic preservation and affected tribes must be initiated before project funds are made available.

(8) The appropriation in this section is provided solely for the following list of projects:

Addis Village . . . . .	\$795,000
FHPM Childcare Project . . . . .	\$200,000
FHPM Kitsap Way Village . . . . .	\$200,000
Monterey Lofts Renovation - Phase 2 . . . . .	\$987,000
Nuwe Reis Village at Barker Creek . . . . .	\$2,953,000
Rainier Valley Homeownership Initiative . . . . .	\$500,000
Seattle Indian Services Commission . . . . .	\$300,000
Seattle Tibetan Community Center . . . . .	\$432,000

Appropriation:

State Building Construction Account—State . . . . .	\$6,367,000
Prior Biennia (Expenditures) . . . . .	\$0
Future Biennia (Projected Costs) . . . . .	\$25,468,000
TOTAL . . . . .	\$31,835,000

**NEW SECTION. Sec. 1016.** A new section is added to 2023 c 474 (uncodified) to read as follows:

**FOR THE DEPARTMENT OF COMMERCE**

Green Jobs and Infrastructure Grants (40000604)

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

(1)(a) \$21,450,000 of the appropriation in this section is provided solely for grants to projects that demonstrate high-wage, clean job creation in Washington, provide risk reduction for investments in public and private infrastructure in order to increase a community's capacity for clean manufacturing, or provide investments in workforce development to attract and train the workforce required to grow the clean energy economy.

(b) Grants must be provided to eligible entities to help mitigate and reverse the effects of climate change, help communities meet their energy and climate

change regulatory requirements, bring increased federal and private investment to the state, help develop the advanced workforce of the future, and ensure Washington state maintains or grows its position as a world leader in developing the projects and processes that are used to fight climate change globally. Eligible activities under this section include, but are not limited to, planning predevelopment, design, engineering, and construction of clean technology projects.

(c) Entities eligible for grants under this section include, but are not limited to, local governments, federally recognized tribal governments and tribes' contracted service providers, public and private utilities, ports, associate development organizations, for-profit entities, academic and research institutions, nonprofit organizations, and state agencies.

(d) Projects eligible for funding must be physically located in Washington state. Eligible projects must be consistent with the state energy strategy adopted under chapter 43.21F RCW and clean energy policies under chapter 19.405 RCW. Projects must further the goals of the climate commitment act as described in RCW 70A.65.260(1)(j).

(e) The department must consider equity and environmental justice when developing the program structures and opportunities for applicant participation and must follow principles established in its community engagement plan adopted under RCW 70A.02.050.

(f) When soliciting and evaluating grant application proposals, awarding contracts, and monitoring projects under this section, the department must:

(i) Use competitive processes to select all projects, except as otherwise noted in this section. The department must design a competitive process to allow provision of grant award to projects in a timely manner and consistent with the project timeline. Applications must be accepted on a rolling basis, and final determination must be made by the department;

(ii) Ensure compliance with all applicable laws related to the project selection process, project monitoring, and contracting; and

(iii) Prioritize projects that leverage the greatest amount of matching funds, such as local levy funding or private investment in advanced manufacturing capability.

(g) Project applicants must disclose all sources of public funding invested in a project. Grant contracts must provide that if, after a grant has been awarded, the department finds that a grantee has violated chapter 42.52 RCW, either in procuring or performing under the grant, the department in its sole discretion may terminate the grant funding by written notice, and that, if the grant is terminated, the department will reserve its right to pursue all available remedies under law to address the violation.

(2) \$750,000 of the appropriation in this section is provided solely for the department to support access to and to flexibly administer the program. The department may use these funds to hire full-time equivalent positions within the department, as well as contract for additional capacity and subject matter expertise.

(3) \$150,000 of the appropriation in this section is provided solely for the Longview Industrial Symbiosis Park project.

(4) \$150,000 of the appropriation in this section is provided solely for the Pasco Agricultural Symbiosis Industrial Park project.

(5) \$2,500,000 of the appropriation in this section is provided solely for the Myno carbon removal facility.

(6)(a) Subsections (1) through (4) of this section take effect January 1, 2025.

(b) If the climate commitment account is repealed as of December 30, 2024, then subsections (1) through (4) of this section are null and void on December 31, 2024, and the amounts provided for in subsections (1) through (4) of this section shall lapse.

Appropriation:

Climate Commitment Account—State . . . . .	\$25,000,000
Prior Biennia (Expenditures) . . . . .	\$0
Future Biennia (Projected Costs) . . . . .	\$100,000,000
TOTAL . . . . .	\$125,000,000

**NEW SECTION. Sec. 1017.** A new section is added to 2023 c 474 (uncodified) to read as follows:

**FOR THE DEPARTMENT OF COMMERCE**

Clean Energy Community Grants (40000606)

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

(1)(a) \$42,388,000 of the appropriation in this section is provided solely for the department to administer noncompetitive grants to nonprofit organizations, local governments, federally recognized tribal governments and tribal entities, state agencies, housing authorities, ports, transit agencies, research organizations, and eligible third-party administrators for planning, design, and implementation of capital projects and clean energy technologies that reduce greenhouse gas emissions in vulnerable, overburdened, and tribal communities identified by the department. The department must prioritize grants providing meaningful benefit to vulnerable populations in overburdened communities as defined under RCW 70A.02.010.

(b) Eligible uses of grant funds include, but are not limited to, planning for sustainable communities and predesign work, energy efficiency improvements, renewable energy generation, increasing the supply of affordable, energy efficient housing, developing resilient and sustainable infrastructure systems, zero-emission, active mobility, and micromobility transportation infrastructure, education and engagement, and workforce development.

(2) \$7,612,000 of the appropriation in this section is provided solely for Lummi Indian business council clean energy projects.

(3) Up to three percent of the appropriation in this section is for the department to administer the grant program. Administration includes, but is not limited to, identifying eligible communities and third-party administrators, providing technical assistance, managing contracts, reporting, and providing planning and implementation assistance.

(4) For the purposes of this section, "eligible third-party administrators" means entities that have sufficient expertise and relationships within the identified community to help plan for, design, or implement capital projects that reduce greenhouse gases or develop clean energy resources for the community.

(5)(a) This section takes effect January 1, 2025.

(b) If the climate commitment account is repealed as of December 30, 2024, then this section is null and void on December 31, 2024.

Appropriation:

Climate Commitment Account—State . . . . .	\$50,000,000
Prior Biennia (Expenditures) . . . . .	\$0
Future Biennia (Projected Costs) . . . . .	\$200,000,000
TOTAL . . . . .	\$250,000,000

NEW SECTION. Sec. 1018. A new section is added to 2023 c 474 (uncodified) to read as follows:

**FOR THE DEPARTMENT OF COMMERCE**

2025 Local and Community Projects (40000614)

The appropriations in this section are 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 10 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 under chapter 39.35D RCW.

(4) Project funds are available on a reimbursement basis only and may not be advanced under any circumstances.

(5) In contracts for grants authorized under this section, the department shall 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 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 department must comply with the requirements set forth in executive order 21-02 and must consult with the department of archaeology and historic preservation and affected tribes on the potential effects of these projects on cultural resources and historic properties. Consultation with the department of archaeology and historic preservation and affected tribes must be initiated before project funds are made available.

(8) \$58,862,000 of the state building construction account—state appropriation in this section is provided solely for the following list of projects:

192nd & Hemlock Public Engagement and Design Program . . . . .	\$129,000
23rd & Cherry Fellowship Hall Renovation	

Pre-development . . . . .	\$110,000
Abu Bakr Youth Center Renovation . . . . .	\$350,000
Adams County Evidence Processing & Public Safety Improvements . . . . .	\$1,000,000
African Business Innovation Center . . . . .	\$25,000
Alatheia Capacity Building Capital Project . . . . .	\$150,000
Aquatic Center At Martin Luther King Jr. Park . . . . .	\$75,000
Auburn Downtown Plaza Design/Development . . . . .	\$258,000
Bainbridge Island Senior/Community Center . . . . .	\$100,000
Battle Ground Health Care Clinic . . . . .	\$400,000
Battle Ground Senior Center . . . . .	\$309,000
Benaroya Hall Street Front Poster Boxes . . . . .	\$200,000
BIPOC Farm Fresh HUB. . . . .	\$103,000
Bremerton Mason County Sewer Expansion. . . . .	\$3,000,000
Buckley Foothills Trailhead Doc Tait Pavilion . . . . .	\$52,000
Buddhist Temple Arson Restoration . . . . .	\$225,000
California Creek Estuary Park Expansion . . . . .	\$185,000
Chamber of Commerce Historical Archive . . . . .	\$38,000
Charter Park Master Plan Bathroom . . . . .	\$52,000
Chelan County Hazard Mitigation. . . . .	\$98,000
Chimacum Grange Hall Roofing Replacement . . . . .	\$26,000
Chinese American Legacy Artwork Project . . . . .	\$25,000
City of Bonney Lake ADA Accessible Playground . . . . .	\$151,000
City of Lacey Regional Public Safety Training Center . . . . .	\$50,000
City of Mill Creek Veteran's Monument Expansion & Memorial . . . . .	\$258,000
City of Roy Water Infrastructure . . . . .	\$300,000
City of Sequim Park Acquisition . . . . .	\$171,000
CLC Childcare Fire Alarm System . . . . .	\$77,000
Coastal CAP Fire Remodel . . . . .	\$515,000
Columbia Basin Rodeo Association Bleachers . . . . .	\$258,000
Columbia Grange #87 Safety Improvements . . . . .	\$25,000
Commercial Platform Lift . . . . .	\$17,000
Connections Mental Health . . . . .	\$44,000
Cougar Mountain Zoo Indoor Educational Exhibit Space . . . . .	\$206,000
Council for the Homeless Building Rehabilitation . . . . .	\$200,000
Coupeville Boy and Girls Club Pathway . . . . .	\$36,000
Crescent Grange Hall Urgent Roof Repairs . . . . .	\$103,000
Crosby Community Center Restoration. . . . .	\$412,000
Davenport Senior Center Capital Improvement . . . . .	\$120,000
Des Moines Marina Electrification . . . . .	\$100,000
District Distributed Antenna System Installation . . . . .	\$258,000
Douglas Building HVAC Replacement . . . . .	\$110,000
Downtown Camas Lighting Transformation Project. . . . .	\$300,000
DV Shelter and Advocacy Center HVAC Upgrade. . . . .	\$100,000
Eatonville Community Track & Field Restrooms. . . . .	\$300,000
Edmonds BGC Capital Project . . . . .	\$300,000
Elevator Purchase and Installation. . . . .	\$274,000
Ellensburg Community Fieldhouse . . . . .	\$72,000

Emergency Communications Radio Microwave . . . . .	\$235,000
Engineering and Surveying of Essential Fire Recovery . . . . .	\$300,000
Eritrean Community Center Expansion . . . . .	\$100,000
Everest Park Facilities Update . . . . .	\$300,000
Everett Labor Temple Roof . . . . .	\$500,000
FACYV and APIC Building . . . . .	\$103,000
FareStart Job Training & Social Enterprise Capital Improvements . . . . .	\$300,000
Fire Station 41 Headquarters . . . . .	\$300,000
Fire Station Restoration . . . . .	\$314,000
Firefighting PPE Decontamination CO2 Demonstration Project . . . . .	\$100,000
Florence Robison North Park Equipment Replacement . . . . .	\$173,000
Foss Waterway Seaport Esplanade Connector . . . . .	\$185,000
Gage Academy of Art South Lake Union Building . . . . .	\$100,000
Garfield Super Block . . . . .	\$3,000,000
GCA Dignity Completion . . . . .	\$112,000
Glenwood Little League Facility Improvements . . . . .	\$50,000
Goldsborough Switching Station . . . . .	\$52,000
Goodwill Land Acquisition for Redevelopment . . . . .	\$3,000,000
Granger Community Electric Sign . . . . .	\$31,000
Granite Falls Boys & Girls Club . . . . .	\$103,000
Green Waste Recycling at Point Roberts . . . . .	\$94,000
Idylwood Beach Park Accessibility Improvements . . . . .	\$215,000
Inclusive Playground at Cirque Park . . . . .	\$258,000
Institute for Black Justice . . . . .	\$75,000
Intergenerational Community and Expanded Aquatic Center . . . . .	\$206,000
Japanese American Exclusion Visitor Center - I . . . . .	\$300,000
Kalama Community Building Architectural Survey . . . . .	\$62,000
Kelso Rotary Park . . . . .	\$72,000
KidsQuest Children's Museum Stories of Water . . . . .	\$350,000
Kirkland BGC Upgrades and Expansion . . . . .	\$128,000
KVH Surgical Services Clinic Remodel . . . . .	\$100,000
La Center Wheel Club Community Center Remodel . . . . .	\$250,000
Lake Sacajawea Irrigation Pump . . . . .	\$200,000
Lakebay Marina Renovation and Historic Preservation . . . . .	\$206,000
Latah Valley Fire Station . . . . .	\$350,000
Latah Water System Rehabilitation Project . . . . .	\$187,000
Lincoln Creek Grange #407 . . . . .	\$81,000
Little Saigon Landmark . . . . .	\$100,000
Lopez Food Center . . . . .	\$197,000
Lynnwood Convention Center Expansion . . . . .	\$400,000
Main Street . . . . .	\$42,000
Manson Grange Hall Improvement Project . . . . .	\$193,000
Maple Valley Permanent Message Boards . . . . .	\$200,000
Mason PUD No. 1 Lilliwaup Corner Project . . . . .	\$1,800,000
Matlock Grange Safety & Structure Improvements . . . . .	\$90,000
Medical Equipment Bank - Building . . . . .	\$250,000

Mt View Grange . . . . .	\$100,000
Municipal Services Campus Design & Infrastructure . . . . .	\$103,000
Murakami Building . . . . .	\$100,000
Nespelem Community Park . . . . .	\$52,000
New Facility for South Kitsap Helpline . . . . .	\$250,000
Next Chapter Maroon Village . . . . .	\$315,000
NEYFS Creativity Project . . . . .	\$93,000
North Mason Food Bank Relocation . . . . .	\$47,000
Northside Flood Reduction and Open Spaces . . . . .	\$223,000
NWYS PAD Shelter Whatcom County . . . . .	\$250,000
Oak Harbor Recreation Center Feasibility Study . . . . .	\$200,000
Ohop Grange Insulation & Electrical Upgrades . . . . .	\$36,000
Olalla Recovery Centers Facility Improvements . . . . .	\$250,000
Old Swim Hole Revitalization Project . . . . .	\$206,000
Omak Arena LED Lighting Project . . . . .	\$185,000
Open Doors for Multicultural Families . . . . .	\$5,000,000
Operation GROW - A Regional Processing Facility for WA . . . . .	\$42,000
Oroville Grange Drainage Remediation . . . . .	\$62,000
Othello Water Supply . . . . .	\$400,000
Parkwood Community Club Repairs . . . . .	\$232,000
PAWS Community Support Center . . . . .	\$250,000
Pea Patch Community Campus . . . . .	\$360,000
People's Community Center . . . . .	\$400,000
Perry Tech for Clean Energy Jobs . . . . .	\$5,000,000
Pierce Center for Arts & Technology . . . . .	\$129,000
Port of Benton Inland . . . . .	\$240,000
Port of Quincy Business & Event Center Upgrade . . . . .	\$309,000
Port of Skagit Granary Expansion . . . . .	\$125,000
Preserve and Maintain RTOP Theatre . . . . .	\$77,000
Prosser Clubhouse . . . . .	\$105,000
Providence Academy Elevator & Rehabilitation . . . . .	\$103,000
Public Dock Emergency Repair . . . . .	\$41,000
Puget Sound Estuarium Property . . . . .	\$250,000
Rainier Beach Family Empowerment Center . . . . .	\$100,000
Redmond Academy Renovations . . . . .	\$87,000
Regional Sports Complex-Site Evaluation and Pre-Design . . . . .	\$300,000
Rehab and Care Center Shower Renovation . . . . .	\$206,000
Rejuvenation Community Day Center . . . . .	\$500,000
Renovations for Children's Developmental Center . . . . .	\$174,000
Republic Library and Community Center . . . . .	\$315,000
Resurface and Revitalize Prescott Public Pool . . . . .	\$98,000
Riverwalk Sports and Entertainment Facility . . . . .	\$309,000
Rose Valley Grange Capital Improvement . . . . .	\$40,000
Roza Drought Funding . . . . .	\$200,000
Ruston Community Center Repairs & ADA Improvements . . . . .	\$360,000
School Playground Renovation . . . . .	\$258,000
Seattle Aquarium Ocean Pavilion . . . . .	\$400,000
Seattle Black Panther Legacy Project . . . . .	\$200,000

Seattle Storm Center . . . . .	\$500,000
Sheffield Trail . . . . .	\$100,000
Shelton Multi-Use Trail . . . . .	\$206,000
Skagit PUD Olsen Creek Waterline Relocation . . . . .	\$300,000
Skamania County Public Safety Radio System . . . . .	\$200,000
South Camano Grange #930 . . . . .	\$132,000
South End Community Center . . . . .	\$200,000
South King Cultural Public Market . . . . .	\$77,000
South Seattle Community Food Hub . . . . .	\$135,000
South Yakima Avenue Senior Housing . . . . .	\$400,000
Southwest Washington Fair Equestrian Facility . . . . .	\$206,000
Spokane CD Gray and Oregon Road Forest Fire Recovery . . . . .	\$975,000
Spokane Scale House Market & Kitchen . . . . .	\$300,000
Spokane Valley Cross Country Course . . . . .	\$150,000
Stanwood Police Station . . . . .	\$100,000
Summit Park Sewer Upgrade Project . . . . .	\$103,000
Sunnyside Beach Park Beach Nourishment Project . . . . .	\$103,000
Sunnyside Safe Haven Baby Box . . . . .	\$16,000
SVE Expansion Equipment & Furnishing . . . . .	\$108,000
SW Youth & Family Services HVAC Replacement . . . . .	\$165,000
Tekoa Parks and Recreation . . . . .	\$200,000
Terrain Cultural Hub . . . . .	\$207,000
Town of Index Safety and ADA Access Improvements . . . . .	\$25,000
Transload Area Sewer . . . . .	\$515,000
Tristate Health Hospital . . . . .	\$1,000,000
Tukwila Health & Wellness Center . . . . .	\$25,000
Tumwater Mazama Pocket Gopher Habitat Acquisition and Restoration . . . . .	\$2,000,000
Uplift Northwest's Beacon of Hope . . . . .	\$300,000
Vancouver Family Resource Center Expansion . . . . .	\$200,000
Vancouver Waterfront Gateway Event Plaza . . . . .	\$197,000
W. Valley Centennial Middle School Field Fences & Dugout . . . . .	\$32,000
WA Soldier's Home Cemetery Pavement & Parking Extension . . . . .	\$72,000
Wahkiakum PUD - Puget Island Water Source Project . . . . .	\$309,000
Waitsburg Childcare Center . . . . .	\$100,000
Wallace Heights Septic Elimination . . . . .	\$515,000
Washington Masonic Services Library & Museum Remodel . . . . .	\$47,000
Water Treatment Facility Project . . . . .	\$920,000
Water Valve-Pipeline, Intersection Replacement . . . . .	\$103,000
Water Way 18 Dock Replacement . . . . .	\$250,000
West Echo Lake Public Engagement and Design Program . . . . .	\$129,000
Western Ranchettes Water Distribution System . . . . .	\$150,000
Wilkeson Town Hall Renovation . . . . .	\$134,000
Yakima Trolley Car barn Fire Suppression System . . . . .	\$197,000
Yakima Valley Local Crime Lab Facility . . . . .	\$200,000
Yelm Activated Alleyway . . . . .	\$46,000

(9) \$5,122,000 of the model toxics control stormwater account—state appropriation in this section is provided solely for the following list of projects:

Boat Haven Stormwater Improvement . . . . .	\$3,100,000
Silver Bay Logging Property Acquisition . . . . .	\$1,250,000
City of Puyallup Stormwater . . . . .	\$772,000

(10) \$4,641,000 of the model toxics control capital account—state appropriation in this section is provided solely for the following list of projects:

APCC Asbestos Abatement . . . . .	\$286,000
Spokane and Pend Oreille County Gray and Oregon Road Fire Cleanup . . . . .	\$3,500,000
PFAS Treatment at City of DuPont Water Wells . . . . .	\$855,000

(11) \$500,000 of the state building construction account—state appropriation and \$100,000 of the climate commitment account—state appropriation in this section is provided solely for the Langley Library Historic Preservation project.

(12) \$40,000 of the climate commitment account—state appropriation in this section is provided solely for the Temple Association Energy Efficiency Improvements project.

(13) In addition to the requirements in subsection (5) of this section, the contract for the Goodwill Land Acquisition for Redevelopment (Seattle) project must require that the redevelopment of the property into affordable housing under subsection (8) of this section be completed within 10 years of the contract execution.

Appropriation:

Model Toxics Control Capital Account—State . . . . .	\$4,641,000
Model Toxics Control Stormwater Account—State . . . . .	\$5,122,000
State Building Construction Account—State . . . . .	\$59,362,000
Climate Commitment Account—State . . . . .	\$140,000
Subtotal Appropriation . . . . .	\$69,265,000
Prior Biennia (Expenditures) . . . . .	\$0
Future Biennia (Projected Costs) . . . . .	\$237,448,000
TOTAL . . . . .	\$306,713,000

NEW SECTION. **Sec. 1019.** A new section is added to 2023 c 474 (uncodified) to read as follows:

**FOR THE DEPARTMENT OF COMMERCE**

2023-25 Community Solar Resilience Hubs (40000620)

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

(1) The appropriation in this section is provided solely for grants to increase solar deployment and installation of battery storage in community buildings to enhance grid resiliency and provide backup power for critical needs, such as plug load and refrigeration for medication, during outages, or to provide incentives to support electric utility demand response programs that include customer-sited solar and battery storage systems. Eligible uses of the amounts provided in this section include, but are not limited to, planning and predevelopment work with vulnerable, highly impacted, and rural communities.

(2) The department may:

(a) Provide information to applicants about available clean energy tax credits and incentives, including elective pay, that may be applicable to the project for which state funding is being sought;

(b) Inquire, as part of the application, which tax credits and incentives the applicant plans to seek for the project;

(c) Prioritize projects seeking any applicable clean energy tax credits and incentives when developing and applying competitive criteria for selecting recipients under this section; and

(d) Consider the availability of any federal tax credits or other federal or nonfederal grants or incentives that the applicant may benefit from in review of the application.

(3) Funding awards made under this section may not exceed 100 percent of the cost of the project.

(4) For the purposes of this section "community buildings" means K-12 schools, community colleges, community centers, recreation centers, libraries, tribal buildings, state and local government buildings, and other publicly owned infrastructure.

(5) Up to three percent of the appropriation in this section is for the department to administer the grant program.

Appropriation:

Climate Commitment Account—State . . . . .	\$38,000,000
Prior Biennia (Expenditures) . . . . .	\$0
Future Biennia (Projected Costs) . . . . .	\$152,000,000
TOTAL . . . . .	\$190,000,000

NEW SECTION. Sec. 1020. A new section is added to 2023 c 474 (uncodified) to read as follows:

**FOR THE DEPARTMENT OF COMMERCE**

2023-25 Community Solar (40000621)

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

(1) The appropriation in this section is provided solely for a grant program to provide solar and battery storage community solar projects for organizations serving low-income communities. Eligible uses of the amounts provided in this section include, but are not limited to, planning and predevelopment work with vulnerable, highly impacted, and rural communities.

(2) The department may:

(a) Provide information to applicants about available clean energy tax credits and incentives, including elective pay, that may be applicable to the project for which state funding is being sought;

(b) Inquire, as part of the application, which tax credits and incentives the applicant plans to seek for the project;

(c) Prioritize projects seeking any applicable clean energy tax credits and incentives when developing and applying competitive criteria for selecting recipients under this section; and

(d) Consider the availability of any federal tax credits or other federal or nonfederal grants or incentives that the applicant may benefit from in review of the application.

(3) Funding awards made under this section may not exceed 100 percent of the cost of the project.

(4) Priority must be given to projects sited on "preferred sites" such as rooftops, structures, existing impervious surfaces, landfills, brownfields, previously developed sites, irrigation canals and ponds, storm water collection ponds, industrial areas, dual-use solar projects that ensure ongoing agricultural operations, and other sites that do not displace critical habitat or productive farmland.

(5) For the purposes of this section "low-income" has the same meaning as provided in RCW 19.405.020 and "community solar project" means a solar energy system that: Has a direct current nameplate capacity that is greater than 12 kilowatts but no greater than 1,000 kilowatts; and has, at minimum, either two subscribers or one low-income service provider subscriber.

(6) Up to three percent of the appropriation in this section is for the department to administer the grant program.

Appropriation:

Climate Commitment Account—State . . . . .	\$6,000,000
Prior Biennia (Expenditures) . . . . .	\$0
Future Biennia (Projected Costs) . . . . .	\$24,000,000
TOTAL . . . . .	\$30,000,000

**NEW SECTION. Sec. 1021.** A new section is added to 2023 c 474 (unmodified) to read as follows:

**FOR THE DEPARTMENT OF COMMERCE**

2023-25 Community EV Charging (40000622)

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

(1) Except as provided in subsection (10) of this section, the appropriation in this section is provided solely for grants for the development of community electric vehicle charging infrastructure.

(2) Funding provided in this section must be used 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.

(3) Projects that receive funding under this section must be implemented by, or include partners from, one or more of the following: Local governments, federally recognized tribal governments, or public and private electrical utilities that serve retail customers in the state.

(4) Grant funding must be used for level two or higher charging infrastructure and related costs including, but not limited to, construction and site improvements. Projects may include a robust public and private outreach plan that includes engaging with affected parties in conjunction with the new electric vehicle infrastructure.

(5) The department must prioritize funding for projects in the following order:

- (a) Multifamily housing;
- (b) Publicly available charging at any location;
- (c) Schools and school districts;
- (d) State and local government buildings and office buildings;

(e) All other eligible projects.

(6) The department must coordinate with other electrification programs, including projects developed by the department of transportation, to determine the most effective distribution of the systems. The department must also collaborate with the interagency electric vehicle coordinating council established in RCW 43.392.030 to implement this section and must work to meet benchmarks established in chapter 182, Laws of 2022.

(7) The department may:

(a) Provide information to applicants about available clean energy tax credits and incentives, including elective pay, that may be applicable to the project for which state funding is being sought;

(b) Inquire, as part of the application, which tax credits and incentives the applicant plans to seek for the project;

(c) Prioritize projects seeking any applicable clean energy tax credits and incentives when developing and applying competitive criteria for selecting recipients under this section; and

(d) Consider the availability of any federal tax credits or other federal or nonfederal grants or incentives that the applicant may benefit from in review of the application.

(8) Funding awards made under this section may not exceed 100 percent of the cost of the project.

(9) Up to three percent of the appropriation in this section is for the department to administer the grant program.

(10) \$412,000 of the appropriation in this section is provided solely for the following list of projects:

Town of Steilacoom Electrical Charging Station	
Infrastructure . . . . .	\$103,000
EV Chargers Federal Way Community Center . . . . .	\$309,000

Appropriation:

Climate Commitment Account—State . . . . .	\$105,000,000
Prior Biennia (Expenditures) . . . . .	\$0
Future Biennia (Projected Costs) . . . . .	\$420,000,000
TOTAL . . . . .	\$525,000,000

**NEW SECTION. Sec. 1022.** A new section is added to 2023 c 474 (uncodified) to read as follows:

**FOR THE DEPARTMENT OF COMMERCE**

Energy Efficiency Revolving Loan Fund Capitalization Program (4000629)

The appropriation in this section is subject to the following conditions and limitations: The appropriation in this section is provided solely as expenditure authority for grant funding received by the department for the energy efficiency revolving loan fund capitalization program in section 40502 of P.L. 117-58 (infrastructure investment and jobs act). The department's expenditures under this section may not exceed the actual amount of grant funding awarded.

Appropriation:

Energy Efficiency Revolving Loan Capitalization	
Account—State . . . . .	\$1,869,000
Prior Biennia (Expenditures) . . . . .	\$0

Future Biennia (Projected Costs) . . . . .	\$0
TOTAL . . . . .	\$1,869,000

**NEW SECTION. Sec. 1023.** A new section is added to 2023 c 474 (uncodified) to read as follows:

**FOR THE DEPARTMENT OF COMMERCE**

2026 FIFA World Cup (40000650)

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

(1)(a) The state building construction account—state appropriation in this section is provided solely for the following list of projects for capital improvements required to host the 2026 World Cup in Seattle:

University of Washington Practice Field . . . . .	\$2,577,000
Seattle University Practice Field . . . . .	\$1,017,000
Washington State Public Stadium Authority . . . . .	\$6,406,000

(b) As a condition of receiving moneys, Seattle University must provide one-to-one matching funds for the improvement of the practice field and make the practice field available as needed for the 2026 World Cup.

(2) The stadium world cup capital account—state appropriation in this section is provided solely for the purpose of advancing funds, to the extent needed, to the Washington state public stadium authority for capital improvements required to host the 2026 FIFA World Cup. Loan and repayment terms must be in accordance with the provisions of section 9, chapter . . . (Engrossed Senate Bill No. 6098), Laws of 2024.

Appropriation:

State Building Construction Account—State . . . . .	\$10,000,000
Stadium World Cup Capital Account—State . . . . .	\$10,000,000
Subtotal Appropriation . . . . .	\$20,000,000
Prior Biennia (Expenditures) . . . . .	\$0
Future Biennia (Projected Costs) . . . . .	\$0
TOTAL . . . . .	\$20,000,000

**Sec. 1024.** 2023 c 474 s 1019 (uncodified) is amended to read as follows:

**FOR THE DEPARTMENT OF COMMERCE**

2023-25 Youth Shelters and Housing (91001682)

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

(1) The appropriation in this section is provided solely for the following list of projects:

Community Youth Services (Olympia) . . . . .	\$200,000
Housing and Services for Youth Wellness (Seattle) . . . . .	\$5,000,000
<u>New Horizons (King County) . . . . .</u>	<u>\$75,000</u>
OlyCap Pfeiffer House (Port Townsend) . . . . .	<del>(\$70,000)</del> <u>\$97,000</u>
ROOTS Young Adult Shelter Phase 2 Renovations (Seattle) . . . . .	\$1,500,000
Safe Harbor Support Center (Kennewick) . . . . .	\$300,000
Serenity House (Port Angeles) . . . . .	\$50,000
Shelton Young Adult Transitional Housing (Shelton) . . . . .	\$1,200,000
Skagit Valley Family YMCA (Mt. Vernon) . . . . .	\$2,200,000

VOA Crosswalk 2.0 (Spokane) . . . . .	\$2,500,000
YouthCare (Seattle) . . . . .	<del>(\$1,500,000)</del>
	<u>\$2,500,000</u>

(2) The department may not expend funding for a project in this section unless and until the nonstate share of that project's 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. This requirement does not apply to projects where a share of the appropriation is for design costs only.

(3) Prior to receiving funding, grant recipients must demonstrate that the project site is under control for a minimum of 10 years, either through ownership or a long-term lease. This requirement does not apply to grants for preconstruction activities or grants in which the sole purpose is to purchase real property that does not include a construction or renovation component.

(4) In contracts for grants authorized under this section, the department 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 department finds the grantee 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.

Appropriation:

State Building Construction Account—State . . . . .	<del>(\$14,520,000)</del>
	<u>\$15,622,000</u>
Prior Biennia (Expenditures) . . . . .	\$0
Future Biennia (Projected Costs) . . . . .	<del>(\$58,080,000)</del>
	<u>\$62,488,000</u>
TOTAL . . . . .	<del>(\$72,600,000)</del>
	<u>\$78,110,000</u>

**Sec. 1025.** 2023 c 474 s 1035 (uncodified) is amended to read as follows:  
**FOR THE DEPARTMENT OF COMMERCE**

Local Emission Reduction Projects (91002184)

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

(1) The appropriations in this section are provided solely for the following list of projects:

<u>Algae Carbon Sequestration and Regenerative Soils . . . . .</u>	<u>\$2,500,000</u>
<u>C6 Forest to Farm Biochar Pilot Plant</u>	
(Leavenworth) . . . . .	\$1,425,000
<u>College Place Fire Department Energy Efficiency . . . . .</u>	<u>\$1,137,000</u>
<u>Douglas PUD Storage &amp; Fuel Cell . . . . .</u>	<u>\$1,348,000</u>
<u>Great Northern School District HVAC</u>	
Installation (Spokane) . . . . .	\$1,613,000
<del>((Hydrogen Storage &amp; Fuel Cell for Peak Shaving</del>	
(Okanogan) . . . . .	<del>\$1,648,000)</del>
<u>HAPO Community Center . . . . .</u>	<u>\$3,000,000</u>
<u>Kenmore Public Works Geothermal System . . . . .</u>	<u>\$464,000</u>
<u>KVH Hydrogen Storage System . . . . .</u>	<u>\$300,000</u>

Meydenbauer Center Energy Efficiency (Bellevue) . . . . .	\$6,000,000
Outdoor Fields LED Retrofit and Solar Installation (Tukwila) . . . . .	\$500,000
<u>Nisqually Indian Tribe Microgrid System</u> . . . . .	<u>\$8,600,000</u>
Process Water Reuse Facility (Pasco) . . . . .	\$5,050,000
Small Faces Preschool HVAC Upgrades (Seattle) . . . . .	\$435,000
<u>Squaxin Island Tribe Blue Carbon Sequestration</u> . . . . .	<u>\$3,050,000</u>
<u>SW Youth &amp; Family Services HVAC Replacement</u> . . . . .	<u>\$273,000</u>
<u>Tacoma Power Grid Upgrades &amp; Feasibility Study</u> . . . . .	<u>\$2,875,000</u>
Waterfront Low Carbon District Energy System (Bellingham) . . . . .	\$100,000

(2) The department may not expend funding for a project in this section unless and until the nonstate share of that project's 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. This requirement does not apply to projects where a share of the appropriation is for design costs only.

(3) Prior to receiving funding, grant recipients must demonstrate that the project site is under control for a minimum of 10 years, either through ownership or a long-term lease. This requirement does not apply to grants for preconstruction activities or grants in which the sole purpose is to purchase real property that does not include a construction or renovation component.

(4) In contracts for grants authorized under this section, the department 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 department finds the grantee 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.

(5)(a) This section takes effect January 1, 2025.

(b) If the climate commitment account or the natural climate solutions account is repealed as of December 30, 2024, then this section is null and void on December 31, 2024.

Appropriation:

Climate Commitment Account—State . . . . .	..(( <del>\$15,346,000</del> ))
	\$31,695,000
Natural Climate Solutions Account—State . . . . .	..(( <del>\$1,425,000</del> ))
	\$6,975,000
Subtotal Appropriation . . . . .	..(( <del>\$16,771,000</del> ))
	\$38,670,000
Prior Biennia (Expenditures) . . . . .	\$0
Future Biennia (Projected Costs) . . . . .	..(( <del>\$0</del> ))
	\$87,396,000
TOTAL . . . . .	..(( <del>\$16,771,000</del> ))
	\$126,066,000

**Sec. 1026.** 2023 c 474 s 1041 (uncodified) is amended to read as follows:  
**FOR THE DEPARTMENT OF COMMERCE**  
Public Utilities Relocation (91002418)

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

(1) The appropriation in this section is provided solely for the public works board to enter into a professional services contract for the purpose of estimating the cost to local governments and special purpose districts for relocating publicly owned utility infrastructure due to state-funded fish barrier removal projects associated with roads and highways. The public works board shall consult with the department of transportation, the Brian Abbott fish barrier removal board, the transportation improvement board, the county road administration board, the department of fish and wildlife, the interagency, multijurisdictional system improvement team established in RCW 43.155.150, the municipal research and services center, the department of commerce, and other agencies as necessary, to evaluate the financial impact to local governments and special purpose districts.

(2) The public works board shall report to the governor and the appropriate fiscal committees of the legislature by (~~November~~) December 1, 2024, the results of the evaluation, including the estimated:

- (a) Number of state and locally owned fish barriers remaining to be corrected;
- (b) Number of fish barriers that may require relocation of publicly owned utilities; and
- (c) Costs for relocation of publicly owned utilities due to removal of fish barriers along local or state roads and highways.

Appropriation:

Public Works Assistance Account—State . . . . .	\$300,000
Prior Biennia (Expenditures) . . . . .	\$0
Future Biennia (Projected Costs) . . . . .	\$0
<b>TOTAL . . . . .</b>	<b>\$300,000</b>

NEW SECTION. Sec. 1027. A new section is added to 2023 c 474 (uncodified) to read as follows:

**FOR THE DEPARTMENT OF COMMERCE**

HB 2131 - Thermal Energy Networks (91002447)

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

- (1) This section takes effect January 1, 2025.
- (2) If the climate commitment account is repealed as of December 30, 2024, then this section is null and void on December 31, 2024.
- (3) If House Bill No. 2131 (thermal energy networks) is not enacted by June 30, 2024, this section is null and void.

Appropriation:

Climate Commitment Account—State . . . . .	\$5,000,000
Prior Biennia (Expenditures) . . . . .	\$0
Future Biennia (Projected Costs) . . . . .	\$20,000,000
<b>TOTAL . . . . .</b>	<b>\$25,000,000</b>

NEW SECTION. Sec. 1028. A new section is added to 2023 c 474 (uncodified) to read as follows:

**FOR THE DEPARTMENT OF COMMERCE**

Multifamily Bldg Efficiency Grants (91002449)

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

(1) \$53,970,000 of the climate commitment account—state appropriation in this section is provided solely for the department to issue grants or loans to affordable multifamily projects within the housing trust fund portfolio to decarbonize and transition off the direct use of fossil fuels.

(2) Awards may include, but are not limited to: Conducting benchmarking, technical assistance, energy management, operations and maintenance planning, deep retrofits, energy efficiency upgrades and greenhouse gas emission reductions, renewable energy generation, installation of high-efficiency electric appliances and equipment, including high-efficiency heat pumps, and other decarbonization investments.

(3) Individual awards may not exceed \$10,000,000. The department must award funding at a sufficient level to complete the financing package necessary for an applicant to accomplish the requested scope of work. The department must prioritize providing meaningful benefits to vulnerable populations in overburdened communities as defined in RCW 70A.02.010.

(4) \$1,030,000 of the appropriation in this section is provided solely for the Vancouver Housing Authority Energy Retrofit project.

(5)(a) This section takes effect January 1, 2025.

(b) If the climate commitment account is repealed as of December 30, 2024, then this section is null and void on December 31, 2024.

Appropriation:

Climate Commitment Account—State . . . . .	\$55,000,000
Prior Biennia (Expenditures) . . . . .	\$0
Future Biennia (Projected Costs) . . . . .	\$220,000,000
TOTAL . . . . .	\$275,000,000

**NEW SECTION. Sec. 1029.** A new section is added to 2023 c 474 (uncodified) to read as follows:

**FOR THE DEPARTMENT OF COMMERCE**

Clean Building Performance Grants (91002451)

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

(1) \$25,000,000 of the appropriation in this section is provided solely for clean building performance grants for tier 1 covered buildings as defined in RCW 19.27A.200.

(2) \$15,427,000 of the appropriation in this section is provided solely for clean building performance grants for public buildings.

(3) \$3,050,000 of the appropriation in this section is provided solely for the Spokane public facilities district.

(4) \$773,000 of the appropriation in this section is provided solely for Spokane county energy efficiency upgrades.

(5) \$750,000 of the appropriation in this section is provided solely for Tacoma fleet maintenance building decarbonization.

(6) This section takes effect January 1, 2025.

(7) If the climate commitment account is repealed as of December 30, 2024, then this section is null and void on December 31, 2024.

Appropriation:

Climate Commitment Account—State . . . . .	\$45,000,000
Prior Biennia (Expenditures) . . . . .	\$0
Future Biennia (Projected Costs) . . . . .	\$180,000,000
TOTAL . . . . .	\$225,000,000

NEW SECTION. Sec. 1030. A new section is added to 2023 c 474 (uncodified) to read as follows:

**FOR THE DEPARTMENT OF COMMERCE**

Harborview (91002471)

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

The appropriation in this section is provided solely for a grant to King county for the implementation of projects listed in the 2020 Harborview bond initiative and variations thereof, including expansion of those projects. The appropriation provided must be used for predesign, siting, and design costs related to a new behavioral health services building, and predevelopment costs for a Pioneer Square behavioral health services clinic. The county must submit any predesign to the appropriate legislative committees by February 1, 2025.

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. 1031. A new section is added to 2023 c 474 (uncodified) to read as follows:

**FOR THE DEPARTMENT OF COMMERCE**

Climate Resilience & Environmental Equity Campus (91002476)

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's office of economic development to contract with an economic development corporation to analyze and provide recommendations related to the creation and implementation of a climate resilience and environmental equity campus to be located in southern King county. The department's analysis must include evaluation of multiple sites in southern King county for their suitability as a campus pursuant to this section.

(2) The analysis process created in subsection (1) of this section must include iterative consultation with the following stakeholders: (a) Potential industry partners in the fields of climate resilience and environmental equity; (b) the state board of community and technical colleges, including Highline community college; (c) the public four-year institutions of higher education; (d) private institutions of higher education; (e) entities with expertise in the provision of early learning, including outdoor early learning; (f) the office of the superintendent of public instruction; (g) the department of natural resources; (h) an environmental scientist with knowledge of climate resilience; (i) entities in the fields of environmental justice, environmental equity, and community and civic engagement; (j) the city of Auburn; (k) the city of Federal Way; (l) the greater Federal Way chamber of commerce; and (m) members of the house of

representatives serving southern King county. The department must also request consultation and participation from local Indian tribes in this process.

(3) The recommendations provided pursuant to subsection (1) of this section must include identification of: (a) The educational and community engagement programming to be offered on the campus, including climate resilience and environmental equity programming; (b) potential industry partners for development of the campus; and (c) potential funding options to support the creation, maintenance, and operations of the campus, including state, federal, and private sources.

(4) The recommendations provided pursuant to subsection (1) of this section must be developed with the intent to create a campus that would: (a) Create workforce training opportunities for postsecondary students pursuing careers in climate-focused science, technology, engineering, and mathematics through on-site training and internships in science, technology, engineering, mathematics, social justice, community engagement, and civic skills; (b) develop and strengthen college and university-industry relationships through promotion of faculty collaboration with the climate science and environmental resilience industry; (c) encourage a full range of projects from small research projects to large scale, multipartner projects; (d) work with industry partners to effectively market career opportunities in climate-focused science, technology, engineering, and mathematics in Washington state, diversify the workforce, and educate the public on the pathways to success in these career fields; (e) work with colleges, universities, and industry partners to develop an industry-recognized certificate to be offered to postsecondary students who complete training at the climate resilience and environmental equity campus; and (f) create educational opportunities for younger learners, including those enrolled in early learning and in kindergarten through the 12th grade, to engage with climate science and the natural world.

(5) The department must report its analysis and recommendations pursuant to this section to the governor and the legislature no later than December 31, 2024.

Appropriation:

State Taxable Building Construction Account—	
State . . . . .	\$250,000
Prior Biennia (Expenditures) . . . . .	\$0
Future Biennia (Projected Costs) . . . . .	\$0
TOTAL . . . . .	\$250,000

NEW SECTION. Sec. 1032. A new section is added to 2023 c 474 (uncodified) to read as follows:

**FOR THE DEPARTMENT OF COMMERCE**

The Arc Legacy Center (91002637)

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. 1033. A new section is added to 2023 c 474 (uncodified) to read as follows:

**FOR THE DEPARTMENT OF COMMERCE**

Hard-to-Decarbonize Sector & Economic Development Grants (91002641)

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

(1)(a) \$45,000,000 of the appropriation in this section is provided solely for the office of economic development and competitiveness to administer a grant program that advances the goals of improving the state's progress towards greenhouse gas emissions reduction goals, reducing emissions in hard-to-decarbonize sectors, and bringing private investment and federal funding to the state.

(b) The office must prioritize projects that leverage the greatest amount of matching funds, such as local levy funding, federal funding, or private investment.

(c) Entities eligible for grants under this section include, but are not limited to, local governments, federally recognized tribal governments and tribes' contracted service providers, public and private utilities, ports, associate development organizations, for-profit entities, academic and research institutions, nonprofit organizations, and state agencies.

(d) To the extent practicable, the office shall prioritize grants that provide benefit to vulnerable populations in overburdened communities, as defined in RCW 70A.65.010, with a goal of directing at least 20 percent of funds to this purpose.

(2) Up to five percent of the appropriation in this section is for the office to administer the grant program, including providing technical assistance.

(3) \$4,800,000 of the appropriation in this section is provided solely for the Kaiser Aluminum Boiler Replacement project, which replaces two existing 1943 vintage steam boilers with two new boilers. The Kaiser Aluminum Boiler Replacement project must provide a one-to-one match with state funds. It is the intent of the legislature that if this appropriation is not spent by June 30, 2027, the funding provided in this subsection will lapse and not be reappropriated.

Appropriation:

Climate Commitment Account—State . . . . .	\$49,800,000
Prior Biennia (Expenditures) . . . . .	\$0
Future Biennia (Projected Costs) . . . . .	\$199,200,000
TOTAL . . . . .	\$249,000,000

**Sec. 1034.** 2023 c 474 s 6076 (uncodified) is amended to read as follows:

**FOR THE DEPARTMENT OF COMMERCE**

2021-23 Broadband Office (92000953)

The ~~((reappropriations))~~ appropriations in this section are subject to the following conditions and limitations: The ~~((reappropriations))~~ appropriations are subject to the provisions of section 7016 of this act, except that:

(a) The \$225,000 provided for the Point Roberts rural broadband project is appropriated from the state building construction account—state, and not the coronavirus capital projects account—federal; and

(b) The amounts appropriated from the coronavirus capital projects account—federal do not need to be obligated by December 31, 2024.

Reappropriation:

Coronavirus Capital Projects Account—Federal. . . . .	\$124,726,000
---	---------------

Coronavirus State Fiscal Recovery Fund—Federal . . . . .	\$150,522,000
State Building Construction Account—State . . . . .	\$26,878,000
Subtotal Reappropriation . . . . .	\$302,126,000

Appropriation:

<u>State Building Construction Account—State . . . . .</u>	<u>\$225,000</u>
Prior Biennia (Expenditures) . . . . .	\$1,468,000
Future Biennia (Projected Costs) . . . . .	\$0
TOTAL . . . . .	<u>(\$303,594,000)</u>
	<u>\$303,819,000</u>

**Sec. 1035.** 2023 c 474 s 1038 (uncodified) is amended to read as follows:

**FOR THE DEPARTMENT OF COMMERCE**

Public Facility Improvement Fund (92001367)

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

(1) \$24,000,000 of the youth athletic facility account—state appropriation and \$1,162,000 of the state building construction account—state appropriation in this section ((is) are provided solely for the following list of projects:

Bellingham: Joe Martin Stadium . . . . .	\$700,000
<u>City of Everett ((School District: Everett Memorial): New Stadium . . . . .</u>	<u>\$7,400,000</u>
Lower Columbia College: David Story Field . . . . .	\$1,300,000
<u>Lower Columbia College: Softball Facilities . . . . .</u>	<u>\$700,000</u>
Pasco: Gesa Stadium . . . . .	\$3,000,000
Port Angeles: Civic Field . . . . .	\$600,000
Ridgefield: Ridgefield Outdoor Recreational Complex . . . . .	\$450,000
Spokane County: Avista Stadium . . . . .	\$5,800,000
Tacoma: Cheney Stadium . . . . .	\$3,000,000
Walla Walla: Borleske Stadium . . . . .	\$525,000
Wenatchee Valley College: Paul Thomas Sr. Field . . . . .	\$700,000
<u>Wenatchee Valley College: Softball Facilities . . . . .</u>	<u>\$462,000</u>
Yakima County: Yakima County Stadium . . . . .	\$525,000

(2) The funding appropriated under this section must be combined with local funds.

(3) The department may not expend funding for a project in this section unless and until the nonstate share of that project's 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. This requirement does not apply to projects where a share of the appropriation is for design costs only.

(4) Prior to receiving funding, grant recipients must demonstrate that the project site is under control for a minimum of 10 years, either through ownership or a long-term lease. This requirement does not apply to grants for preconstruction activities or grants in which the sole purpose is to purchase real property that does not include a construction or renovation component.

(5) In contracts for grants authorized under this section, the department 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 department finds the grantee 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) \$360,000 of the state building construction account—state appropriation in this section is provided solely for administrative costs.

Appropriation:

State Building Construction Account—State . . . . .	(( <u>\$360,000</u> ))
	<u>\$1,522,000</u>
Youth Athletic Facility Account—State . . . . .	\$24,000,000
Subtotal Appropriation . . . . .	((( <u>\$24,360,000</u> )))
	<u>\$25,522,000</u>
Prior Biennia (Expenditures) . . . . .	\$0
Future Biennia (Projected Costs) . . . . .	\$0
TOTAL . . . . .	((( <u>\$24,360,000</u> )))
	<u>\$25,522,000</u>

**Sec. 1036.** 2023 c 474 s 1026 (uncodified) is amended to read as follows:

**FOR THE DEPARTMENT OF COMMERCE**

2023-25 Dental Capacity Grants (92001393)

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

(1) Funding provided in this section must be used for the construction and equipment directly associated with dental facilities. The funding provided in this section is for projects that are maintained for at least a 10-year period and provide capacity to address unmet patient need and increase efficiency in dental access.

(2) The amount provided in this section is provided solely for the following list of projects:

<u>Community Health Association of Spokane . . . . .</u>	<u>\$80,000</u>
<u>Community Health Center of Snohomish County . . . . .</u>	<u>\$300,000</u>
CVCH East Wenatchee Dental Clinic (East Wenatchee) . . . . .	\$1,850,000
HealthPoint (Seattle) . . . . .	\$490,000
Lake Roosevelt Community Health Center (Inchelium) . . . . .	\$160,000
Lake Roosevelt Community Health Center (Keller) . . . . .	\$80,000
<u>Moses Lake Community Health Center . . . . .</u>	<u>\$72,000</u>
Neighborcare Health (Seattle) . . . . .	\$1,800,000
Peninsula Community Health Services (Bremerton) . . . . .	\$495,000
PNWU Dental School (Yakima) . . . . .	\$5,000,000
Sea Mar Community Health Center (Tacoma) . . . . .	\$3,500,000
Seattle Indian Health Board (Seattle) . . . . .	\$305,000
<u>Yakima Dental Clinic . . . . .</u>	<u>\$4,400,000</u>
Yakima Valley Farm Workers Clinic (Kennewick) . . . . .	\$4,000,000

Appropriation:

State Building Construction Account—State . . . . .	((( <u>\$17,680,000</u> )))
	<u>\$22,532,000</u>
Prior Biennia (Expenditures) . . . . .	\$0
Future Biennia (Projected Costs) . . . . .	((( <u>\$70,720,000</u> )))
	<u>\$90,128,000</u>
TOTAL . . . . .	((( <u>\$88,400,000</u> )))

\$112,660,000

NEW SECTION. Sec. 1037. A new section is added to 2023 c 474 (uncodified) to read as follows:

**FOR THE DEPARTMENT OF COMMERCE**

Energy Northwest (92001720)

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

(1) \$25,000,000 of the appropriation in this section is provided solely as nonfederal support for energy northwest's participation in the United States department of energy's loan programs office part 2 application, including due diligence review and environmental impact review. The legislature intends to leverage federal funds whenever possible and is a committed partner with the United States department of energy in funding activities that increase carbon free clean energy.

(2) Consistent with the provisions of RCW 70A.65.305, the department must consult with any affected federally recognized tribe on the potential effect of this project on tribal resources. Consultation must be initiated before project funds are made available.

(3) This section takes effect January 1, 2025.

(4) If the climate commitment account is repealed as of December 30, 2024, then this section is null and void on December 31, 2024.

Appropriation:

Climate Commitment Account—State . . . . .	\$25,000,000
Prior Biennia (Expenditures) . . . . .	\$0
Future Biennia (Projected Costs) . . . . .	\$0
TOTAL . . . . .	\$25,000,000

NEW SECTION. Sec. 1038. A new section is added to 2023 c 474 (uncodified) to read as follows:

**FOR THE DEPARTMENT OF COMMERCE**

Geothermal Energy Resources (92001925)

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

(1) This section takes effect January 1, 2025.

(2) If the climate commitment account is repealed as of December 30, 2024, then this section is null and void on December 31, 2024.

(3) If Senate Bill No. 6039 (geothermal energy resources) is not enacted by June 30, 2024, this section is null and void.

Appropriation:

Climate Commitment Account—State . . . . .	\$542,000
Prior Biennia (Expenditures) . . . . .	\$0
Future Biennia (Projected Costs) . . . . .	\$0
TOTAL . . . . .	\$542,000

**Sec. 1039.** 2023 c 474 s 1045 (uncodified) is amended to read as follows:

**FOR THE DEPARTMENT OF ENTERPRISE SERVICES**

Capitol Campus Security & Safety Enhancements (40000226)

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

- (1) The reappropriation is subject to the provisions of section 1110, chapter 332, Laws of 2021.
- (2) The appropriation in this section is provided solely for the following list of projects:

Capitol Campus Access Controls - Exterior Doors . . . . .	\$1,000,000
Executive Residence Video Surveillance and Lighting Improvements . . . . .	\$540,000
Wedge Barriers - Syd Snyder & Water Street . . . . .	\$1,570,000
<u>Executive Residence - Fencing, Gates, Bollards . . . . .</u>	<u>\$1,621,000</u>

Reappropriation:

State Building Construction Account—State . . . . .	\$5,135,000
---	-------------

Appropriation:

State Building Construction Account—State . . . . .	<del>(\$3,110,000)</del>
	<u>\$4,731,000</u>
Prior Biennia (Expenditures) . . . . .	\$922,000
Future Biennia (Projected Costs) . . . . .	\$11,682,000
TOTAL . . . . .	<del>(\$20,849,000)</del>
	<u>\$22,470,000</u>

**Sec. 1040.** 2023 c 474 s 1046 (uncodified) is amended to read as follows:

**FOR THE DEPARTMENT OF ENTERPRISE SERVICES**

Facility Professional Services Staffing (40000244)

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

- (1) The appropriation in this section is 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 biennium, the department must report to the office of financial management and the appropriate committees of the legislature on performance, including the following:
  - (a) The number of projects managed by each project manager by fiscal year;
  - (b) The number of project predesigns completed on time, reported by project and fiscal year;
  - (c) The number of project designs completed, reported by project and fiscal year;
  - (d) The number of project constructions completed on time, reported by project and fiscal year and in total;
  - (e) Projects that were not completed on schedule, how many days they were delayed, and the reasons for the delays;
  - (f) The number and cost of the change orders and the reason for each change order; and
  - (g) A list of the interagency agreements executed with state agencies during the 2023-2025 fiscal biennium to provide staff support to state agencies that is over and above the allocation provided in this section. The list must include the agency, the amount of dollars by fiscal year, and the rationale for the additional service.

Appropriation:

State Building Construction Account—State	.....	..(( <del>\$23,951,000</del> ))
		<u>\$26,251,000</u>
Prior Biennia (Expenditures)	.....	.. \$0
Future Biennia (Projected Costs)	.....	..(( <del>\$95,804,000</del> ))
		<u>\$105,004,000</u>
TOTAL	.....	..(( <del>\$119,755,000</del> ))
		<u>\$131,255,000</u>

**Sec. 1041.** 2023 c 474 s 1047 (uncodified) is amended to read as follows:  
**FOR THE DEPARTMENT OF ENTERPRISE SERVICES**  
 Campus - Critical Fire System Upgrades (40000245)

~~((The appropriation in this section is subject to the following conditions and limitations: The appropriation in this section is provided to fund the first item on the department's prioritized list of critical fire system upgrades. The legislature intends to fund further priorities in the 2024 supplemental capital budget upon completion of the department's evaluation and final prioritization of fire system upgrades.))~~

Appropriation:

State Building Construction Account—State	.....	..(( <del>\$1,020,000</del> ))
		<u>\$2,765,000</u>
Prior Biennia (Expenditures)	.....	.. \$0
Future Biennia (Projected Costs)	.....	..(( <del>\$8,000,000</del> ))
		<u>\$14,000,000</u>
TOTAL	.....	..(( <del>\$9,020,000</del> ))
		<u>\$16,765,000</u>

**Sec. 1042.** 2023 c 474 s 1054 (uncodified) is amended to read as follows:  
**FOR THE DEPARTMENT OF ENTERPRISE SERVICES**  
 Washington Building (40000331)

The appropriation((s)) in this section ((are)) is subject to the following conditions and limitations:

~~(1) ((~~\$2,200,000 of the state building construction account state appropriation is provided solely for replacement of the roof and for asbestos abatement.~~~~

~~(2) ~~\$2,801,000 of the climate commitment account state appropriation is provided solely for replacement of the HVAC system.~~)~~ \$150,000 of the appropriation in this section is provided solely for the development of a plan and necessary steps to vacate and dispose of the Washington building and property. No later than September 15, 2024, the department must submit to the governor and the capital committees of the legislature a timeline and proposed budget for each item below that includes:

(a) A plan to relocate the current tenants of the building on or near the capitol campus. In identifying space, the department must also look to space that may be currently leased but is being underutilized. The plan must include a statement of the revenue for each of the current tenants;

(b) Improvements and maintenance necessary for the comfort and safety of the current tenants until the building can be vacated;

(c) Preservation of the building pending disposal of either the building or property, or both; and

(d) Recommendations for the most efficient use of the building and property that minimizes the cost to the state.

(2) The department must work with legislative support services to identify space that meets the long-term needs of the tenants.

Appropriation:

<del>((Climate Commitment Account—State .....</del>	<del>\$2,801,000))</del>
State Building Construction Account—State .....	<del>(\$2,200,000))</del>
	<u>\$1,001,000</u>
<del>((Subtotal Appropriation .....</del>	<del>\$5,001,000))</del>
Prior Biennia (Expenditures) .....	\$0
Future Biennia (Projected Costs) .....	\$0
TOTAL .....	<del>(\$5,001,000))</del>
	<u>\$1,001,000</u>

**Sec. 1043.** 2023 c 474 s 1055 (uncodified) is amended to read as follows:

**FOR THE DEPARTMENT OF ENTERPRISE SERVICES**

Old Cap - Roof Replacement (40000338)

Appropriation:

<u>State Building Construction Account—State .....</u>	<u>\$5,276,000</u>
Thurston County Capital Facilities Account—State .....	\$1,474,000
<u>Subtotal Appropriation .....</u>	<u>\$6,750,000</u>
Prior Biennia (Expenditures) .....	\$0
Future Biennia (Projected Costs) .....	<del>(\$5,579,000))</del>
	<u>\$0</u>
TOTAL .....	<del>(\$7,053,000))</del>
	<u>\$6,750,000</u>

**Sec. 1044.** 2023 c 474 s 1061 (uncodified) is amended to read as follows:

**FOR THE DEPARTMENT OF ENTERPRISE SERVICES**

Legislative Campus Modernization (92000020)

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

(1) The reappropriations are subject to the provisions of section 1059, chapter 296, Laws of 2022.

(2) The department must consult with the senate facilities and operations committee or its designees and the house of representatives' executive rules committee or its designees at least every other month.

(3) All appropriations must be coded and tracked as separate discrete subprojects in the agency financial reporting system.

(4) If the department receives information, after value engineering has been performed, that projected costs for any of the subprojects in subsections (5), (6), or (7) of this section will exceed the amount provided in the respective subsections, including projected costs in future biennia, the department must timely notify and provide that information in writing to the project executive team. Prior to proceeding with design or construction, the department must:

(a) Provide at least three options that do not include square footage reduction to reduce the subproject costs to stay within the amount provided for that subproject and the project schedule;

(b) Consult with the project executive team on the options offered, prior to proceeding with a reduced cost option; and

(c) Receive majority consensus from the project executive team to either adopt and move forward with reduced cost options that bring the subproject costs within amounts appropriated or adopt a tentative modified budget for the subproject. If a tentative modified budget is adopted, the department must seek additional funding in the next agency budget submittal.

(5) (~~(\$20,751,000)~~) \$25,651,000 of the (~~(amount provided)~~) state building construction account—state appropriation in this section is provided solely for the Irv Newhouse building replacement design and construction subproject on opportunity site six west. The department must:

(a) Start Newhouse building construction by July 1, 2023;

(b) Complete Newhouse building construction by October 31, 2024; and

(c) Consult with the leadership of the senate, or their designees, at least every month, beginning July 1, 2023.

(6) (~~(\$87,000,000)~~) \$84,593,000 of the (~~(amount provided)~~) state building construction account—state appropriation in this section is provided solely for the rehabilitation, design, and construction of the Pritchard building and the renovation of the John L. O'Brien building subproject. The legislature intends to provide funding in the amount of (~~(\$136,504,000)~~) \$134,097,000 over the course of the 2023-2025 and the 2025-2027 fiscal biennia for design and construction of this project. Pursuant to RCW 43.88.130, the department may enter into a multibiennium contract for the construction of the subproject. Nothing in this section authorizes the agency to make an expenditure without an appropriation.

(7) (~~(\$4,865,000)~~) \$11,872,000 of the (~~(amount provided)~~) state building construction account—state appropriation and \$1,000,000 of the climate commitment act—state appropriation in this section is provided solely for the legislative campus modernization global subproject that includes, but is not limited to, the visitor lot (opportunity site six east), 15th avenue southwest, the John A. Cherberg parking lot on 15th avenue southwest, the John L. O'Brien parking lot on 15th avenue southwest, Columbia street site work, the legislative modular building, and Water street site work.

(8) \$1,000,000 of the model toxics control capital account—state appropriation in this section is provided solely for Newhouse parcel soil decontamination.

Reappropriation:

State Building Construction Account—State . . . . .	\$72,346,000
Thurston County Capital Facilities Account—State . . . . .	\$2,665,000
Subtotal Reappropriation . . . . .	\$75,011,000

Appropriation:

<u>Climate Commitment Account—State . . . . .</u>	<u>\$1,000,000</u>
State Building Construction Account—State . . . . .	( <del>(\$112,616,000)</del> )
	<u>\$122,116,000</u>
<u>Model Toxics Control Capital Account—State . . . . .</u>	<u>\$1,000,000</u>
Subtotal Appropriation . . . . .	<u>\$124,116,000</u>
Prior Biennia (Expenditures) . . . . .	\$14,925,000
Future Biennia (Projected Costs) . . . . .	\$49,504,000
TOTAL . . . . .	( <del>(\$252,056,000)</del> )
	<u>\$263,556,000</u>

**Sec. 1045.** 2023 c 474 s 1062 (uncodified) is amended to read as follows:  
**FOR THE DEPARTMENT OF ENTERPRISE SERVICES**

Temple of Justice HVAC, Lighting & Water Systems (92000040)

The appropriations in this section are subject to the following conditions and limitations: Subject to available funding, up to \$1,000,000 of the appropriations in this section may be used for carpeting and painting within the Temple of Justice.

Reappropriation:

State Building Construction Account—State . . . . .	(((\$25,410,000))	
		\$23,610,000
		Appropriation:
Capitol Building Construction Account—State . . . . .	(((\$4,007,000))	
		\$5,307,000
Prior Biennia (Expenditures) . . . . .		\$4,590,000
Future Biennia (Projected Costs) . . . . .		\$0
TOTAL . . . . .	(((\$34,007,000))	
		\$33,507,000

NEW SECTION. Sec. 1046. A new section is added to 2023 c 474 (uncodified) to read as follows:

**FOR THE DEPARTMENT OF ENTERPRISE SERVICES**

Cal Anderson Memorial (92000058)

Appropriation:

State Building Construction Account—State . . . . .	\$75,000
Prior Biennia (Expenditures) . . . . .	\$0
Future Biennia (Projected Costs) . . . . .	\$0
TOTAL . . . . .	\$75,000

**Sec. 1047.** 2023 c 474 s 1065 (uncodified) is amended to read as follows:

**FOR THE MILITARY DEPARTMENT**

Tri-Cities Readiness Center (30000808)

Reappropriation:

General Fund—Federal . . . . .	\$1,421,000
<del>((Military Department Capital Account—</del>	
<del>State . . . . .</del>	<del>\$204,000))</del>
State Building Construction Account—State . . . . .	\$265,000
Subtotal Reappropriation . . . . .	(((\$1,890,000))
	\$1,686,000
	Appropriation:
General Fund—Federal . . . . .	\$2,000,000
State Building Construction Account—State . . . . .	\$944,000
Subtotal Appropriation . . . . .	\$2,944,000
Prior Biennia (Expenditures) . . . . .	\$16,010,000
Future Biennia (Projected Costs) . . . . .	\$0
TOTAL . . . . .	(((\$20,844,000))
	\$20,640,000

**Sec. 1048.** 2023 c 474 s 1070 (uncodified) is amended to read as follows:

**FOR THE MILITARY DEPARTMENT**

Camp Murray Bldg 34 Renovation (40000192)

Appropriation:

General Fund—Federal . . . . .	(((\$4,915,000))
--------------------------------	------------------

	<u>\$5,410,000</u>
State Building Construction Account—State . . . . .	(((\$3,425,000))
	<u>\$4,589,000</u>
Subtotal Appropriation . . . . .	(((\$8,340,000))
	<u>\$9,999,000</u>
Prior Biennia (Expenditures) . . . . .	\$0
Future Biennia (Projected Costs) . . . . .	\$0
TOTAL . . . . .	(((\$8,340,000))
	<u>\$9,999,000</u>

NEW SECTION. Sec. 1049. 2023 c 474 s 1034 (uncodified) is repealed.

**PART 2**

**HUMAN SERVICES**

NEW SECTION. Sec. 2001. A new section is added to 2023 c 474 (uncodified) to read as follows:

**FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES**

Child Study & Treatment Center-Gymnasium: Floor Replacement (40000555)

Appropriation:

State Building Construction Account—State . . . . .	\$1,925,000
Prior Biennia (Expenditures) . . . . .	\$0
Future Biennia (Projected Costs) . . . . .	\$0
TOTAL . . . . .	\$1,925,000

NEW SECTION. Sec. 2002. A new section is added to 2023 c 474 (uncodified) to read as follows:

**FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES**

Rainier School-Laundry: Commercial Washing Machines Replacement (40000971)

Appropriation:

State Building Construction Account—State . . . . .	\$1,855,000
Prior Biennia (Expenditures) . . . . .	\$0
Future Biennia (Projected Costs) . . . . .	\$0
TOTAL . . . . .	\$1,855,000

Sec. 2003. 2023 c 474 s 2026 (uncodified) is amended to read as follows:

**FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES**

Western State Hospital-Water System: Assessment and Improvements (40001089)

The appropriation in this section is subject to the following conditions and limitations: As part of its assessment, the department must conduct a long-term cost-benefit analysis of transitioning the water system to the ((City of)) Lakewood Water District and any cost mitigation strategies available to the state.

Appropriation:

State Building Construction Account—State . . . . .	\$2,490,000
Prior Biennia (Expenditures) . . . . .	\$0
Future Biennia (Projected Costs) . . . . .	\$0
TOTAL . . . . .	\$2,490,000

NEW SECTION. Sec. 2004. A new section is added to 2023 c 474 (uncodified) to read as follows:

**FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES**

Olympic Heritage Behavioral Health - Facility Modernization (40001145)

Appropriation:

Capital Community Assistance Account—State . . . . .	\$13,700,000
State Building Construction Account—State . . . . .	\$855,000
Subtotal Appropriation . . . . .	\$14,555,000
Prior Biennia (Expenditures) . . . . .	\$0
Future Biennia (Projected Costs) . . . . .	\$10,350,000
TOTAL . . . . .	\$24,905,000

NEW SECTION. Sec. 2005. A new section is added to 2023 c 474 (uncodified) to read as follows:

**FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES**

Western State Hospital-East Campus: Well Replacement (40001149)

Appropriation:

Model Toxics Control Capital Account—State . . . . .	\$4,540,000
Prior Biennia (Expenditures) . . . . .	\$0
Future Biennia (Projected Costs) . . . . .	\$0
TOTAL . . . . .	\$4,540,000

NEW SECTION. Sec. 2006. A new section is added to 2023 c 474 (uncodified) to read as follows:

**FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES**

Olympic Heritage Behavioral Health - Facility Purchase (40001153)

Appropriation:

State Building Construction Account—State . . . . .	\$30,000,000
Prior Biennia (Expenditures) . . . . .	\$0
Future Biennia (Projected Costs) . . . . .	\$0
TOTAL . . . . .	\$30,000,000

Sec. 2007. 2023 c 474 s 6148 (uncodified) is amended to read as follows:

**FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES**

Child Study & Treatment Center - Youth Housing (91000084)

Reappropriation:

State Building Construction Account—State . . . . .	\$350,000
---	-----------

Appropriation:

<u>State Building Construction Account—State . . . . .</u>	<u>\$5,061,000</u>
Prior Biennia (Expenditures) . . . . .	\$0
Future Biennia (Projected Costs) . . . . .	(\$0)
	<u>\$31,849,000</u>
TOTAL . . . . .	<u><del>(\$350,000)</del></u>
	<u>\$37,260,000</u>

Sec. 2008. 2023 c 474 s 2031 (uncodified) is amended to read as follows:

**FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES**

Maple Lane - Rapid BH Bed Capacity (92000046)

Reappropriation:

<u>State Building Construction Account—State . . . . .</u>	<u>\$800,000</u>
--	------------------

Appropriation:

State Building Construction Account—State . . . . .	\$21,070,000
---	--------------

Prior Biennia (Expenditures) . . . . .	\$0
Future Biennia (Projected Costs) . . . . .	\$20,200,000
TOTAL . . . . .	<u>(\$41,270,000)</u>
	<u>\$42,070,000</u>

**Sec. 2009.** 2023 c 474 s 2035 (uncodified) is amended to read as follows:  
**FOR THE DEPARTMENT OF HEALTH**

Drinking Water System Rehabilitations and Consolidations (40000065)

The appropriation in this section is subject to the following conditions and limitations: (~~(\$2,214,000)~~) \$2,536,000 of the state building construction account—state appropriation is provided solely for the department to facilitate a water supply agreement between the City of North Bend and the Sallal Water System. Of that amount, (~~(\$1,507,000)~~) \$1,829,000 must be distributed to the Sallal Water System and \$707,000 to the City of North Bend, conditional on a signed water supply agreement that ensures (~~(a minimum of)~~) up to 100 acre feet per year of (~~(permanent)~~) mitigation water supply (~~(for)~~) to the city for a minimum of 30 years.

Appropriation:

State Building Construction Account—State . . . . .	<del>(\$5,000,000)</del>
	<u>\$5,322,000</u>
Prior Biennia (Expenditures) . . . . .	\$0
Future Biennia (Projected Costs) . . . . .	\$12,000,000
TOTAL . . . . .	<u>(\$17,000,000)</u>
	<u>\$17,322,000</u>

NEW SECTION. **Sec. 2010.** A new section is added to 2023 c 474 (uncodified) to read as follows:

**FOR THE DEPARTMENT OF HEALTH**

Emergency Generator for Environmental Laboratory Wing (40000072)

Appropriation:

State Building Construction Account—State . . . . .	\$3,219,000
Prior Biennia (Expenditures) . . . . .	\$0
Future Biennia (Projected Costs) . . . . .	\$0
TOTAL . . . . .	\$3,219,000

NEW SECTION. **Sec. 2011.** A new section is added to 2023 c 474 (uncodified) to read as follows:

**FOR THE DEPARTMENT OF HEALTH**

Hannah Heights PFAS Contaminated Well and Water Supply (92000210)

Appropriation:

Model Toxics Control Capital Account—State . . . . .	\$2,200,000
Prior Biennia (Expenditures) . . . . .	\$0
Future Biennia (Projected Costs) . . . . .	\$0
TOTAL . . . . .	\$2,200,000

**Sec. 2012.** 2023 c 474 s 2044 (uncodified) is amended to read as follows:  
**FOR THE DEPARTMENT OF VETERANS AFFAIRS**

WSVC - Burial and Columbarium Expansion Grant (40000092)

Appropriation:

General Fund—Federal . . . . .	<del>(\$3,000,000)</del>
	<u>\$4,868,000</u>

State Building Construction Account—State . . . . .	<del>(\$300,000)</del>
	\$541,000
Subtotal Appropriation . . . . .	<del>(\$3,300,000)</del>
	\$5,409,000
Prior Biennia (Expenditures) . . . . .	\$0
Future Biennia (Projected Costs) . . . . .	\$0
TOTAL . . . . .	<del>(\$3,300,000)</del>
	\$5,409,000

**Sec. 2013.** 2023 c 474 s 2046 (uncodified) is amended to read as follows:  
**FOR THE DEPARTMENT OF VETERANS AFFAIRS**  
 DVA ARPA Federal Funds & State Match (91000013)

The appropriations in this section are subject to the following conditions and limitations: The appropriations are subject to the provisions of section 7064 of this act, except that the department may apply for federal funding other than that under section 8004 of the American rescue plan act of 2021, P.L. 117.2, and minor works projects funded under this section need not meet the requirements of section 8004 of the American rescue plan act of 2021, P.L. 117.2.

Reappropriation:

General Fund—Federal . . . . .	<del>(\$24,495,000)</del>
	\$24,515,000
State Building Construction Account—State . . . . .	<del>(\$10,849,000)</del>
	\$10,882,000
Subtotal Reappropriation . . . . .	<del>(\$35,344,000)</del>
	\$35,397,000

Appropriation:

State Building Construction Account—State . . . . .	\$6,810,000
Prior Biennia (Expenditures) . . . . .	<del>(\$55,000)</del>
	\$2,000
Future Biennia (Projected Costs) . . . . .	\$0
TOTAL . . . . .	\$42,209,000

**Sec. 2014.** 2023 c 474 s 2049 (uncodified) is amended to read as follows:  
**FOR THE DEPARTMENT OF CHILDREN, YOUTH, AND FAMILIES**  
 Echo Glen Secure Facility Improvements (40000546)

Appropriation:

State Building Construction Account—State . . . . .	<del>(\$8,050,000)</del>
	\$12,554,000
Prior Biennia (Expenditures) . . . . .	\$0
Future Biennia (Projected Costs) . . . . .	<del>(\$0)</del>
	\$800,000
TOTAL . . . . .	<del>(\$8,050,000)</del>
	\$13,354,000

NEW SECTION. **Sec. 2015.** A new section is added to 2023 c 474 (uncodified) to read as follows:

**FOR THE DEPARTMENT OF CHILDREN, YOUTH, AND FAMILIES**  
 Green Hill School HVAC Upgrades (40000584)

Appropriation:

Climate Commitment Account—State . . . . .	\$3,449,000
--	-------------

State Building Construction Account—State .....	\$1,997,000
Subtotal Appropriation .....	\$5,446,000
Prior Biennia (Expenditures) .....	\$0
Future Biennia (Projected Costs) .....	\$11,000,000
TOTAL .....	\$16,446,000

**NEW SECTION. Sec. 2016.** A new section is added to 2023 c 474 (uncodified) to read as follows:

**FOR THE DEPARTMENT OF CHILDREN, YOUTH, AND FAMILIES**

Echo Glen Academic School Walkway Roofing & Lighting (40000586)

Appropriation:

State Building Construction Account—State .....	\$500,000
Prior Biennia (Expenditures) .....	\$0
Future Biennia (Projected Costs) .....	\$0
TOTAL .....	\$500,000

**NEW SECTION. Sec. 2017.** A new section is added to 2023 c 474 (uncodified) to read as follows:

**FOR THE DEPARTMENT OF CORRECTIONS**

SW: Electric Car Chargers (40000178)

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

- (1) This section takes effect January 1, 2025.
- (2) If the climate commitment account is repealed as of December 30, 2024, then this section is null and void and the amounts provided in this section shall lapse.

Appropriation:

Climate Commitment Account—State .....	\$600,000
Prior Biennia (Expenditures) .....	\$0
Future Biennia (Projected Costs) .....	\$9,660,000
TOTAL .....	\$10,260,000

**NEW SECTION. Sec. 2018.** A new section is added to 2023 c 474 (uncodified) to read as follows:

**FOR THE DEPARTMENT OF CORRECTIONS**

WCCW: MSC Living Unit Bathroom Renovations (40000263)

Appropriation:

State Building Construction Account—State .....	\$500,000
Prior Biennia (Expenditures) .....	\$0
Future Biennia (Projected Costs) .....	\$8,290,000
TOTAL .....	\$8,790,000

**NEW SECTION. Sec. 2019.** A new section is added to 2023 c 474 (uncodified) to read as follows:

**FOR THE DEPARTMENT OF CORRECTIONS**

Westside Prison Housing Unit HVAC (40000516)

Appropriation:

State Building Construction Account—State .....	\$350,000
Prior Biennia (Expenditures) .....	\$0
Future Biennia (Projected Costs) .....	\$0
TOTAL .....	\$350,000

NEW SECTION. Sec. 2020. A new section is added to 2023 c 474 (uncodified) to read as follows:

**FOR THE DEPARTMENT OF CORRECTIONS**

SW: Security Electronics Renewal & Adaptation (40000523)

Appropriation:

State Building Construction Account—State . . . . .	\$800,000
Prior Biennia (Expenditures) . . . . .	\$0
Future Biennia (Projected Costs) . . . . .	\$0
TOTAL . . . . .	\$800,000

NEW SECTION. Sec. 2021. A new section is added to 2023 c 474 (uncodified) to read as follows:

**FOR THE DEPARTMENT OF CORRECTIONS**

SW: Fire Alarm Systems Stabilization Project (40000524)

Appropriation:

State Building Construction Account—State . . . . .	\$750,000
Prior Biennia (Expenditures) . . . . .	\$0
Future Biennia (Projected Costs) . . . . .	\$0
TOTAL . . . . .	\$750,000

NEW SECTION. Sec. 2022. A new section is added to 2023 c 474 (uncodified) to read as follows:

**FOR THE DEPARTMENT OF CORRECTIONS**

SW: Perimeter Fence Detection Stabilization Project (40000525)

Appropriation:

State Building Construction Account—State . . . . .	\$750,000
Prior Biennia (Expenditures) . . . . .	\$0
Future Biennia (Projected Costs) . . . . .	\$0
TOTAL . . . . .	\$750,000

NEW SECTION. Sec. 2023. A new section is added to 2023 c 474 (uncodified) to read as follows:

**FOR THE DEPARTMENT OF CORRECTIONS**

WSP: IMU South Fire Protection & Smoke Dampers (40000526)

Appropriation:

State Building Construction Account—State . . . . .	\$4,622,000
Prior Biennia (Expenditures) . . . . .	\$0
Future Biennia (Projected Costs) . . . . .	\$0
TOTAL . . . . .	\$4,622,000

NEW SECTION. Sec. 2024. A new section is added to 2023 c 474 (uncodified) to read as follows:

**FOR THE DEPARTMENT OF CORRECTIONS**

WCCW: Women's Elder Care Unit (40000527)

Appropriation:

State Building Construction Account—State . . . . .	\$250,000
Prior Biennia (Expenditures) . . . . .	\$0
Future Biennia (Projected Costs) . . . . .	\$0
TOTAL . . . . .	\$250,000

NEW SECTION. Sec. 2025. A new section is added to 2023 c 474 (uncodified) to read as follows:

**FOR THE DEPARTMENT OF CORRECTIONS**

WCC: Medical Intake Modular Building (40000528)

Appropriation:

State Building Construction Account—State .....	\$1,200,000
Prior Biennia (Expenditures) .....	\$0
Future Biennia (Projected Costs) .....	\$0
TOTAL .....	\$1,200,000

**PART 3**

**NATURAL RESOURCES**

**Sec. 3001.** 2023 c 474 s 3028 (uncodified) is amended to read as follows:

**FOR THE DEPARTMENT OF ECOLOGY**

2023-25 Columbia River Water Supply Development Program (40000583)

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

(1) \$32,800,000 of the state building construction account—state appropriation in this section is provided solely for planning, designing, engineering, development, coordination, and construction of the Odessa groundwater replacement project, sufficient to irrigate the acres located within the Odessa Subarea Special Study and facilities modifications necessary to accommodate capacity demands resulting from the individual public delivery systems within the Odessa groundwater replacement program.

(a) To be eligible for a grant under this subsection (1), a project must have at least 30 percent of its design work completed by July 1, 2023.

(b) The east Columbia basin irrigation district may only be allowed to make any administrative charges sufficient to administer the state grants, not to exceed one percent of amounts provided to them within this appropriation, with the requirement to report administrative expenditures to the office of Columbia river annually.

(2) \$850,000 of the state building construction account—state appropriation in this section is provided solely for the department to enter into an agreement with the United States bureau of reclamation to reimburse the bureau for costs related to the design and review activities necessary to complete the transfer of the groundwater replacement delivery system title to the United States by the east Columbia basin irrigation district and to secure project reserved power for public delivery systems.

(3) \$5,500,000 of the state building construction account—state appropriation in this section is provided solely for the Odessa - OGWRP EL 22.1 pipeline turnouts project.

Appropriation:

Columbia River Basin Water Supply Revenue	
Recovery Account—State .....	\$1,500,000
State Building Construction Account—State .....	<del>(\$59,200,000)</del>
	<u>\$64,700,000</u>
Subtotal Appropriation .....	<del>(\$60,700,000)</del>
	<u>\$66,200,000</u>
Prior Biennia (Expenditures) .....	\$0
Future Biennia (Projected Costs) .....	\$242,800,000
TOTAL .....	<del>(\$303,500,000)</del>
	<u>\$309,000,000</u>

**Sec. 3002.** 2023 c 474 s 3032 (uncodified) is amended to read as follows:  
**FOR THE DEPARTMENT OF ECOLOGY**  
Landfill Methane Capture (40000611)

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

~~((The))~~ (1) \$10,100,000 of the appropriation in this section is provided solely for the department to administer a grant program for landfills to comply with methane emission requirements established in chapter 70A.540 RCW.

(2) \$4,900,000 of the appropriation in this section is provided solely for the Cowlitz County PUD Landfill Methane Capture project.

Appropriation:

Climate Commitment Account—State . . . . .	\$15,000,000
Prior Biennia (Expenditures) . . . . .	\$0
Future Biennia (Projected Costs) . . . . .	\$60,000,000
TOTAL . . . . .	\$75,000,000

NEW SECTION. Sec. 3003. A new section is added to 2023 c 474 (uncodified) to read as follows:

**FOR THE DEPARTMENT OF ECOLOGY**

Cleanup Settlement Account Projects (40000613)

Appropriation:

Cleanup Settlement Account—State . . . . .	\$2,200,000
Prior Biennia (Expenditures) . . . . .	\$0
Future Biennia (Projected Costs) . . . . .	\$0
TOTAL . . . . .	\$2,200,000

NEW SECTION. Sec. 3004. A new section is added to 2023 c 474 (uncodified) to read as follows:

**FOR THE DEPARTMENT OF ECOLOGY**

Eastside Fire and Rescue Pilot PFAS Cleanup (40000618)

Appropriation:

Model Toxics Control Capital Account—State . . . . .	\$2,000,000
Prior Biennia (Expenditures) . . . . .	\$0
Future Biennia (Projected Costs) . . . . .	\$0
TOTAL . . . . .	\$2,000,000

NEW SECTION. Sec. 3005. A new section is added to 2023 c 474 (uncodified) to read as follows:

**FOR THE DEPARTMENT OF ECOLOGY**

City of Ruston Contamination Remediation (91000390)

The appropriation in this section is subject to the following conditions and limitations: The appropriation in this section is provided solely for the department to provide grants to the city of Ruston for portions of environmental cleanup costs not fully reimbursed by the settlement agreement with the American smelting and refining company LLC (ASARCO) for the Tacoma smelter site for the following list of projects:

Rust Park Remediation Phase 1 Land Acquisition and Site Preparation . . . . .	\$705,000
Ruston Right-of-Way Contaminated Soil Testing . . . . .	\$175,000
Winnifred Street Contaminated Soil Hauling . . . . .	\$229,000

Appropriation:

Model Toxics Control Capital Account—State . . . . .	\$1,109,000
Prior Biennia (Expenditures) . . . . .	\$0
Future Biennia (Projected Costs) . . . . .	\$0
TOTAL . . . . .	\$1,109,000

Sec. 3006. 2023 c 474 s 3046 (uncodified) is amended to read as follows:

**FOR THE STATE PARKS AND RECREATION COMMISSION**

Nisqually New Full Service Park (40000153)

Reappropriation:

State Building Construction Account—State . . . . .	\$10,244,000
---	--------------

Appropriation:

State Building Construction Account—State . . . . .	<del>(\$21,825,000)</del>
	\$25,327,000
Prior Biennia (Expenditures) . . . . .	\$4,739,000
Future Biennia (Projected Costs) . . . . .	<del>(\$15,099,000)</del>
	\$16,033,000
TOTAL . . . . .	<del>(\$51,907,000)</del>
	\$56,343,000

Sec. 3007. 2023 c 474 s 6352 (uncodified) is amended to read as follows:

**FOR THE STATE PARKS AND RECREATION COMMISSION**

Fort Flagler Historic Theater Restoration (40000188)

Reappropriation:

State Building Construction Account—State . . . . .	\$67,000
---	----------

Appropriation:

<u>State Building Construction Account—State . . . . .</u>	<u>\$1,367,000</u>
Prior Biennia (Expenditures) . . . . .	\$129,000
Future Biennia (Projected Costs) . . . . .	\$0
TOTAL . . . . .	<del>(\$196,000)</del>
	\$1,563,000

NEW SECTION. Sec. 3008. A new section is added to 2023 c 474 (uncodified) to read as follows:

**FOR THE STATE PARKS AND RECREATION COMMISSION**

Lake Sammamish Dock Design & Permitting (40000461)

Appropriation:

State Building Construction Account—State . . . . .	\$250,000
Prior Biennia (Expenditures) . . . . .	\$0
Future Biennia (Projected Costs) . . . . .	\$4,500,000
TOTAL . . . . .	\$4,750,000

Sec. 3009. 2023 c 474 s 3051 (uncodified) is amended to read as follows:

**FOR THE STATE PARKS AND RECREATION COMMISSION**

2023-25 Capital Preservation Pool (91000443)

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

(1) The appropriation in this section is provided solely for minor works projects, as described in section 8017 of this act.

(2) The state parks and recreation commission may not use the appropriation in this section for planning, predesign, or design costs that will result in a request for construction funding in a subsequent biennium.

Appropriation:

State Building Construction Account—State . . . . .	<del>(\$19,932,000)</del>
	<u>\$20,382,000</u>
Prior Biennia (Expenditures) . . . . .	\$0
Future Biennia (Projected Costs) . . . . .	<del>(\$79,728,000)</del>
	<u>\$81,528,000</u>
TOTAL . . . . .	<del>(\$99,660,000)</del>
	<u>\$101,910,000</u>

NEW SECTION. Sec. 3010. A new section is added to 2023 c 474 (uncodified) to read as follows:

**FOR THE STATE PARKS AND RECREATION COMMISSION**

Palouse to Cascades Trail Noxious Weed Inventory (92001130)

The appropriation in this section is subject to the following conditions and limitations: The appropriation in this section is provided solely for the commission to conduct a noxious weeds inventory on the Palouse to Cascades trail in Grant, Adams, and Whitman counties. The commission shall identify and document the species and geographic extent of noxious weeds, as selected pursuant to RCW 17.10.080 and 17.10.090, in the sections on either side of the trail within 25 feet of the center line of the trail. The commission must conduct the inventory along the full extent of the trail in Adams, Grant, and Whitman counties and in coordination with the associated county or regional noxious weed control board. The inventory must occur during the time of year when the noxious weeds are fully developed and can be readily identified. The commission shall submit a report to the capital committees of the legislature, including inventory results and treatment recommendations, no later than December 1, 2024.

Appropriation:

Model Toxics Control Operating Account—State . . . . .	\$50,000
Prior Biennia (Expenditures) . . . . .	\$0
Future Biennia (Projected Costs) . . . . .	\$0
TOTAL . . . . .	\$50,000

**Sec. 3011.** 2023 c 474 s 3050 (uncodified) is amended to read as follows:

**FOR THE STATE PARKS AND RECREATION COMMISSION**

Fort Worden (~~(PDA—Geothermal Heating)~~) Energy Efficiency Update (40000457)

Appropriation:

Climate Commitment Account—State . . . . .	\$1,000,000
Prior Biennia (Expenditures) . . . . .	\$0
Future Biennia (Projected Costs) . . . . .	\$7,000,000
TOTAL . . . . .	\$8,000,000

**Sec. 3012.** 2023 c 474 s 3056 (uncodified) is amended to read as follows:

**FOR THE RECREATION AND CONSERVATION FUNDING BOARD**

2023-25 Salmon Recovery Funding Board Grant Programs (40000054)

The appropriations in this section are 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.

(3)(a) This section takes effect January 1, 2025.

(b) If the natural climate solutions account is repealed as of December 30, 2024, then this section is null and void on December 31, 2024.

Appropriation:

General Fund—Federal . . . . .	\$75,000,000
<u>Natural Climate Solutions Account—State . . . . .</u>	<u>\$25,000,000</u>
State Building Construction Account—State . . . . .	\$20,000,000
Subtotal Appropriation . . . . .	<del>(\$95,000,000)</del>
	<u>\$120,000,000</u>
Prior Biennia (Expenditures) . . . . .	\$0
Future Biennia (Projected Costs) . . . . .	<del>(\$380,000,000)</del>
	<u>\$480,000,000</u>
TOTAL . . . . .	<del>(\$475,000,000)</del>
	<u>\$600,000,000</u>

**Sec. 3013.** 2023 c 474 s 3062 (uncodified) is amended to read as follows:  
**FOR THE RECREATION AND CONSERVATION FUNDING BOARD**  
 2023-25 Community Forest Grant Program (40000060)

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

(1) The state building construction account—state appropriation in this section is provided solely for projects approved by the legislature, as identified in LEAP capital document No. RCO-5-2023, developed April 10, 2023.

(2) The natural climate solutions account—state appropriation in this section is provided solely for projects approved by the legislature, as identified in LEAP capital document No. RCO-1-2024, developed February 1, 2024. Projects on LEAP capital document No. RCO-1-2024 funded under this subsection are not also eligible to receive funding as alternate projects on LEAP capital document No. RCO-5-2023.

(3)(a) This section takes effect January 1, 2025.

(b) If the natural climate solutions account is repealed as of December 30, 2024, then this section is null and void on December 31, 2024.

Appropriation:

<u>Natural Climate Solutions Account—State . . . . .</u>	<u>\$5,770,000</u>
State Building Construction Account—State . . . . .	\$7,807,000
<u>Subtotal Appropriation . . . . .</u>	<u>\$13,577,000</u>
Prior Biennia (Expenditures) . . . . .	\$0
Future Biennia (Projected Costs) . . . . .	<del>(\$31,228,000)</del>
	<u>\$54,308,000</u>
TOTAL . . . . .	<del>(\$39,035,000)</del>
	<u>\$67,885,000</u>

**Sec. 3014.** 2023 c 474 s 3065 (uncodified) is amended to read as follows:  
**FOR THE RECREATION AND CONSERVATION FUNDING BOARD**

2023-25 Washington Coastal Restoration and Resiliency Initiative (40000063)

The appropriations in this section (~~(is)~~) are subject to the following conditions and limitations:

(1) Except as provided under subsection (2) of this section, the state building construction account—state appropriation in this section is provided solely for projects approved by the legislature, as identified in LEAP capital document No. RCO-8-2023, developed April 10, 2023.

(2) The recreation and conservation funding board may retain a portion of the funds appropriated from the state building construction account—state in this section for the administration of the grants. The portion of the funding retained for administration may not exceed 4.12 percent of the appropriation.

(3)(a) Except as provided for under (b) of this subsection, the natural climate solutions account—state appropriation in this section is provided solely for projects approved by the legislature, as identified in LEAP capital document No. RCO-2-2024, developed February 1, 2024. Projects on LEAP capital document No. RCO-2-2024 funded under this subsection (3) are not also eligible to receive funding as alternate projects on LEAP capital document No. RCO-8-2023.

(b) The board may retain up to \$314,000 of the amounts appropriated in this subsection (3) for administration of the grants.

(4)(a) This section takes effect January 1, 2025.

(b) If the natural climate solutions account is repealed as of December 30, 2024, then this section is null and void on December 31, 2024.

Appropriation:

Natural Climate Solutions Account—State . . . . .	\$7,928,000
State Building Construction Account—State . . . . .	\$10,134,000
<u>Subtotal Appropriation . . . . .</u>	<u>\$18,062,000</u>
Prior Biennia (Expenditures) . . . . .	\$0
Future Biennia (Projected Costs) . . . . .	<del>(\$40,536,000)</del>
	<u>\$72,248,000</u>
TOTAL . . . . .	<del>(\$50,670,000)</del>
	<u>\$90,310,000</u>

**Sec. 3015.** 2023 c 474 s 3066 (uncodified) is amended to read as follows:  
**FOR THE RECREATION AND CONSERVATION FUNDING BOARD**

2023-25 Brian Abbott Fish Barrier Removal Board (40000064)

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

~~(1) ((Except as provided under subsections (2) and (3) of this section, the))~~  
(a) \$21,092,000 of the natural climate solutions account—state appropriation and \$27,315,000 of the state building construction account—state appropriation((s)) in this section are provided solely for projects approved by the legislature, as identified in LEAP capital document No. RCO-6-2023, developed April 10, 2023.

~~((2))~~ (b) The recreation and conservation funding board may retain a portion of the funding appropriated in ((this section)) (a) of this subsection for

the administration of the grants. The portion of the funding retained for administration may not exceed \$1,356,000 from the state building construction account—state appropriation in this section.

~~((3))~~ (c) The department of fish and wildlife may retain up to \$1,862,000 of the state building construction account—state appropriation in ~~((this section))~~ (a) of this subsection for the Brian Abbott fish barrier removal board for technical assistance in developing projects for consideration.

(2)(a) \$22,198,000 of the natural climate solutions account—state appropriation in this section is provided solely for projects approved by the legislature, as identified in LEAP capital document No. RCO-3-2024, developed February 1, 2024. Projects on LEAP capital document No. RCO-3-2024 funded under this subsection are not also eligible to receive funding as alternate projects on LEAP capital document No. RCO-6-2023.

(b) The recreation and conservation funding board may retain a portion of the funding appropriated in (a) of this subsection for the administration of the grants. The portion of the funding retained for administration may not exceed \$622,000 from the natural climate solutions account—state appropriation in this section.

(c) The department of fish and wildlife may retain up to \$854,000 of the natural climate solutions account—state appropriation in (a) of this subsection for the Brian Abbott fish barrier removal board for technical assistance in developing projects for consideration.

(3)(a) This section takes effect January 1, 2025.

(b) If the natural climate solutions account is repealed as of December 30, 2024, then this section is null and void on December 31, 2024.

Appropriation:

Natural Climate Solutions Account—State . . . . .	<del>(\$21,092,000))</del>
	\$43,290,000
State Building Construction Account—State . . . . .	\$27,315,000
Subtotal Appropriation . . . . .	<del>(\$48,407,000))</del>
	\$70,605,000
Prior Biennia (Expenditures) . . . . .	\$0
Future Biennia (Projected Costs) . . . . .	<del>(\$193,628,000))</del>
	\$282,420,000
TOTAL . . . . .	<del>(\$242,035,000))</del>
	\$353,025,000

**Sec. 3016.** 2023 c 474 s 3064 (uncodified) is amended to read as follows:  
**FOR THE RECREATION AND CONSERVATION FUNDING BOARD**  
2023-25 Estuary and Salmon Restoration Program (40000062)

The appropriations in this section ~~((is))~~ are subject to the following conditions and limitations:

~~(1) ((Except as provided under subsections (2) and (3) of this section, the))~~  
(a) The state building construction account—state appropriation in this section is provided solely for projects approved by the legislature, as identified in LEAP capital document No. RCO-7-2023, developed April 10, 2023.

~~((2))~~ (b) The recreation and conservation funding board may retain a portion of the funding appropriated in ((this section)) (a) of this subsection for

the administration of the grants. The portion of the funding retained for administration may not exceed \$545,000.

~~((3))~~ (c) The department of fish and wildlife may retain a portion of the funding appropriated in ~~((this section))~~ (a) of this subsection for costs related to technical assistance and program administration. The portion of the funding retained for costs related to technical assistance and program administration may not exceed \$545,000.

(2)(a) The natural climate solutions account—state appropriation in this section is provided solely for projects approved by the legislature, as identified in LEAP capital document No. RCO-4-2024, developed February 1, 2024. Projects on LEAP capital document No. RCO-4-2024 funded under this subsection are not also eligible to receive funding as alternate projects on LEAP capital document No. RCO-7-2023.

(b) The recreation and conservation funding board may retain up to \$423,000 of the funding appropriated in (a) of this subsection for the administration of the grants.

(c) The department of fish and wildlife may retain up to \$423,000 of the funding appropriated in (a) of this subsection for costs related to technical assistance and program administration.

(3)(a) This section takes effect January 1, 2025.

(b) If the natural climate solutions account is repealed as of December 30, 2024, then this section is null and void on December 31, 2024.

Appropriation:

<u>Natural Climate Solutions Account—State</u> . . . . .	<u>\$11,110,000</u>
State Building Construction Account—State . . . . .	\$14,309,000
<u>Subtotal Appropriation</u> . . . . .	<u>\$25,419,000</u>
Prior Biennia (Expenditures) . . . . .	\$0
Future Biennia (Projected Costs) . . . . .	<del>(\$57,236,000)</del>
	<u>\$101,676,000</u>
TOTAL . . . . .	<del>(\$71,545,000)</del>
	<u>\$127,095,000</u>

**Sec. 3017.** 2023 c 474 s 3060 (uncodified) is amended to read as follows:  
**FOR THE RECREATION AND CONSERVATION FUNDING BOARD**  
2023-25 Youth Athletics Facilities (40000058)

The appropriation in this section is subject to the following conditions and limitations: The appropriation in this section is provided solely for projects approved by the legislature, as identified in LEAP capital document No. RCO-3.1-2023, developed ~~((April 10))~~ February 1, ((2023)) 2024.

Appropriation:

Youth Athletic Facility Account—State . . . . .	\$10,440,000
Prior Biennia (Expenditures) . . . . .	\$0
Future Biennia (Projected Costs) . . . . .	\$41,760,000
TOTAL . . . . .	\$52,200,000

**Sec. 3018.** 2023 c 474 s 3055 (uncodified) is amended to read as follows:  
**FOR THE RECREATION AND CONSERVATION FUNDING BOARD**  
2023-25 Washington Wildlife Recreation Program (40000053)

The appropriations in this section are subject to the following conditions and limitations: The appropriations in this section are provided solely for projects approved by the legislature, as identified in LEAP capital document No. RCO-1.1-2023, developed (~~April 10, 2023~~) March 2, 2024.

Appropriation:

Farm and Forest Account—State . . . . .	\$12,000,000
Habitat Conservation Account—State . . . . .	\$54,000,000
Outdoor Recreation Account—State . . . . .	\$54,000,000
Subtotal Appropriation . . . . .	\$120,000,000
Prior Biennia (Expenditures) . . . . .	\$0
Future Biennia (Projected Costs) . . . . .	\$480,000,000
TOTAL . . . . .	\$600,000,000

**Sec. 3019.** 2023 c 474 s 3080 (uncodified) is amended to read as follows:

**FOR THE STATE CONSERVATION COMMISSION**

2023-25 Conservation Reserve Enhancement Program (CREP) (40000023)

The appropriations in this section are subject to the following conditions and limitations: The state conservation commission may expend the state building construction account—state appropriation and natural climate solutions account—state appropriation in this section as grants to private land owners who were enrolled in the conservation reserve enhancement program, and whose acreage meets state program goals of providing riparian habitat or hydrologically connected wetland enhancements in salmon-bearing streams as determined by the Washington state department of fish and wildlife, but are now disenrolled due to a contract termination by the United States department of agriculture (USDA) farm service agency, or who voluntary terminated their enrollment as a result of the USDA farm service agency audit.

Appropriation:

Natural Climate Solutions Account—State . . . . .	\$11,000,000
State Building Construction Account—State . . . . .	\$4,000,000
Subtotal Appropriation . . . . .	\$15,000,000
Prior Biennia (Expenditures) . . . . .	\$0
Future Biennia (Projected Costs) . . . . .	\$60,000,000
TOTAL . . . . .	\$75,000,000

NEW SECTION. **Sec. 3020.** A new section is added to 2023 c 474 (uncodified) to read as follows:

**FOR THE STATE CONSERVATION COMMISSION**

Anaerobic Digester Development (91001830)

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

(1)(a) \$22,000,000 of the appropriation in this section is provided solely for grants to dairy farm owners for cost share agreements regarding anaerobic digester development. Grants awarded for anaerobic digester development must have at least a 50 percent nonstate match and be awarded through a competitive process that considers:

(i) The amount of greenhouse gas reduction expected to be achieved by the proposal; and

(ii) The amount of untreated effluent expected to be reduced by the proposal.

(b) Recipients of grants under this section must provide a report to the commission within one year of receipt of the grant, detailing the success of the project in meeting the stated criteria in the competitive process.

(2) \$2,900,000 of the appropriation in this section is provided solely for the commission to provide financial and technical assistance for project predevelopment.

Appropriation:

Climate Commitment Account—State . . . . .	\$24,900,000
Prior Biennia (Expenditures) . . . . .	\$0
Future Biennia (Projected Costs) . . . . .	\$99,600,000
TOTAL . . . . .	\$124,500,000

NEW SECTION. Sec. 3021. A new section is added to 2023 c 474 (uncodified) to read as follows:

**FOR THE DEPARTMENT OF FISH AND WILDLIFE**

Ringold Hatchery Replace Ponds (40000101)

Appropriation:

General Fund—Federal . . . . .	\$10,834,000
Prior Biennia (Expenditures) . . . . .	\$0
Future Biennia (Projected Costs) . . . . .	\$0
TOTAL . . . . .	\$10,834,000

**Sec. 3022.** 2023 c 474 s 3102 (uncodified) is amended to read as follows:

**FOR THE DEPARTMENT OF FISH AND WILDLIFE**

Minor Works Preservation 23-25 (40000164)

Appropriation:

State Building Construction Account—State . . . . .	<del>(\$11,255,000)</del>
	\$11,530,000
Prior Biennia (Expenditures) . . . . .	\$0
Future Biennia (Projected Costs) . . . . .	<del>(\$45,020,000)</del>
	\$46,120,000
TOTAL . . . . .	<del>(\$56,275,000)</del>
	\$57,650,000

NEW SECTION. Sec. 3023. A new section is added to 2023 c 474 (uncodified) to read as follows:

**FOR THE DEPARTMENT OF FISH AND WILDLIFE**

Sekiui Boat Ramp Acquisition (40000255)

Appropriation:

State Building Construction Account—State . . . . .	\$2,703,000
Prior Biennia (Expenditures) . . . . .	\$0
Future Biennia (Projected Costs) . . . . .	\$1,312,000
TOTAL . . . . .	\$4,015,000

NEW SECTION. Sec. 3024. A new section is added to 2023 c 474 (uncodified) to read as follows:

**FOR THE DEPARTMENT OF FISH AND WILDLIFE**

Mitchell Act BiOp Implementation (92001251)

Appropriation:

General Fund—Federal . . . . .	\$536,000
--------------------------------	-----------

Prior Biennia (Expenditures) . . . . .	\$0
Future Biennia (Projected Costs) . . . . .	\$0
TOTAL . . . . .	\$536,000

**NEW SECTION. Sec. 3025.** A new section is added to 2023 c 474 (uncodified) to read as follows:

**FOR THE DEPARTMENT OF FISH AND WILDLIFE**

Washougal Intake Replacement (92001252)

Appropriation:

General Fund—Federal . . . . .	\$14,274,000
Prior Biennia (Expenditures) . . . . .	\$0
Future Biennia (Projected Costs) . . . . .	\$0
TOTAL . . . . .	\$14,274,000

**Sec. 3026.** 2023 c 474 s 3115 (uncodified) is amended to read as follows:

**FOR THE DEPARTMENT OF NATURAL RESOURCES**

2023-25 State Trust Land Replacement (40000145)

Appropriation:

Community and Technical College Forest Reserve Account—State . . . . .	\$1,000,000
Natural Resources Real Property Replacement Account—State . . . . .	\$49,571,000
Resource Management Cost Account—State . . . . .	<del>(\$30,000,000)</del>
	<u>\$5,000,000</u>
Subtotal Appropriation . . . . .	<del>(\$80,571,000)</del>
	<u>\$55,571,000</u>
Prior Biennia (Expenditures) . . . . .	\$0
Future Biennia (Projected Costs) . . . . .	<del>(\$322,284,000)</del>
	<u>\$202,284,000</u>
TOTAL . . . . .	<del>(\$402,855,000)</del>
	<u>\$257,855,000</u>

**Sec. 3027.** 2023 c 474 s 3120 (uncodified) is amended to read as follows:

**FOR THE DEPARTMENT OF NATURAL RESOURCES**

Revitalizing Trust Land Transfers (40000152)

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

~~((The))~~ (1) \$9,325,000 of the state building construction account—state appropriation and \$8,000,000 of the natural climate solutions account—state appropriation((s)) in this section are provided solely for projects approved by the legislature, as identified in LEAP capital document No. DNR-1-2023, developed April 10, 2023.

(2) \$10,804,000 of the natural climate solutions account—state appropriation in this section is provided solely for projects approved by the legislature, as identified in LEAP capital document No. DNR-1-2024, developed March 2, 2024.

(3)(a) This section takes effect January 1, 2025.

(b) If the natural climate solutions account is repealed as of December 30, 2024, then this section is null and void on December 31, 2024.

Appropriation:

Natural Climate Solutions Account—State . . . . .	<del>(\$8,000,000)</del>
---	--------------------------

	<u>\$18,804,000</u>
State Building Construction Account—State . . . . .	\$9,325,000
Subtotal Appropriation . . . . .	<del>(\$17,325,000)</del>
	<u>\$28,129,000</u>
Prior Biennia (Expenditures) . . . . .	\$0
Future Biennia (Projected Costs) . . . . .	<del>(\$69,300,000)</del>
	<u>\$112,516,000</u>
TOTAL . . . . .	<del>(\$86,625,000)</del>
	<u>\$140,645,000</u>

**Sec. 3028.** 2023 c 474 s 3122 (uncodified) is amended to read as follows:

**FOR THE DEPARTMENT OF NATURAL RESOURCES**

2023-25 Minor Works Preservation (40000154)

Appropriation:

Model Toxics Control Capital Account—State . . . . .	\$824,000
State Building Construction Account—State . . . . .	<del>(\$4,484,000)</del>
	<u>\$5,219,000</u>
Subtotal Appropriation . . . . .	<del>(\$5,308,000)</del>
	<u>\$6,043,000</u>
Prior Biennia (Expenditures) . . . . .	\$0
Future Biennia (Projected Costs) . . . . .	<del>(\$21,232,000)</del>
	<u>\$24,828,000</u>
TOTAL . . . . .	<del>(\$26,540,000)</del>
	<u>\$30,871,000</u>

NEW SECTION. **Sec. 3029.** A new section is added to 2023 c 474 (uncodified) to read as follows:

**FOR THE DEPARTMENT OF NATURAL RESOURCES**

Port Angeles Fire and Seasonal Employee Housing (40000409)

Appropriation:

State Building Construction Account—State . . . . .	\$488,000
Prior Biennia (Expenditures) . . . . .	\$0
Future Biennia (Projected Costs) . . . . .	\$3,332,000
TOTAL . . . . .	\$3,820,000

NEW SECTION. **Sec. 3030.** A new section is added to 2023 c 474 (uncodified) to read as follows:

**FOR THE DEPARTMENT OF NATURAL RESOURCES**

Land Bank Spending Authority (40000410)

Appropriation:

Land Bank Account—State . . . . .	\$20,000,000
Prior Biennia (Expenditures) . . . . .	\$0
Future Biennia (Projected Costs) . . . . .	\$80,000,000
TOTAL . . . . .	\$100,000,000

NEW SECTION. **Sec. 3031.** A new section is added to 2023 c 474 (uncodified) to read as follows:

**FOR THE DEPARTMENT OF NATURAL RESOURCES**

Drought Resilience Infrastructure Investments (40000411)

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

(1) The appropriation in this section from the natural climate solutions account—state takes effect January 1, 2025.

(2) If the natural climate solutions account is repealed as of December 30, 2024, then the amount appropriated in this section from the natural climate solutions account—state shall lapse on December 31, 2024.

Appropriation:

Natural Climate Solutions Account—State . . . . .	\$500,000
State Building Construction Account—State . . . . .	\$250,000
Subtotal Appropriation . . . . .	\$750,000
Prior Biennia (Expenditures) . . . . .	\$0
Future Biennia (Projected Costs) . . . . .	\$0
TOTAL . . . . .	\$750,000

NEW SECTION. Sec. 3032. A new section is added to 2023 c 474 (uncodified) to read as follows:

**FOR THE DEPARTMENT OF NATURAL RESOURCES**

Recreational Target Shooting Pilot Sites (40000413)

Appropriation:

Firearms Range Account—State . . . . .	\$900,000
State Building Construction Account—State . . . . .	\$900,000
Subtotal Appropriation . . . . .	\$1,800,000
Prior Biennia (Expenditures) . . . . .	\$0
Future Biennia (Projected Costs) . . . . .	\$0
TOTAL . . . . .	\$1,800,000

NEW SECTION. Sec. 3033. A new section is added to 2023 c 474 (uncodified) to read as follows:

**FOR THE DEPARTMENT OF NATURAL RESOURCES**

YMCA Camp Colman (40000424)

The appropriation in this section is subject to the following conditions and limitations: The appropriation in this section is provided solely to address erosion-related impacts to Camp Colman resulting from the removal of a tidal gate and restoration of fish passage at Whiteman Cove. The department shall contract with the YMCA of greater Seattle for (1) the design and construction of two cabins; and (2) design and construction of ADA-compliant trails, road improvements to allow for emergency service access, and an expanded septic system that serves the two cabins.

Appropriation:

State Building Construction Account—State . . . . .	\$3,670,000
Prior Biennia (Expenditures) . . . . .	\$0
Future Biennia (Projected Costs) . . . . .	\$0
TOTAL . . . . .	\$3,670,000

NEW SECTION. Sec. 3034. A new section is added to 2023 c 474 (uncodified) to read as follows:

**FOR THE DEPARTMENT OF NATURAL RESOURCES**

Encumbered Lands - Acquisition (91000323)

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

(1) Except as provided for under subsection (3) of this section, the appropriation in this section is provided solely for the department to acquire working forestlands in Wahkiakum county to be managed for increased carbon sequestration and carbon storage through sustainable timber harvests. Any land purchased must be managed under the department's habitat conservation plan and policy for sustainable forests. Pursuant to subsection (2) of this section, it is the intent of the legislature that these lands serve as replacement land for structurally complex, carbon-dense forestlands designated for conservation and for existing encumbered state forestlands. Once purchased, the lands must be considered as part of the land bank created in RCW 79.19.020. The property must be purchased before the transfer of any existing trust land is fully executed.

(2)(a) If the department acquires land pursuant to subsection (1) of this section, it must use the lands acquired for the following purposes: (i) For the permanent conservation of structurally complex, carbon-dense forestland in the Capitol state forest in Thurston county, in the Green Mountain state forest in Kitsap county, in the Stillaguamish watershed in Snohomish county, or in the Elbe Hills State Forest in Pierce county; and (ii) as replacement state forestlands to replace existing encumbered state forestlands in Clallam, Pacific, Skamania, and Wahkiakum counties.

(b) If the department acquires land pursuant to subsection (1) of this section, it must allocate the value of any land acquired as follows: (i) Up to \$5,750,000 for the purposes specified in (a)(i) of this subsection (2); and (ii) up to \$8,750,000 for the purposes specified under (a)(ii) of this subsection (2).

(c) The department must designate any lands acquired related to (a)(ii) of this subsection (2) as state forest transfer lands.

(d) If the department acquires any replacement lands pursuant to this section, it must take the following actions: (i) Designate the lands acquired for management under the department's habitat conservation plan and policy for sustainable forests; (ii) ensure that any acquisition pursuant to this section complies with the allowable purposes of RCW 70A.65.270; and (iii) ensure that any replacement of structurally complex, carbon-dense forested trust land pursuant to (a)(i) of this subsection (2) be of equal value to the land conserved and that replacement land is purchased before the transfer is fully executed.

(e) Before conserving any forestland pursuant to (a)(i) of this subsection (2), the department must receive letters nominating specific parcels issued by the legislative authority of the county in which the forestland is located and the approval of the conservation parcel boundaries by the board of natural resources. In no instance may timber with a forest practice application approved prior to March 5, 2024, be considered for nomination. County parcel nomination and board approval pursuant to this process must be finalized prior to the transfer of the forestland pursuant to this section. Nothing in this subsection prohibits the conservation of up to 260 acres of structurally complex, carbon-dense forestland in Thurston county.

(f) In the 2023-2025 fiscal biennium, the department may designate the structurally complex, carbon-dense forested trust land identified in (a)(i) of this subsection (2) as a natural area preserve or a natural resource conservation area notwithstanding the requirements of chapter 79.70 and 79.71 RCW.

(g) In the 2023-2025 fiscal biennium, the legislative authority of the county from which the real property was transferred pursuant to (a)(i) of this subsection

(2) may not request that the department distribute a percentage of the proceeds associated with the valuable materials to the legislative authority of the county from which the real property was transferred.

(h) Before conserving any forestland pursuant to (a)(i) of this subsection (2), the legislative body of the county must request in writing to participate in a land pool in accordance with RCW 79.22.140.

(3) The department may use up to \$500,000 of the total appropriation in this section for its administrative costs pursuant to this section.

(4) This section takes effect January 1, 2025.

(5) If the natural climate solutions account is repealed as of December 30, 2024, then this section is null and void on December 31, 2024.

Appropriation:

Natural Climate Solutions Account—State . . . . .	\$15,000,000
Prior Biennia (Expenditures) . . . . .	\$0
Future Biennia (Projected Costs) . . . . .	\$0
TOTAL . . . . .	\$15,000,000

NEW SECTION. Sec. 3035. A new section is added to 2023 c 474 (uncodified) to read as follows:

**FOR THE DEPARTMENT OF NATURAL RESOURCES**

Wildfire Reforestation (92000063)

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

(1) \$7,500,000 of the appropriation in this section is provided solely for postwildfire reforestation of the forestlands managed by the department of natural resources. The department must prioritize expenditures for the benefit of state trust lands.

(2)(a) \$2,500,000 of the appropriation in this section is provided solely for the department to administer grants for postwildfire reforestation on lands owned by tribes, nonprofit organizations, industrial and nonindustrial private forest landowners, local governments, and other state agencies. Lands owned by the federal government or lands managed by the department are not eligible for funds in this section.

(b) The department must establish criteria for the grant program funded in this section, allowing for land preparation, sourcing of seedlings, reforestation, and efforts to promote seedling survival.

(c) Criteria must include:

(i) A cost-share percentage for grant recipients of at least 50 percent of the grant award, including any in-kind contributions;

(ii) Minimum and maximum potential grant awards;

(iii) The prioritization of funds for direct reforestation efforts;

(iv) Ensuring that the applicant's projects are not required by law;

(v) Specific considerations for grant applicants proposing to include the reforestation of riparian buffers, potentially unstable slopes, or other areas where harvest is restricted due to state regulations that were affected by the underlying catastrophic event; and

(vi) Consideration of any relevant environmental justice assessments under RCW 70A.02.060.

Appropriation:

Natural Climate Solutions Account—State . . . . .	\$10,000,000
Prior Biennia (Expenditures) . . . . .	\$0
Future Biennia (Projected Costs) . . . . .	\$40,000,000
TOTAL . . . . .	\$50,000,000

NEW SECTION. Sec. 3036. A new section is added to 2023 c 474 (uncodified) to read as follows:

**FOR THE DEPARTMENT OF NATURAL RESOURCES**

Fallen Firefighter Memorial (SHB 2091) (91000328)

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

- (1) The appropriation in this section is provided solely for preconstruction and administrative implementation pursuant to Substitute House Bill No. 2091.
- (2) If Substitute House Bill No. 2091 (fallen firefighter memorial) is not enacted by June 30, 2024, the amount provided in this section shall lapse.

Appropriation:

State Building Construction Account—State . . . . .	\$371,000
Prior Biennia (Expenditures) . . . . .	\$0
Future Biennia (Projected Costs) . . . . .	\$490,000
TOTAL . . . . .	\$861,000

NEW SECTION. Sec. 3037. A new section is added to 2023 c 474 (uncodified) to read as follows:

**FOR THE DEPARTMENT OF NATURAL RESOURCES**

Quinault Legacy Forest Acquisition (92001586)

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

- (1) This section takes effect January 1, 2025.
- (2) If the natural climate solutions account is repealed as of December 30, 2024, then this section is null and void on December 31, 2024.

Appropriation:

Natural Climate Solutions Account—State . . . . .	\$25,000,000
Prior Biennia (Expenditures) . . . . .	\$0
Future Biennia (Projected Costs) . . . . .	\$0
TOTAL . . . . .	\$25,000,000

NEW SECTION. Sec. 3038. A new section is added to 2023 c 474 (uncodified) to read as follows:

**FOR THE DEPARTMENT OF AGRICULTURE**

Agricultural Carbon Storage and Sequestration (40000001)

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

- (1) The appropriation in this section is provided solely for grants to improve carbon storage and sequestration on agricultural lands.
- (2) Only agricultural producers with revenue that is less than \$3,500,000 annually that the department in its discretion considers small farms are eligible to receive grants. The department must prioritize funds for historically underserved producers including farmers and ranchers who are beginning, socially disadvantaged, veterans, and have limited resources.

(3) Eligible activities include:

(a) Agricultural management practices focused on soil health that will result in improved carbon outcomes, including carbon storage, sequestration, or reducing greenhouse gas emissions;

(b) Research that creates tools intended to support farms in reducing greenhouse gas emissions or improving carbon storage and sequestration; and

(c) Activities pursuant to (a) and (b) by applying live, native algae produced and delivered on farms.

(4)(a) This section takes effect January 1, 2025.

(b) If the natural climate solutions account is repealed as of December 30, 2024, then this section is null and void on December 31, 2024.

Appropriation:

Natural Climate Solutions Account—State . . . . .	\$5,000,000
Prior Biennia (Expenditures) . . . . .	\$0
Future Biennia (Projected Costs) . . . . .	\$20,000,000
TOTAL . . . . .	\$25,000,000

**NEW SECTION. Sec. 3039.** A new section is added to 2023 c 474 (uncodified) to read as follows:

**FOR THE DEPARTMENT OF AGRICULTURE**

State Lands Assessment (91000011)

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

(1) \$200,000 of the state taxable building construction account—state appropriation is provided solely for the department, in consultation with the department of natural resources, to perform an assessment of unused and underutilized state-owned, unimproved lands to determine the suitability of such lands for agricultural purposes, including grazing. For the purposes of this section, "underutilized state-owned lands" means lands that do not assist in meeting the goals of the state agency that owns or manages the land and that are already being considered for sale or surplus. "Underutilized state-owned lands" does not include state-owned lands held under lease, held in trust, or that are otherwise intended for specific purposes.

(2) \$100,000 of the climate commitment account—state appropriation is provided solely for the department to incorporate into the assessment an examination of the use of such lands for agrivoltaics. For the purposes of this section, "agrivoltaics" means the use of land that intentionally integrates agriculture and solar photovoltaic energy generation.

(3) The department must complete the assessment by June 1, 2025, and must submit it to the governor, the commissioner of public lands, the director of the Washington State University energy program, the director of the department of commerce, and the committees of the legislature with jurisdiction over agricultural matters.

(4)(a) Subsection (2) of this section takes effect January 1, 2025.

(b) If the climate commitment account is repealed as of December 30, 2024, then subsection (2) of this section is null and void on December 31, 2024, and the amount appropriated in this section from the climate commitment account—state shall lapse.

Appropriation:

Climate Commitment Account—State .....	\$100,000
State Taxable Building Construction Account— State .....	\$200,000
Subtotal Appropriation .....	\$300,000
Prior Biennia (Expenditures) .....	\$0
Future Biennia (Projected Costs) .....	\$0
TOTAL .....	\$300,000

**PART 4  
TRANSPORTATION**

**Reserved.**

**PART 5  
EDUCATION**

**Sec. 5001.** 2023 c 474 s 5001 (uncodified) is amended to read as follows:  
**FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION**  
West Sound Technical Skills Center Modernization (40000015)

The appropriations in this section are subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 5003, chapter 269, Laws of 2022.

Reappropriation:

State Building Construction Account—State .....	\$10,990,000
---	--------------

Appropriation:

School Construction and Skill Centers Building Account—State .....	\$755,000
<del>((State Building Construction Account— State .....</del>	<del>\$40,606,000))</del>
<u>Common School Construction Account—State .....</u>	<u>\$40,606,000</u>
Subtotal Appropriation .....	\$41,361,000
Prior Biennia (Expenditures) .....	\$410,000
Future Biennia (Projected Costs) .....	\$44,343,000
TOTAL .....	\$97,104,000

**Sec. 5002.** 2023 c 474 s 5002 (uncodified) is amended to read as follows:  
**FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION**  
2023-25 School Construction Assistance Program (40000063)

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

(1) ~~((\$412,044,000))~~ \$117,522,000 of the state building construction account—state appropriation ~~((and \$171,097,000)).~~ \$169,871,000 of the common school construction account—state appropriation, and \$1,500,000 of the common school construction account—federal appropriation in this section are provided solely for school construction assistance grants for qualifying public school construction projects.

(2) ~~((\$5,031,000))~~ \$4,757,000 of the common school construction account—state appropriation in this section is provided solely for study and survey grants and for completing inventory and building condition assessments for public school districts every six years, and for the acquisition of art pursuant to RCW 28A.335.210.

(3) The office of the superintendent of public instruction must consult with the department of enterprise services and the department of commerce to identify cost-effective steps for new buildings and building modernization projects to comply with the clean buildings act.

Appropriation:

Common School Construction Fund—State . . . . .	<del>(\$176,128,000)</del>	\$174,628,000
<u>Common School Construction Fund—Federal . . . . .</u>		\$1,500,000
State Building Construction Account—State . . . . .	<del>(\$412,044,000)</del>	\$117,522,000
Subtotal Appropriation . . . . .	<del>(\$588,172,000)</del>	\$293,650,000
Prior Biennia (Expenditures) . . . . .		\$0
Future Biennia (Projected Costs) . . . . .	<del>(\$5,136,683,000)</del>	\$2,050,097,000
TOTAL . . . . .	<del>(\$5,724,855,000)</del>	\$2,343,747,000

**Sec. 5003.** 2023 c 474 s 5003 (uncodified) is amended to read as follows:

**FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION**

2023-25 Small District & Tribal Compact Schools Modernization (40000065)

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

(1) ~~(\$78,390,000)~~ \$191,646,000 of the common school construction account—state appropriation ~~(and \$3,000,000 of the common school construction fund—federal appropriation)~~ in this section ~~(are)~~ is provided solely for modernization grants for small school districts authorized under RCW 28A.525.159. Of this amount, \$86,000,000 is provided solely for small district modernization grants, not to exceed \$6,000,000 per grant, to school districts that were awarded a planning grant during the 2023-2025 fiscal biennium pursuant to LEAP capital document No. OSPI-1-2023, developed April 10, 2023. Small districts awarded a planning grant pursuant to this list that do not receive a modernization grant in the 2023-2025 fiscal biennium are eligible for the maximum state funding level of \$12,000,000 established under subsection (5)(a) of this section. The office of the superintendent of public instruction shall report the status and award amounts of all grants awarded pursuant to this section to the governor and appropriate fiscal committees of the legislature no later than October 15, 2024.

(2) ~~(\$1,496,000)~~ \$2,307,000 of the common school construction account—state appropriation in this section is provided solely for planning grants for small school districts authorized under RCW 28A.525.159. Planning grants may not exceed \$50,000 per district. Planning grants may only be awarded to school districts with ~~(an)~~ estimated total project costs of \$6,000,000 or less or \$12,000,000 or less, as applicable under this section.

(3) \$12,145,000 of the state building construction account—state appropriation in this section is provided solely for planning grants and modernization grants to state-tribal compact schools. The superintendent of public instruction may prioritize planning grants for state-tribal compact schools

with the most serious building deficiencies and the most limited financial capacity.

(4) (~~(\$5,000,000)~~) \$6,800,000 of the climate commitment account—state appropriation in this section is provided solely for energy assessment grants for small school districts eligible under RCW 28A.525.159. Grant funding awarded may be used to perform facility energy assessments of instructional buildings.

(5)(a) The superintendent of public instruction shall submit a list of small school district modernization projects, as prioritized by the advisory committee under RCW 28A.525.159, to the legislature and the governor by ~~(September)~~ October 15, 2024. The list must include: ~~((a))~~ (i) A description of the project; ~~((b))~~ (ii) the proposed state funding level, not to exceed ~~(\$6,000,000)~~ \$12,000,000 per project; ~~((c))~~ (iii) estimated total project costs; and ~~((d))~~ (iv) local funding resources.

(b) In addition to the standard list required in (a) of this subsection, the superintendent of public instruction shall also submit an alternative list with the agency's request for capital appropriations for the 2025-2027 fiscal biennium that includes small school districts with 3,000 students or less, with a state funding level not to exceed \$12,000,000 per project. This list must include the following information: (i) A description of the project; (ii) the proposed state funding level; (iii) estimated total project costs; and (iv) local funding resources.

(6) ~~(The)~~ (a) Subject to (b) of this subsection (6), the appropriations in this section may be awarded only to projects approved by the legislature, as identified in LEAP capital document No. OSPI-1-2023, developed April 10, 2023, and in LEAP capital document No. OSPI-1-2024, developed March 2, 2024.

(b) To the extent that the amounts appropriated for small districts and state-tribal compact schools specified in the LEAP capital documents in (a) of this subsection exceed the actual costs of funding these projects, the department may reallocate excess funding to eligible projects pursuant to RCW 28A.525.159. However, the total funding appropriated to eligible small district projects must remain allocated to eligible small district projects, and the total funding appropriated to eligible state-tribal compact school projects must remain allocated to eligible state-tribal compact school projects.

(7)(a) Except as provided under (b) of this subsection, \$1,982,000 of the common school construction account—state appropriation in this section is provided solely for preconstruction grants and administrative implementation pursuant to Substitute House Bill No. 1044.

(b) If Substitute House Bill No. 1044 (capital assistance/schools) is not enacted by June 30, 2024, the amount provided in this subsection is instead provided solely for small district modernization grants, not to exceed \$6,000,000 per grant, to school districts that were awarded a planning grant during the 2023-2025 fiscal biennium pursuant to LEAP capital document No. OSPI-1-2023, developed April 10, 2023.

Appropriation:

Climate Commitment Account—State . . . . .	<del>(\$5,000,000)</del>
	<u>\$6,800,000</u>
Common School Construction Account—State . . . . .	<del>(\$79,886,000)</del>
	<u>\$195,935,000</u>
<del>(Common School Construction Fund—Federal . . . . .</del>	<del>\$3,000,000)</del>

State Building Construction Account—State .....	\$12,145,000
Subtotal Appropriation .....	<del>(\$100,031,000)</del>
	<u>\$214,880,000</u>
Prior Biennia (Expenditures) .....	\$0
Future Biennia (Projected Costs) .....	<del>(\$400,124,000)</del>
	<u>\$2,727,220,000</u>
TOTAL .....	<del>(\$500,155,000)</del>
	<u>\$2,942,100,000</u>

Sec. 5004. 2023 c 474 s 5005 (uncodified) is amended to read as follows:

**FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION**

2023-25 School District Health and Safety (40000067)

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

(1) ~~(\$5,000,000)~~ \$11,000,000 of the appropriation in this section 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) ~~(\$11,600,000)~~ \$12,700,000 of the appropriation in this section 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 \$500,000, 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) (~~(\$3,600,000)~~ \$4,600,000) of the appropriation in this section 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 office of 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:

<del>((State Building Construction Account —</del>	
State .....	<del>\$20,200,000))</del>
<u>Common School Construction Account—State</u> .....	<u>\$28,300,000</u>
Prior Biennia (Expenditures) .....	\$0
Future Biennia (Projected Costs) .....	<del>(((\$80,800,000))</del>
	<u>\$113,200,000</u>
TOTAL .....	<del>(((\$101,000,000))</del>
	<u>\$141,500,000</u>

**Sec. 5005.** 2023 c 474 s 5006 (uncodified) is amended to read as follows:  
**FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION**  
 2023-25 Healthy Kids-Healthy Schools (40000068)

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

(1)(a) (~~(\$10,000,000)~~ \$11,500,000) of the common school construction account—state appropriation in this section is provided solely for healthy kids and healthy schools grants for projects that are consistent with the healthiest next generation priorities.

(b) The appropriation in this subsection (1) is provided solely for grant funding to school districts for the purchase of equipment or to make repairs to existing equipment that is related to improving: (i) Children's physical health, and may include, but is not limited to, fitness playground equipment, covered play areas, and physical education equipment or related structures or renovation;

and (ii) children's nutrition, and may include, but is not limited to, garden related structures and greenhouses to provide students access to fresh produce, and kitchen equipment or upgrades.

(c) The office of the superintendent of public instruction shall develop criteria for grant funding under this subsection (1) that include, but are not limited to, the following requirements: (i) Districts may apply for grants, but no single district may receive more than \$200,000 of the appropriation for grants awarded under this section; (ii) any district receiving funding provided in this section must demonstrate a consistent commitment to addressing school facilities' needs; and (iii) applicants with a high percentage of students who are eligible and enrolled in the free and reduced-price meals program may be prioritized.

(2) \$1,500,000 of the state building construction account—state appropriation in this section is provided solely for grants to school districts, charter schools, and state-tribal education compact schools for the replacement of lead-contaminated pipes, drinking water fixtures, and the purchase of water filters, including the labor costs of remediation design, installation, and construction.

Appropriation:

Common School Construction Account—State	.....	..( <del>(\$10,000,000)</del> )
		<u>\$11,500,000</u>
State Building Construction Account—State	.....	\$1,500,000
Subtotal Appropriation	.....	..( <del>(\$11,500,000)</del> )
		<u>\$13,000,000</u>
Prior Biennia (Expenditures)	.....	\$0
Future Biennia (Projected Costs)	.....	..( <del>(\$46,000,000)</del> )
		<u>\$52,000,000</u>
TOTAL	.....	..( <del>(\$57,500,000)</del> )
		<u>\$65,000,000</u>

Sec. 5006. 2023 c 474 s 5008 (uncodified) is amended to read as follows:

**FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION**

2023-25 Skills Centers Minor Works (40000070)

Appropriation:

<del>((State Building Construction Account—</del>		
<del>State</del>	.....	<del>\$5,135,000)</del> )
<u>Common School Construction Account—State</u>	.....	<u>\$5,135,000</u>
Prior Biennia (Expenditures)	.....	\$0
Future Biennia (Projected Costs)	.....	\$20,540,000
TOTAL	.....	\$25,675,000

NEW SECTION. Sec. 5007. A new section is added to 2023 c 474 (uncodified) to read as follows:

**FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION**

School District Indoor Air Quality & Energy Efficiency (40000104)

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

(1)(a) \$3,750,000 of the common school construction account—state appropriation and \$7,500,000 of the climate commitment account—state appropriation in this section are provided solely for grants to school districts

with enrollments exceeding 3,000 students for indoor air quality assessment grants.

(b) Grantees under this subsection may: (i) Seek technical assistance from state funded entities, such as the office of the superintendent of public instruction, the department of commerce, and the department of health; (ii) seek technical assistance from other entities, such as local health jurisdiction school safety programs and the smart buildings center's K-12 ventilation and indoor air quality resource team; and (iii) use funding awarded to seek guidance and technical assistance from commercial entities that have specialized knowledge of troubleshooting modern HVAC or smart building systems.

(c) Subject to subsection (3) of this section and if applications for assessment grants under this subsection exceed available funding, the office of the superintendent of public instruction must first prioritize grants for school districts: (i) Without existing heating, ventilation, and air-conditioning (HVAC) systems; (ii) that have documented proof of indoor air quality performance that does not meet current state energy code; (iii) with outdated or underperforming HVAC systems; and (iv) that have the most limited financial capacity. Assessments funded under this subsection (1)(c) must include professional cost estimates for mitigating the indoor air quality deficiencies identified. The office of the superintendent of public instruction must collect the cost estimate data from school districts receiving a grant under this subsection and report a summary of the collected cost data, as well as a list of specific capital projects for school districts developed from this data, to the appropriate fiscal committees of the legislature by January 6, 2025.

(2)(a) \$11,250,000 of the common school construction account—state appropriation and \$22,000,000 of the climate commitment account—state appropriation in this section are provided solely for grants to school districts with enrollments that are less than or equal to 3,000 students for assessment, installation, repair, or replacement of HVAC, air filtration enhancements, and general air quality improvements that improve student health and safety.

(b) Grantees under this subsection may: (i) Seek technical assistance from state funded entities, such as the office of the superintendent of public instruction, the department of commerce, and the department of health; (ii) seek technical assistance from other entities, such as local health jurisdiction school safety programs and the smart buildings center's K-12 ventilation and indoor air quality resource team; and (iii) use funding awarded to seek guidance and technical assistance from commercial entities that have specialized knowledge of troubleshooting modern HVAC or smart building systems.

(c) Subject to subsection (3) of this section and if applications grants under this subsection exceed available funding, the office of the superintendent of public instruction must first prioritize grants for school districts: (i) Without existing HVAC systems; (ii) that have documented proof of indoor air quality performance that does not meet current state energy code; (iii) with outdated or underperforming HVAC systems; and (iv) that have the most limited financial capacity.

(3) The office of the superintendent of public instruction must first allocate, to the maximum extent feasible, the funding appropriated under this section to grants prioritized under subsections (1) and (2) of this section. However, as necessary to award grants using the climate commitment account—state

appropriation in this section, the superintendent of public instruction may also prioritize grants under this section that will improve compliance with the state's energy-related building standards in chapter 19.27A RCW by reducing energy use intensity.

(4) \$25,000 of the common school construction account—state appropriation in this section is provided for the office of the superintendent of public instruction to make modifications to its information and condition of schools system related to implementing this section.

(5) \$500,000 of the climate commitment account—state appropriation in this section is provided solely to schools in communities located near and under Seattle-Tacoma international airport flight paths for air filtration systems with HEPA filters that can remove ultrafine pollution particles from the air caused by aircraft traffic, as identified in the mobile observations of ultrafine particles study report published by the University of Washington.

(6)(a) The appropriation in this section from the climate commitment account—state takes effect January 1, 2025.

(b) If the climate commitment account is repealed as of December 30, 2024, the amounts appropriated in this section from the climate commitment account—state shall lapse on December 31, 2024.

Appropriation:

Climate Commitment Account—State . . . . .	\$30,000,000
Common School Construction Fund—State . . . . .	\$15,025,000
Subtotal Appropriation . . . . .	\$45,025,000
Prior Biennia (Expenditures) . . . . .	\$0
Future Biennia (Projected Costs) . . . . .	\$180,000,000
TOTAL . . . . .	\$225,025,000

**NEW SECTION. Sec. 5008.** A new section is added to 2023 c 474 (uncodified) to read as follows:

**FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION**

Energy Assessment Grants to School Districts (91000509)

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

(1) \$4,900,000 of the climate commitment account—state appropriation in this section is provided solely for energy assessment grants to school districts for buildings that exceed 220,000 gross square feet pursuant to compliance with the state's energy-related building standards in chapter 19.27A RCW. Assessments funded under this subsection must include professional cost estimates for mitigating the energy use intensity deficiencies identified. The office of the superintendent of public instruction must collect the cost estimate data from school districts receiving a grant under this subsection and report a summary of the collected cost data, as well as a list of specific capital projects for school districts developed from this data, to the appropriate fiscal committees of the legislature by January 6, 2025.

(2) \$50,000 of the common school construction account—state appropriation in this section is provided for the office of the superintendent of public instruction to make modifications to its information and condition of schools system related to implementing this section.

(3) If applications for energy assessment grants under this section exceed funds available, the office of the superintendent of public instruction must prioritize grants for school buildings that are likely to require the most substantial improvements related to compliance with chapter 19.27A RCW and for school districts that have the most limited financial capacity. The office of the superintendent of public instruction shall make such prioritizations using facilities data from the information and condition of schools database and through information provided by the school district at the time of application.

Appropriation:

Climate Commitment Account—State . . . . .	\$4,900,000
Common School Construction Account—State . . . . .	\$50,000
Subtotal Appropriation . . . . .	\$4,950,000
Prior Biennia (Expenditures) . . . . .	\$0
Future Biennia (Projected Costs) . . . . .	\$19,600,000
TOTAL . . . . .	\$24,550,000

NEW SECTION. Sec. 5009. A new section is added to 2023 c 474 (uncodified) to read as follows:

**FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION**

School-based Health and Behavioral Health Clinics (91000519)

The appropriation in this section is subject to the following conditions and limitations: The appropriation is provided solely for the following list of projects:

Bellingham Public Schools (Options High School) . . . . .	\$300,000
CHC of Snohomish County (Cascade High School) . . . . .	\$244,000
CHC of Snohomish County (Everett High School) . . . . .	\$244,000
Country Doctor CHC (Meany Middle School) . . . . .	\$80,000
Country Doctor CHC (Nova High School) . . . . .	\$80,000
HealthPoint (Evergreen High School) . . . . .	\$490,000
HealthPoint (Tyee High School) . . . . .	\$490,000
Jefferson County Public Health (Blue Heron Middle School) . . . . .	\$136,000

Appropriation:

State Building Construction Account—State . . . . .	\$2,064,000
Prior Biennia (Expenditures) . . . . .	\$0
Future Biennia (Projected Costs) . . . . .	\$0
TOTAL . . . . .	\$2,064,000

NEW SECTION. Sec. 5010. A new section is added to 2023 c 474 (uncodified) to read as follows:

**FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION**

Career and Technical Education Projects (91000534)

The appropriation in this section is subject to the following conditions and limitations: The appropriation is provided solely for the following list of projects:

Cascadia Tech: Natural Resource Outdoor Learning Collaboration . . . . .	\$1,154,000
Sequim School District CTE Center of Excellence Phase 1 . . . . .	\$4,990,000

Tri-Tech Skills Center . . . . .	\$45,496,000
Whatcom County Skills Center Preconstruction . . . . .	\$2,100,000
Wenatchee Valley Technical Skills Center . . . . .	\$14,463,000
Appropriation:	
Common School Construction Account—State . . . . .	\$68,203,000
Prior Biennia (Expenditures) . . . . .	\$0
Future Biennia (Projected Costs) . . . . .	\$0
TOTAL . . . . .	\$68,203,000

NEW SECTION. Sec. 5011. A new section is added to 2023 c 474 (uncodified) to read as follows:

**FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION**

School Construction Assistance Program Revision (SCAPR) Planning (91000535)

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

(1) The appropriation in this section is provided solely for the office of the superintendent of public instruction for the following purposes: (a) To develop a proposal to modify and improve efficiencies within, and access to, the school construction assistance program and to identify cost-saving measures for awarding state grants for the construction and modernization of common school facilities; (b) to contract with a consultant to develop the proposal pursuant to (a) of this subsection; and (c) to facilitate the stakeholder process in subsection (2) of this section.

(2) The proposal development process identified in subsection (1) of this section must include iterative consultation and meetings with the following entities: (a) School districts, including educational service districts, from all regions of the state and representing a variety of rural, urban, and suburban districts of various sizes; (b) the governor or the governor's designee; (c) the chairs and ranking members of the appropriate fiscal committees of the legislature or their designees; (d) the office of the superintendent of public instruction's technical advisory committee; (e) a statewide education employee organization; and (f) other stakeholders deemed appropriate by the stakeholder group in this subsection. The office of the superintendent of public instruction must convene a meeting with the chairs and ranking members of the appropriate fiscal committees of the legislature or their designees to discuss a work plan, a draft request for proposals to hire a consultant pursuant to this section, a facilitation plan that may include professional facilitation, and a schedule pursuant to this subsection no later than June 15, 2024.

(3) The proposal developed under subsection (1) of this section must include options for how the state could create: (a) A process that recognizes the substantial variation between district sizes and financial capacities that categorizes reasonably comparable applicants into distinct school district groupings in order to foster a fair and equitable prioritization of projects; (b) a process for prioritizing requests for state funding for school construction that results in ranked project lists, using the groupings developed under (a) of this subsection for the governor and legislature's consideration during the biennial budget development process; (c) a formula or formulas for determining the state and school district shares of project cost, which may vary across the groupings

established under (a) of this subsection; (d) policies regarding allowable space types and quantities to meet current and future instructional requirements and initiatives; (e) a recommendation regarding the appropriate entity, such as an advisory committee, to evaluate and prioritize project applications; (f) recommendations related to the development of prototypical school designs intended to enhance the student learning environment and the useful life of facilities, while also reducing design and construction costs; and (g) a phase in schedule for changes to the school construction funding formulas that honors planning and currently authorized bonds that were developed based on current program rules.

(4) The project prioritization process developed under subsection (3) of this section must include consideration of: (a) District incorporation of prototypical designs; (b) projected enrollment; (c) facility condition and age; (d) factors related to school district financial capacity, including property valuation, remaining debt capacity, and any special circumstances that may impact districts' ability to fund capital projects; (e) natural hazard conditions, including seismic and tsunami risk; and (f) any other factors deemed appropriate by the office of the superintendent of public instruction.

(5) The formula for determining the state and school district shares of project cost developed under subsection (3) of this section must include consideration of: (a) District incorporation of prototypical designs; (b) factors related to school district financial capacity, including remaining debt capacity, property tax rates, and median household income; (c) the market price of construction per square foot, with consideration of regional cost differences; and (d) any other factors deemed appropriate by the office of the superintendent of public instruction.

(6) The office of the superintendent of public instruction must submit an interim progress report pursuant to this section to the governor and the appropriate fiscal committees of the legislature, no later than March 15, 2025. The office of the superintendent of public instruction must submit a final report containing the proposal developed pursuant to this section to the governor and the appropriate fiscal committees of the legislature, no later than September 30, 2025.

Appropriation:

Common School Construction Fund—State . . . . .	\$1,000,000
Prior Biennia (Expenditures) . . . . .	\$0
Future Biennia (Projected Costs) . . . . .	\$0
TOTAL . . . . .	\$1,000,000

Sec. 5012. 2023 c 474 s 5013 (uncodified) is amended to read as follows:

**FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION**

2023-25 Distressed Schools (92000928)

The appropriation in this section is subject to the following conditions and limitations: The appropriation is provided solely for the following list of projects:

Cascadia Technical Academy (Vancouver) . . . . .	\$250,000
Ingraham High School Construction Trades Skills Center (Seattle) . . . . .	\$527,000
Maritime 253: South Puget Sound Maritime Skills	

Center (Tacoma) .....	\$8,000,000
Marysville School District .....	\$3,600,000
Quilcene Elementary HVAC .....	\$175,000
Rainier Beach High School Campus Skills Center .....	\$9,915,000
Seattle Skills Center (Seattle) .....	\$2,200,000
Stevenson-Carson High School (Stevenson) .....	\$750,000
Washington Middle School (Seattle) .....	\$98,000
Wishram School District Portables .....	\$975,000
Whittier Elementary School .....	\$5,625,000

Appropriation:

State Building Construction Account—State .....	\$21,740,000
Common School Construction Account—State .....	\$10,375,000
Subtotal Appropriation .....	\$32,115,000
Prior Biennia (Expenditures) .....	\$0
Future Biennia (Projected Costs) .....	<del>(\$86,960,000)</del>
	\$128,460,000
TOTAL .....	<del>(\$108,700,000)</del>
	\$160,575,000

NEW SECTION. Sec. 5013. A new section is added to 2023 c 474 (uncodified) to read as follows:

**FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION**

2024 School Construction Assistance Program Enhancement (92001066)

The appropriations in this section are subject to the following conditions and limitations: The appropriations in this section are provided solely for increasing the construction cost allocation, which is used to determine the maximum cost per square foot of construction that the state will recognize in the school construction assistance program, from \$271.61 per square foot to \$375.00 per square foot in fiscal year 2025. It is the intent of the legislature to increase the construction cost allocation by the same inflation rate used by the office of financial management's C-100 form in subsequent years. This inflation rate is the same rate used by all other state agencies for determining future costs.

Appropriation:

Common School Construction Fund—State .....	\$24,216,000
State Building Construction Account—State .....	\$55,000,000
Subtotal Appropriation .....	\$79,216,000
Prior Biennia (Expenditures) .....	\$0
Future Biennia (Projected Costs) .....	\$1,400,683,000
TOTAL .....	\$1,479,899,000

**Sec. 5014.** 2023 c 474 s 5015 (uncodified) is amended to read as follows:

**FOR THE STATE SCHOOL FOR THE BLIND**

2023-25 Campus Preservation (Minor Works) (40000021)

Appropriation:

State Building Construction Account—State .....	<del>(\$2,100,000)</del>
	\$2,600,000
Prior Biennia (Expenditures) .....	\$0
Future Biennia (Projected Costs) .....	<del>(\$8,400,000)</del>
	\$10,400,000

TOTAL .....	..(( <del>\$10,500,000</del> ))
	<u>\$13,000,000</u>

**Sec. 5015.** 2023 c 474 s 5031 (uncodified) is amended to read as follows:

**FOR THE UNIVERSITY OF WASHINGTON**

UW Seattle - Asset Preservation (Minor Works) 23-25 (40000103)

Appropriation:

University of Washington Building Account—State .....	..(( <del>\$33,691,000</del> ))
	<u>\$37,396,000</u>

Prior Biennia (Expenditures) .....

Future Biennia (Projected Costs) .....

\$149,584,000

TOTAL .....	..(( <del>\$168,455,000</del> ))
	<u>\$186,980,000</u>

**Sec. 5016.** 2023 c 474 s 5032 (uncodified) is amended to read as follows:

**FOR THE UNIVERSITY OF WASHINGTON**

UW Bothell - Asset Preservation (Minor Works) 23-25 (40000129)

Appropriation:

University of Washington Building Account—State .....	..(( <del>\$5,919,000</del> ))
	<u>\$3,895,000</u>

Prior Biennia (Expenditures) .....

Future Biennia (Projected Costs) .....

\$15,580,000

TOTAL .....	..(( <del>\$29,595,000</del> ))
	<u>\$19,475,000</u>

**Sec. 5017.** 2023 c 474 s 5033 (uncodified) is amended to read as follows:

**FOR THE UNIVERSITY OF WASHINGTON**

UW Tacoma - Asset Preservation (Minor Works) 23-25 (40000131)

Appropriation:

University of Washington Building Account—State .....	..(( <del>\$4,915,000</del> ))
	<u>\$3,234,000</u>

Prior Biennia (Expenditures) .....

Future Biennia (Projected Costs) .....

\$12,936,000

TOTAL .....	..(( <del>\$24,575,000</del> ))
	<u>\$16,170,000</u>

NEW SECTION. **Sec. 5018.** A new section is added to 2023 c 474 (uncodified) to read as follows:

**FOR THE UNIVERSITY OF WASHINGTON**

Chemical Sciences & Bagley Hall (40000146)

Appropriation:

State Building Construction Account—State .....

Prior Biennia (Expenditures) .....

Future Biennia (Projected Costs) .....

TOTAL .....

NEW SECTION. **Sec. 5019.** A new section is added to 2023 c 474 (uncodified) to read as follows:

**FOR THE UNIVERSITY OF WASHINGTON**

Energy Renewal Program (40000147)

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

- (1) This section takes effect January 1, 2025.
- (2) If the climate commitment account is repealed as of December 30, 2024, then this section is null and void on December 31, 2024.

Appropriation:

Climate Commitment Account—State .....	\$38,900,000
Prior Biennia (Expenditures) .....	\$0
Future Biennia (Projected Costs) .....	\$0
TOTAL .....	\$38,900,000

**Sec. 5020.** 2023 c 474 s 5038 (uncodified) is amended to read as follows:

**FOR WASHINGTON STATE UNIVERSITY**

Minor Capital Preservation 2023-25 (MCR) (40000340)

Appropriation:

<u>State Building Construction Account—State .....</u>	<u>\$1,000,000</u>
Washington State University Building Account—	
State .....	\$40,000,000
<u>Subtotal Appropriation .....</u>	<u>\$41,000,000</u>
Prior Biennia (Expenditures) .....	\$0
Future Biennia (Projected Costs) .....	\$200,460,000
TOTAL .....	(\$240,460,000)
	<u>\$241,460,000</u>

NEW SECTION. **Sec. 5021.** A new section is added to 2023 c 474 (uncodified) to read as follows:

**FOR WASHINGTON STATE UNIVERSITY**

Decarbonization Planning (91000043)

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

- (1) This section takes effect January 1, 2025.
- (2) If the climate commitment account is repealed as of December 30, 2024, then this section is null and void on December 31, 2024.

Appropriation:

Climate Commitment Account—State .....	\$3,000,000
Prior Biennia (Expenditures) .....	\$0
Future Biennia (Projected Costs) .....	\$0
TOTAL .....	\$3,000,000

NEW SECTION. **Sec. 5022.** A new section is added to 2023 c 474 (uncodified) to read as follows:

**FOR WASHINGTON STATE UNIVERSITY**

Knott Dairy Center Digester (92001132)

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

- (1) This section takes effect January 1, 2025.

(2) If the climate commitment account is repealed as of December 30, 2024, then this section is null and void on December 31, 2024.

Appropriation:

Climate Commitment Account—State . . . . .	\$10,000,000
Prior Biennia (Expenditures) . . . . .	\$0
Future Biennia (Projected Costs) . . . . .	\$0
TOTAL . . . . .	\$10,000,000

NEW SECTION. Sec. 5023. A new section is added to 2023 c 474 (uncodified) to read as follows:

**FOR EASTERN WASHINGTON UNIVERSITY**

CBPS: Sports and Recreation Center Energy Improvements (40000112)

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

- (1) This section takes effect January 1, 2025.
- (2) If the climate commitment account is repealed as of December 30, 2024, then this section is null and void on December 31, 2024.

Appropriation:

Climate Commitment Account—State . . . . .	\$9,998,000
Prior Biennia (Expenditures) . . . . .	\$0
Future Biennia (Projected Costs) . . . . .	\$0
TOTAL . . . . .	\$9,998,000

**Sec. 5024.** 2023 c 474 s 5056 (uncodified) is amended to read as follows:

**FOR CENTRAL WASHINGTON UNIVERSITY**

Humanities & Social Science Complex (40000081)

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

The legislature intends to provide funds in the amount of \$103,758,000 over the course of the 2023-2025 and 2025-2027 fiscal biennia for construction of the humanities and social science complex at Central Washington University. Pursuant to RCW 43.88.130, the university may enter into a multiyear contract for the construction of the complex. Nothing in this section authorizes the university to make an expenditure without an appropriation.

Reappropriation:

State Building Construction Account—State . . . . .	\$2,844,000
---	-------------

Appropriation:

Climate Commitment Account—State . . . . .	\$7,000,000
State Building Construction Account—State . . . . .	\$85,600,000
Subtotal Appropriation . . . . .	\$92,600,000
Prior Biennia (Expenditures) . . . . .	\$2,361,000
Future Biennia (Projected Costs) . . . . .	\$11,158,000
TOTAL . . . . .	\$108,963,000

NEW SECTION. Sec. 5025. A new section is added to 2023 c 474 (uncodified) to read as follows:

**FOR CENTRAL WASHINGTON UNIVERSITY**

Secondary Geothermal Module (40000161)

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

- (1) This section takes effect January 1, 2025.
- (2) If the climate commitment account is repealed as of December 30, 2024, then this section is null and void on December 31, 2024.

Appropriation:

Climate Commitment Account—State . . . . .	\$12,464,000
Prior Biennia (Expenditures) . . . . .	\$0
Future Biennia (Projected Costs) . . . . .	\$4,000,000
TOTAL . . . . .	\$16,464,000

NEW SECTION. Sec. 5026. A new section is added to 2023 c 474 (uncodified) to read as follows:

**FOR CENTRAL WASHINGTON UNIVERSITY**  
 Science Building Carbon Reduction (40000162)

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

- (1) This section takes effect January 1, 2025.
- (2) If the climate commitment account is repealed as of December 30, 2024, then this section is null and void on December 31, 2024.

Appropriation:

Climate Commitment Account—State . . . . .	\$4,509,000
Prior Biennia (Expenditures) . . . . .	\$0
Future Biennia (Projected Costs) . . . . .	\$0
TOTAL . . . . .	\$4,509,000

**Sec. 5027.** 2023 c 474 s 5072 (uncodified) is amended to read as follows:

**FOR WESTERN WASHINGTON UNIVERSITY**  
 Minor Works - Preservation 2023-25 (40000006)

Appropriation:

Western Washington University Capital Projects Account—State . . . . .	(( <del>\$4,888,000</del> ))
	<u>\$5,388,000</u>
Prior Biennia (Expenditures) . . . . .	\$0
Future Biennia (Projected Costs) . . . . .	(( <del>\$19,552,000</del> ))
	<u>\$21,552,000</u>
TOTAL . . . . .	(( <del>\$24,440,000</del> ))
	<u>\$26,940,000</u>

NEW SECTION. Sec. 5028. A new section is added to 2023 c 474 (uncodified) to read as follows:

**FOR THE WASHINGTON STATE ARTS COMMISSION**  
 Preserving State-owned Public Art (30000004)

Appropriation:

State Building Construction Account—State . . . . .	\$735,000
Prior Biennia (Expenditures) . . . . .	\$0
Future Biennia (Projected Costs) . . . . .	\$2,940,000
TOTAL . . . . .	\$3,675,000

NEW SECTION. **Sec. 5029.** A new section is added to 2023 c 474 (uncodified) to read as follows:

**FOR THE WASHINGTON STATE HISTORICAL SOCIETY**

Julia Butler Hansen Property Analysis (91000012)

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

(1) The appropriation in this section is provided solely for the Washington state historical society to evaluate the potential for the Julia Butler Hansen home in Cathlamet to be operated as a historic house museum as well as analysis regarding alternative potential uses that would be compatible with preservation of the historic home.

(2) The analysis and evaluation process in subsection (1) of this section must consider how the property can be preserved in a manner that honors and maintains its historic character, artifacts, and personal history, while also providing a sustainable financial future for maintenance and management. The process must include appropriate outreach to the Julia Butler Hansen family, the city of Cathlamet, Wahkiakum county, and any other person or entity deemed appropriate by the Washington state historical society.

(3) The Washington state historical society must report the findings of the analysis and evaluation process required under this section to the governor and the legislature no later than November 1, 2025.

Appropriation:

State Taxable Building Construction Account—	
State .....	\$30,000
Prior Biennia (Expenditures) .....	\$0
Future Biennia (Projected Costs) .....	\$0
TOTAL .....	\$30,000

**Sec. 5030.** 2023 c 474 s 6236 (uncodified) is amended to read as follows:

**FOR THE EASTERN WASHINGTON STATE HISTORICAL SOCIETY**

Garage & Emergency Exit Concrete Remediation (40000053)

Reappropriation:

State Building Construction Account—State .....	\$838,000
---	-----------

Appropriation:

<u>State Building Construction Account—State .....</u>	<u>\$1,477,000</u>
Prior Biennia (Expenditures) .....	\$63,000
Future Biennia (Projected Costs) .....	\$0
TOTAL .....	<del>(\$901,000)</del>
	\$2,378,000

**Sec. 5031.** 2023 c 474 s 5082 (uncodified) is amended to read as follows:

**FOR THE COMMUNITY AND TECHNICAL COLLEGE SYSTEM**

Minor Works - Facility Repairs (23-25) (40000595)

The appropriations in this section are subject to the following conditions and limitations: The minor works project list for this section may include multiple projects related to necessary emergency repairs at Bellingham technical college. The projects must each be for distinct purposes and shall not be considered phases of a larger project for purposes of section 8017, chapter 474, Laws of 2023.

Appropriation:

Community and Technical College Capital Projects	
Account—State . . . . .	\$2,537,000
State Building Construction Account—State . . . . .	\$36,909,000
Subtotal Appropriation . . . . .	\$39,446,000
Prior Biennia (Expenditures) . . . . .	\$0
Future Biennia (Projected Costs) . . . . .	\$157,784,000
TOTAL . . . . .	\$197,230,000

Sec. 5032. 2023 c 474 s 5085 (uncodified) is amended to read as follows:

**FOR THE COMMUNITY AND TECHNICAL COLLEGE SYSTEM**

Minor Works - Site Repairs (23-25) (40000698)

The appropriations in this section are subject to the following conditions and limitations: The minor works project list for this section may include multiple projects related to necessary emergency repairs at Bellingham technical college. The projects must each be for distinct purposes and shall not be considered phases of a larger project for purposes of section 8017, chapter 474, Laws of 2023.

Appropriation:

Community and Technical College Capital Projects	
Account—State . . . . .	\$1,000,000
State Building Construction Account—State . . . . .	\$5,171,000
Subtotal Appropriation . . . . .	\$6,171,000
Prior Biennia (Expenditures) . . . . .	\$0
Future Biennia (Projected Costs) . . . . .	\$24,684,000
TOTAL . . . . .	\$30,855,000

Sec. 5033. 2023 c 474 s 5086 (uncodified) is amended to read as follows:

**FOR THE COMMUNITY AND TECHNICAL COLLEGE SYSTEM**

Minor Works - Infrastructure Replacement (23-25) (40000721)

The appropriations in this section are subject to the following conditions and limitations: The minor works project list for this section may include multiple projects related to necessary emergency repairs at Bellingham technical college. The projects must each be for distinct purposes and shall not be considered phases of a larger project for purposes of section 8017, chapter 474, Laws of 2023.

Appropriation:

Community and Technical College Capital Projects	
Account—State . . . . .	\$3,000,000
State Building Construction Account—State . . . . .	\$37,300,000
Subtotal Appropriation . . . . .	\$40,300,000
Prior Biennia (Expenditures) . . . . .	\$0
Future Biennia (Projected Costs) . . . . .	\$161,200,000
TOTAL . . . . .	\$201,500,000

Sec. 5034. 2023 c 474 s 5087 (uncodified) is amended to read as follows:

**FOR THE COMMUNITY AND TECHNICAL COLLEGE SYSTEM**

Minor Works - Program Improvements (23-25) (40000754)

The appropriations in this section are subject to the following conditions and limitations: The minor works project list for this section may include multiple projects related to necessary emergency repairs at Bellingham technical college. The projects must each be for distinct purposes and shall not be considered phases of a larger project for purposes of section 8017, chapter 474, Laws of 2023.

Appropriation:

Community and Technical College Capital Projects	
Account—State . . . . .	\$5,000,000
State Building Construction Account—State . . . . .	\$48,200,000
Subtotal Appropriation . . . . .	\$53,200,000
Prior Biennia (Expenditures) . . . . .	\$0
Future Biennia (Projected Costs) . . . . .	\$212,800,000
TOTAL . . . . .	\$266,000,000

NEW SECTION. Sec. 5035. A new section is added to 2023 c 474 (uncodified) to read as follows:

**FOR THE COMMUNITY AND TECHNICAL COLLEGE SYSTEM**

CBPS SBCTC Statewide: Utility Submeters for Clean Buildings Act (40000878)

Appropriation:

Climate Commitment Account—State . . . . .	\$8,374,000
Community and Technical College Capital Projects	
Account—State . . . . .	\$170,000
Subtotal Appropriation . . . . .	\$8,544,000
Prior Biennia (Expenditures) . . . . .	\$0
Future Biennia (Projected Costs) . . . . .	\$0
TOTAL . . . . .	\$8,544,000

NEW SECTION. Sec. 5036. A new section is added to 2023 c 474 (uncodified) to read as follows:

**FOR THE COMMUNITY AND TECHNICAL COLLEGE SYSTEM**

CTC Energy Efficiency Program (40000880)

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

- (1) This section takes effect January 1, 2025.
- (2) If the climate commitment account is repealed as of December 30, 2024, then this section is null and void on December 31, 2024.

Appropriation:

Climate Commitment Account—State . . . . .	\$2,000,000
Prior Biennia (Expenditures) . . . . .	\$0
Future Biennia (Projected Costs) . . . . .	\$8,000,000
TOTAL . . . . .	\$10,000,000

NEW SECTION. Sec. 5037. A new section is added to 2023 c 474 (uncodified) to read as follows:

**FOR THE COMMUNITY AND TECHNICAL COLLEGE SYSTEM**

Bellingham Technical College: Campus Center Building (40000916)

Appropriation:

Community and Technical College Capital Projects

Account—State . . . . .	\$5,000,000
State Building Construction Account—State . . . . .	\$14,384,000
Subtotal Appropriation . . . . .	\$19,384,000
Prior Biennia (Expenditures) . . . . .	\$0
Future Biennia (Projected Costs) . . . . .	\$0
TOTAL . . . . .	\$19,384,000

**Sec. 5038.** 2023 c 474 s 5089 (uncodified) is amended to read as follows:  
**FOR THE COMMUNITY AND TECHNICAL COLLEGE SYSTEM**  
 HB 1390 - District Energy Systems (91000443)

Appropriation:

Climate Commitment Account—State . . . . .	<del>(\$429,000)</del>
	<u>\$907,000</u>
Prior Biennia (Expenditures) . . . . .	\$0
Future Biennia (Projected Costs) . . . . .	\$0
TOTAL . . . . .	<del>(\$429,000)</del>
	<u>\$907,000</u>

**PART 6**  
**REAPPROPRIATIONS**

**Sec. 6001.** 2023 c 474 s 6002 (uncodified) is amended to read as follows:  
**FOR THE DEPARTMENT OF COMMERCE**  
 Community Economic Revitalization Board (30000097)

Reappropriation:

Public ( <del>Facility</del> ) <u>Facilities</u> Construction	
Loan Revolving Account—State . . . . .	\$7,774,000
Prior Biennia (Expenditures) . . . . .	\$10,246,000
Future Biennia (Projected Costs) . . . . .	\$0
TOTAL . . . . .	\$18,020,000

**Sec. 6002.** 2023 c 474 s 6029 (uncodified) is amended to read as follows:  
**FOR THE DEPARTMENT OF COMMERCE**  
 Washington Broadband Program (40000117)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 1012, chapter 356, Laws of 2020, except that all funds may be used as loans or grants to finance eligible broadband infrastructure projects.

Reappropriation:

Statewide Broadband Account—State . . . . .	\$16,079,000
Prior Biennia (Expenditures) . . . . .	\$5,471,000
Future Biennia (Projected Costs) . . . . .	\$0
TOTAL . . . . .	\$21,550,000

**Sec. 6003.** 2023 c 474 s 6043 (uncodified) is amended to read as follows:  
**FOR THE DEPARTMENT OF COMMERCE**  
 2021-23 PWB Broadband Infrastructure (40000152)

The reappropriations in this section are subject to the following conditions and limitations: The reappropriations are subject to the provisions of section 1067, chapter 332, Laws of 2021, except that all funds may be used as loans or grants to finance eligible broadband infrastructure projects.

Reappropriation:

Coronavirus Capital Projects Account—Federal. . . . .	<del>(\$45,040,000)</del>
	<u>\$46,000,000</u>
Statewide Broadband Account—State. . . . .	\$14,000,000
Subtotal Reappropriation . . . . .	<del>(\$59,040,000)</del>
	<u>\$60,000,000</u>
Prior Biennia (Expenditures). . . . .	\$0
Future Biennia (Projected Costs). . . . .	\$0
TOTAL . . . . .	<del>(\$59,040,000)</del>
	<u>\$60,000,000</u>

**Sec. 6004.** 2023 c 474 s 6047 (uncodified) is amended to read as follows:

**FOR THE DEPARTMENT OF COMMERCE**

2021-23 Rapid Capital Housing Acquisition (40000222)

The reappropriations in this section are subject to the following conditions and limitations: The reappropriations are subject to the provisions of section 7003 of this act, except that \$438,000 of the reappropriation is for the NWYS Young Adult Shelter Services (Mt. Vernon) project, and not the NWYS Young Adult Shelter Services (Bellingham) project.

Reappropriation:

Coronavirus State Fiscal Recovery Fund—Federal. . . . .	\$16,532,000
State Building Construction Account—State . . . . .	\$41,036,000
Subtotal Reappropriation . . . . .	\$57,568,000
Prior Biennia (Expenditures). . . . .	\$62,567,000
Future Biennia (Projected Costs). . . . .	\$0
TOTAL . . . . .	\$120,135,000

**Sec. 6005.** 2023 c 474 s 6051 (uncodified) is amended to read as follows:

**FOR THE DEPARTMENT OF COMMERCE**

2022 Rapid Capital Housing Acquisition (40000260)

The reappropriations in this section are subject to the following conditions and limitations: The reappropriations are subject to the provisions of section 1024, chapter 296, Laws of 2022.

Reappropriation:

Apple Health and Homes Account—State . . . . .	\$59,952,000
Capital Community Assistance Account—State . . . . .	\$175,558,000
Coronavirus State Fiscal Recovery Fund—Federal. . . . .	\$15,065,000
State Building Construction Account—State . . . . .	<del>(\$22,935,000)</del>
	<u>\$19,035,000</u>
Subtotal Reappropriation . . . . .	<del>(\$273,510,000)</del>
	<u>\$269,610,000</u>
Prior Biennia (Expenditures). . . . .	\$26,490,000
Future Biennia (Projected Costs). . . . .	\$0
TOTAL . . . . .	<del>(\$300,000,000)</del>
	<u>\$296,100,000</u>

**Sec. 6006.** 2023 c 474 s 6053 (uncodified) is amended to read as follows:

**FOR THE DEPARTMENT OF COMMERCE**

Ports Infrastructure (40000278)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 1027, chapter 296, Laws of 2022, except that \$1,550,000 of the reappropriation is for the In-Water Asset Improvements (Port of Clarkston) project, and not the Dredge River Access (Port of Clarkston) project.

Reappropriation:

State Building Construction Account—State . . . . .	\$14,328,000
Prior Biennia (Expenditures) . . . . .	\$1,718,000
Future Biennia (Projected Costs) . . . . .	\$0
TOTAL . . . . .	\$16,046,000

**Sec. 6007.** 2023 c 474 s 6066 (uncodified) is amended to read as follows:  
**FOR THE DEPARTMENT OF COMMERCE**

Infrastructure Projects (91001687)

The reappropriations in this section are subject to the following conditions and limitations: The reappropriations are subject to the provisions of section 1033, chapter 296, Laws of 2022, except that:

(1) \$618,000 of the reappropriation is for the Port of Mattawa Water Infrastructure (Mattawa) project, and not the Port of Mattawa Wastewater Infrastructure (Mattawa) project;

(2) No funding may be directed to the Dryden Wastewater Improvement project;

(3) No funding may be directed to the New Well for the Community of Peshastin project;

(4) The Fall City Waste Management System total appropriation is adjusted from \$6,500,000 to \$7,536,000; and

(5) \$1,030,000 of the coronavirus state fiscal recovery account—federal appropriation is provided solely for the Skamania PUD Water Tank Replacement project.

Reappropriation:

Capital Community Assistance Account—State . . . . .	\$25,714,000
Coronavirus State Fiscal Recovery Fund—Federal . . . . .	\$94,106,000
Public Works Assistance Account—State . . . . .	\$485,000
State Building Construction Account—State . . . . .	\$10,087,000
Subtotal Reappropriation . . . . .	\$130,392,000
Prior Biennia (Expenditures) . . . . .	\$6,908,000
Future Biennia (Projected Costs) . . . . .	\$0
TOTAL . . . . .	\$137,300,000

**Sec. 6008.** 2023 c 474 s 6055 (uncodified) is amended to read as follows:  
**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 1017, chapter 356, Laws of 2020, except that \$200,000 of the reappropriation is for the Mercer Island Boys & Girls Club Play Structure (Mercer Island) project, and not the TXL Lake Hills Clubhouse Acquisition Boys & Girls Club (Bellevue) project.

Reappropriation:

State Building Construction Account—State . . . . .	\$4,781,000
Prior Biennia (Expenditures) . . . . .	\$35,749,000
Future Biennia (Projected Costs) . . . . .	\$0
TOTAL . . . . .	\$40,530,000

Sec. 6009. 2023 c 474 s 6052 (uncodified) is amended to read as follows:

**FOR THE DEPARTMENT OF COMMERCE**

2023 Local and Community Projects (40000266)

The reappropriations in this section are subject to the following conditions and limitations: The reappropriations are subject to the provisions of section 7007 of this act, except that:

(1) \$273,000 of the reappropriation is for the City of Arlington Jensen Park Improvements (Arlington) project, and not the Senior Resources Svc HUB Feasibility Study (Freeland) project; and

(2) No funding may be directed to the Allyn Community Center.

(3) \$1,200,000 of the appropriation is for the Camp Boucher Civil Air Patrol Building Refurbishment, and not the Civil Air Patrol Hanger (Ephrata) project.

Reappropriation:

Capital Community Assistance Account—State . . . . .	\$309,000
State Building Construction Account—State . . . . .	<del>(\$48,301,000)</del>
	\$48,001,000
Subtotal Reappropriation . . . . .	<del>(\$48,610,000)</del>
	\$48,310,000
Prior Biennia (Expenditures) . . . . .	\$5,017,000
Future Biennia (Projected Costs) . . . . .	\$0
TOTAL . . . . .	<del>(\$53,627,000)</del>
	\$53,327,000

Sec. 6010. 2023 c 474 s 6028 (uncodified) is amended to read as follows:

**FOR THE DEPARTMENT OF COMMERCE**

2020 Local and Community Projects (40000116)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 6007, chapter 332, Laws of 2021, except that ((funding)):

(1) Funding may not be directed to the Arivva Community Center;

(2) The Main Street Redevelopment Project appropriation level is reduced from \$985,000 to \$865,000;

(3) \$120,000 of the reappropriation is provided solely for the Steilacoom Cultural Center; and

(4) \$200,000 of the \$2,000,000 reappropriation for the Lake City Community Center Replacement (Seattle) project must be used to facilitate community engagement and a community needs assessment to inform design of the redevelopment of the Lake City Community Center.

Reappropriation:

State Building Construction Account—State . . . . .	\$50,532,000
Prior Biennia (Expenditures) . . . . .	\$115,775,000
Future Biennia (Projected Costs) . . . . .	\$0
TOTAL . . . . .	\$166,307,000

**Sec. 6011.** 2023 c 474 s 6031 (uncodified) is amended to read as follows:  
**FOR THE DEPARTMENT OF COMMERCE**  
2021 Local and Community Projects (40000130)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 6008, chapter 332, Laws of 2021, except that \$275,000 of the reappropriation is for the Yakima County Justice Center project, and not the Yakima County Care Campus project.

Reappropriation:

State Building Construction Account—State . . . . .	\$11,416,000
Prior Biennia (Expenditures) . . . . .	\$21,256,000
Future Biennia (Projected Costs) . . . . .	\$0
TOTAL . . . . .	\$32,672,000

**Sec. 6012.** 2023 c 474 s 6016 (uncodified) is amended to read as follows:  
**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, chapter 413, Laws of 2019, except that \$416,000 of the appropriation has been moved to section 1009 of this act.

Reappropriation:

State Building Construction Account—State . . . . .	<del>(\$19,163,000)</del>
	\$18,747,000
Prior Biennia (Expenditures) . . . . .	\$63,936,000
Future Biennia (Projected Costs) . . . . .	\$0
TOTAL . . . . .	<del>(\$83,099,000)</del>
	\$82,683,000

**Sec. 6013.** 2023 c 474 s 6027 (uncodified) is amended to read as follows:  
**FOR THE DEPARTMENT OF COMMERCE**  
2019-21 Behavioral Health Capacity Grants (40000114)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 1010, chapter 356, Laws of 2020, except that \$1,960,000 of the appropriation for the Lummi Nation and \$1,960,000 of the funding for the Comprehensive Walla Walla project has been moved to section 1009 of this act.

Reappropriation:

State Building Construction Account—State . . . . .	<del>(\$35,919,000)</del>
	\$31,999,000
Prior Biennia (Expenditures) . . . . .	\$90,232,000
Future Biennia (Projected Costs) . . . . .	\$0
TOTAL . . . . .	<del>(\$126,151,000)</del>
	\$122,231,000

**Sec. 6014.** 2023 c 474 s 6045 (uncodified) is amended to read as follows:  
**FOR THE DEPARTMENT OF COMMERCE**  
2021-23 Behavioral Health Community Capacity Grants (40000219)

The reappropriations in this section are subject to the following conditions and limitations: The reappropriations are subject to the provisions of section 7010 of this act, except that:

(1) \$1,250,000 of the capital community assistance account—state appropriation for the Lummi Nation Healing Wellness Center has been moved to the Lummi Nation Substance Abuse Treatment project in section 1009 of this act; and

(2) The \$4,275,000 appropriation is for Skagit County Crisis Stabilization Center (Sedro-Wooley), and not the Evergreen Health Monroe (Monroe) project.  
Reappropriation:

Capital Community Assistance Account—State . . . . .	(\$26,323,000)
	<u>\$25,073,000</u>
State Building Construction Account—State . . . . .	\$89,011,000
Subtotal Reappropriation . . . . .	(\$115,334,000)
	<u>\$114,084,000</u>
Prior Biennia (Expenditures) . . . . .	\$6,153,000
Future Biennia (Projected Costs) . . . . .	\$0
TOTAL . . . . .	(\$121,487,000)
	<u>\$120,237,000</u>

**Sec. 6015.** 2023 c 474 s 6061 (uncodified) is amended to read as follows:

**FOR THE DEPARTMENT OF COMMERCE**

Substance Use Disorder Recovery Housing (91001675)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 1031, chapter 296, Laws of 2022.

Reappropriation:

State Taxable Building Construction Account—	
State . . . . .	(\$48,000)
	<u>\$150,000</u>
Prior Biennia (Expenditures) . . . . .	(\$102,000)
	<u>\$0</u>
Future Biennia (Projected Costs) . . . . .	\$0
TOTAL . . . . .	\$150,000

**Sec. 6016.** 2023 c 474 s 6068 (uncodified) is amended to read as follows:

**FOR THE DEPARTMENT OF COMMERCE**

Food Banks (91001690)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 1034, chapter 296, Laws of 2022, except that the \$1,030,000 appropriation is for the Chelan Douglas Food Distribution Center (Wenatchee), and not the Chelan Douglas Distribution Center (Malaga).

Reappropriation:

State Building Construction Account—State . . . . .	\$6,900,000
Prior Biennia (Expenditures) . . . . .	\$5,686,000
Future Biennia (Projected Costs) . . . . .	\$0
TOTAL . . . . .	\$12,586,000

**Sec. 6017.** 2023 c 474 s 6084 (uncodified) is amended to read as follows:  
**FOR THE DEPARTMENT OF COMMERCE**  
 2022 Crisis Stabilization Facilities (92001286)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 1025, chapter 296, Laws of 2022.

Reappropriation:

Capital Community Assistance Account—State . . . . .	(\$71,995,000)
	<u>\$48,297,000</u>
Prior Biennia (Expenditures) . . . . .	\$5,000
Future Biennia (Projected Costs) . . . . .	\$0
TOTAL . . . . .	(\$72,000,000)
	<u>\$48,302,000</u>

**Sec. 6018.** 2023 c 474 s 6073 (uncodified) is amended to read as follows:  
**FOR THE DEPARTMENT OF COMMERCE**  
 Projects that Strengthen Communities & Quality of Life (92000230)

The reappropriation in this section is subject to the following conditions and limitations:

(1) The reappropriation is subject to the provisions of section 6006, chapter 3, Laws of 2015 3rd sp. sess.

(2) The reappropriation for any project for which the department has not executed a contract by December 31, 2023, shall lapse. The department shall provide a list of lapsed projects to the legislative fiscal committees no later than January 15, 2024.

(3) Pursuant to subsection (2) of this section, funding for the Seabrook Trail project has lapsed.

Reappropriation:

State Building Construction Account—State . . . . .	(\$982,000)
	<u>\$559,000</u>
Prior Biennia (Expenditures) . . . . .	\$31,102,000
Future Biennia (Projected Costs) . . . . .	\$0
TOTAL . . . . .	(\$32,084,000)
	<u>\$31,661,000</u>

**Sec. 6019.** 2023 c 474 s 6097 (uncodified) is amended to read as follows:  
**FOR THE MILITARY DEPARTMENT**  
 Thurston County Readiness Center (30000594)

The reappropriations in this section are subject to the following conditions and limitations: The reappropriations are subject to the provisions of section 1027, chapter 35, Laws of 2016 sp. sess.

Reappropriation:

General Fund—Federal . . . . .	\$3,301,000
Military Department Capital Account—State . . . . .	(\$553,000)
	<u>\$100,000</u>
Subtotal Reappropriation . . . . .	(\$3,854,000)
	<u>\$3,401,000</u>
Prior Biennia (Expenditures) . . . . .	\$44,098,000

Future Biennia (Projected Costs).....	\$0
TOTAL .....	<u>(\$47,952,000)</u>
	<u>\$47,499,000</u>

Sec. 6020. 2023 c 474 s 6104 (uncodified) is amended to read as follows:

**FOR THE MILITARY DEPARTMENT**

Camp Murray Bldg. 20 Roof Top Unit Upgrade (40000189)

Reappropriation:

State Building Construction Account—State .....	<u>(\$307,000)</u>
	<u>\$2,000</u>
Prior Biennia (Expenditures).....	<u>(\$6,000)</u>
	<u>\$8,000</u>

Future Biennia (Projected Costs).....	\$0
TOTAL .....	<u>(\$313,000)</u>
	<u>\$10,000</u>

Sec. 6021. 2023 c 474 s 6105 (uncodified) is amended to read as follows:

**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 .....	<u>(\$1,263,000)</u>
	<u>\$477,000</u>
Prior Biennia (Expenditures).....	<u>(\$28,927,000)</u>
	<u>\$29,113,000</u>

Future Biennia (Projected Costs).....	\$0
TOTAL .....	<u>(\$30,190,000)</u>
	<u>\$29,590,000</u>

Sec. 6022. 2023 c 474 s 6135 (uncodified) is amended to read as follows:

**FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES**

Transitional Care Center-Main Building: Patient Rooms Cooling (40000574)

Reappropriation:

Coronavirus State Fiscal Recovery Fund—Federal. ....	<u>(\$2,315,000)</u>
	<u>\$2,335,000</u>
Prior Biennia (Expenditures).....	<u>(\$20,000)</u>
	<u>\$0</u>

Future Biennia (Projected Costs).....	\$0
TOTAL .....	<u>\$2,335,000</u>

Sec. 6023. 2023 c 474 s 6164 (uncodified) is amended to read as follows:

**FOR THE DEPARTMENT OF VETERANS AFFAIRS**

WVH HVAC Retrofit (40000006)

Reappropriation:

State Building Construction Account—State .....	<u>(\$395,000)</u>
	<u>\$424,000</u>
Prior Biennia (Expenditures).....	<u>(\$355,000)</u>
	<u>\$326,000</u>

Future Biennia (Projected Costs) . . . . . \$0  
 TOTAL . . . . . \$750,000

**Sec. 6024.** 2023 c 474 s 6165 (uncodified) is amended to read as follows:

**FOR THE DEPARTMENT OF VETERANS AFFAIRS**

WSH - Life Safety Grant (40000013)

Reappropriation:

General Fund—Federal . . . . . (\$315,000)  
\$325,000  
 State Building Construction Account—State . . . . . (\$164,000)  
\$174,000  
 Subtotal Reappropriation . . . . . (\$479,000)  
\$499,000  
 Prior Biennia (Expenditures) . . . . . (\$21,000)  
\$1,000  
 Future Biennia (Projected Costs) . . . . . \$0  
 TOTAL . . . . . \$500,000

**Sec. 6025.** 2023 c 474 s 6179 (uncodified) is amended to read as follows:

**FOR THE DEPARTMENT OF CORRECTIONS**

WCC: Interim Mental Health Building (40000260)

Reappropriation:

Capital Community Assistance Account—State . . . . . \$672,000  
 State Building Construction Account—State . . . . . (\$1,237,000)  
\$1,522,000  
 Subtotal Reappropriation . . . . . (\$1,909,000)  
\$2,194,000  
 Prior Biennia (Expenditures) . . . . . (\$38,000)  
\$53,000  
 Future Biennia (Projected Costs) . . . . . \$0  
 TOTAL . . . . . (\$1,947,000)  
\$2,247,000

**Sec. 6026.** 2023 c 474 s 6228 (uncodified) is amended to read as follows:

**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 . . . . . (\$1,003,000)  
\$750,000  
 Prior Biennia (Expenditures) . . . . . (\$7,376,000)  
\$7,552,000  
 Future Biennia (Projected Costs) . . . . . \$0  
 TOTAL . . . . . (\$8,379,000)  
\$8,302,000

**Sec. 6027.** 2023 c 474 s 6328 (uncodified) is amended to read as follows:

**FOR THE DEPARTMENT OF ECOLOGY**

2021-23 Water Banking (91000373)

The reappropriations in this section are subject to the following conditions and limitations: ~~((The reappropriations are subject to the provisions of section 7052 of this act.))~~

(1)(a) The appropriations in this section are provided solely for the department to administer a pilot grant program for water banking strategies to meet local water needs.

(b) \$2,000,000 is provided solely for qualified applicants located within the Methow River Basin.

(2)(a) Grant awards may only be used for:

(i) Development of water banks in rural counties as defined in RCW 82.14.370;

(ii) Acquisition of water rights appropriate for use in a water bank including all costs necessary to evaluate the water right for eligibility for its intended use; and

(iii) Activities necessary to facilitate the creation of a water bank.

(b) For applicants located outside of the Methow River Basin, grant awards may only be used for water banking strategies within the county of origin.

(3) Grant awards may not exceed \$4,000,000 per applicant.

(4) For the purposes of a grant pursuant to this section, a water bank must meet water needs, which include, but are not limited to, agricultural use and instream flow for fish and wildlife. The water bank must preserve water rights for use in the county of origin and for permanent instream flows for fish and wildlife through the primary and secondary reaches of the water right.

(5) To be eligible to receive a grant under this section, an applicant must:

(a) Be a public entity or a participant in a public-private partnership with a public entity;

(b) Exhibit sufficient expertise and capacity to develop and maintain a water bank consistent with the purposes of this appropriation;

(c) Secure a valid interest to purchase a water right;

(d) Show that the water rights appear to be adequate for the intended use; and

(e) Agree to have one-third of any water right purchased with the funds appropriated under this section to have its purpose of use changed permanently to instream flow benefiting fish and wildlife.

(6) In determining whether a grant request is eligible for funding under this section, the department may not disqualify proposals that purchase water rights from an existing water bank.

Reappropriation:

State Building Construction Account—State . . . . .	\$5,000,000
State Drought Preparedness Account—	
State . . . . .	\$9,000,000
Subtotal Reappropriation . . . . .	\$14,000,000
Prior Biennia (Expenditures) . . . . .	\$0
Future Biennia (Projected Costs) . . . . .	\$0
TOTAL . . . . .	\$14,000,000

**Sec. 6028.** 2023 c 474 s 6336 (uncodified) is amended to read as follows:  
**FOR THE POLLUTION LIABILITY INSURANCE PROGRAM**  
2021-23 Underground Storage Tank Capital Financial Assistance Pgm  
(30000705)

Reappropriation:

Pollution Liability Insurance Agency Underground Storage Tank Revolving Account—State	.....	..(((\$11,733,000))
		<u>\$10,000,000</u>
Prior Biennia (Expenditures)	.....	\$267,000
Future Biennia (Projected Costs)	.....	\$0
TOTAL	.....	..(((\$12,000,000))
		<u>\$10,267,000</u>

Sec. 6029. 2023 c 474 s 6337 (uncodified) is amended to read as follows:

**FOR THE POLLUTION LIABILITY INSURANCE PROGRAM**

2021-23 Heating Oil Capital Financing Assistance Program (30000706)

Reappropriation:

Pollution Liability Insurance Agency Underground Storage Tank Revolving Account—State	.....	..(((\$7,815,000))
		<u>\$150,000</u>
Prior Biennia (Expenditures)	.....	\$185,000
Future Biennia (Projected Costs)	.....	\$0
TOTAL	.....	..(((\$8,000,000))
		<u>\$335,000</u>

Sec. 6030. 2023 c 474 s 6366 (uncodified) is amended to read as follows:

**FOR THE RECREATION AND CONSERVATION FUNDING BOARD**

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	.....	..(((\$5,473,000))
		<u>\$3,323,000</u>
Prior Biennia (Expenditures)	.....	\$11,702,000
Future Biennia (Projected Costs)	.....	\$0
TOTAL	.....	..(((\$17,175,000))
		<u>\$15,025,000</u>

Sec. 6031. 2023 c 474 s 6376 (uncodified) is amended to read as follows:

**FOR THE RECREATION AND CONSERVATION FUNDING BOARD**

2019-21 - Salmon Recovery Funding Board Programs (40000004)

The reappropriations in this section are subject to the following conditions and limitations: The reappropriations are subject to the provisions of section 3201, chapter 413, Laws of 2019.

Reappropriation:

General Fund—Federal	.....	\$17,126,000
State Building Construction Account—State	.....	..(((\$2,174,000))
		<u>\$5,840,000</u>
Subtotal Reappropriation	.....	..(((\$19,300,000))
		<u>\$22,966,000</u>
Prior Biennia (Expenditures)	.....	..(((\$55,700,000))
		<u>\$52,034,000</u>

Future Biennia (Projected Costs).....	\$0
TOTAL .....	\$75,000,000

Sec. 6032. 2023 c 474 s 6392 (uncodified) is amended to read as follows:

**FOR THE RECREATION AND CONSERVATION FUNDING BOARD**

2021-23 - Boating Facilities Program (40000023)

Reappropriation:

Recreation Resources Account—State .....	<del>(\$12,283,000)</del>
	\$12,950,000
Prior Biennia (Expenditures).....	<del>(\$2,667,000)</del>
	\$2,000,000

Future Biennia (Projected Costs).....	\$0
TOTAL .....	\$14,950,000

Sec. 6033. 2023 c 474 s 6460 (uncodified) is amended to read as follows:

**FOR THE DEPARTMENT OF NATURAL RESOURCES**

Omak Consolidation, Expansion and Relocation (40000033)

Reappropriation:

State Building Construction Account—State .....	<del>(\$93,000)</del>
	\$5,000
Prior Biennia (Expenditures).....	<del>(\$15,000)</del>
	\$20,000

Future Biennia (Projected Costs).....	\$0
TOTAL .....	<del>(\$108,000)</del>
	\$25,000

Sec. 6034. 2023 c 474 s 6528 (uncodified) is amended to read as follows:

**FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION**

Healthy Kids/Healthy Schools - T-12 Lighting (91000483)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 5009, chapter 296, Laws of 2022, except that during the 2023-2025 fiscal biennium, the office of the superintendent of public instruction may contract with an organization of educational facilities and maintenance professionals located in the state for the purpose of assisting school districts with identifying T-12 lighting fixtures and ballasts manufactured in or before 1979. The organization contracted pursuant to this section must provide information to school districts, as determined by the office of the superintendent of public instruction, regarding the availability of state grant funding and utility company rebate programs for the replacement of T-12 lighting with energy-efficient LED lighting. The contract awarded under this section may not exceed \$100,000.

Reappropriation:

State Building Construction Account—State .....	\$1,500,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs).....	\$0
TOTAL .....	\$1,500,000

Sec. 6035. 2023 c 474 s 6496 (uncodified) is amended to read as follows:

**FOR THE COMMUNITY AND TECHNICAL COLLEGE SYSTEM**

Bates: Medical Mile Health Science Center (30000989)

Reappropriation:

State Building Construction Account—State . . . . .	(( <del>\$7,000</del> ))
	<u>\$108,000</u>
Prior Biennia (Expenditures) . . . . .	(( <del>\$44,059,000</del> ))
	<u>\$43,958,000</u>
Future Biennia (Projected Costs) . . . . .	\$0
TOTAL . . . . .	\$44,066,000

NEW SECTION. Sec. 6036. The following acts or parts of acts are each repealed:

- (1) 2023 c 474 s 6083 (uncodified);
- (2) 2023 c 474 s 6343 (uncodified);
- (3) 2023 c 474 s 6489 (uncodified); and
- (4) 2023 c 474 s 6490 (uncodified).

**PART 7**

**RESERVED**

**PART 8**

**MISCELLANEOUS PROVISIONS**

**Sec. 8001.** 2023 c 474 s 8001 (uncodified) is amended to read as follows:

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 ((~~\$59,934,000~~)) \$35,897,928 for the 2023-2025 biennium, ((~~\$371,683,000~~)) \$342,236,404 for the 2025-2027 biennium, and ((~~\$519,454,000~~)) \$491,366,915 for the 2027-2029 biennium.

NEW SECTION. Sec. 8002. (1) If the following accounts are repealed, agencies may not expend or obligate funds appropriated from the repealed account on or after the effective date of the repeal: (a) The climate commitment account; (b) the natural climate solutions account; and (c) the air quality and health disparities improvement account.

(2) If the following accounts are repealed, appropriations in chapter 474, Laws of 2023 (2023-2025 biennial capital budget) and this act that are appropriated from (a) the climate commitment account; (b) the natural climate solutions account; and (c) the air quality and health disparities improvement account shall be paid from the consolidated climate account, created in chapter . . . (Substitute House Bill No. 2104), Laws of 2024 (supplemental operating appropriations act), as if they were appropriated from the consolidated climate account beginning on the date of the repeal of the accounts unless specified otherwise.

**Sec. 8003.** 2023 c 474 s 8002 (uncodified) is amended to read as follows:

**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 \$119,000,000 plus financing expenses, required reserves, and capitalized interest pursuant to chapter 39.94 RCW to construct a new library-archives building.

(4) Department of social and health services: Enter into a financing contract for up to \$175,888,000 plus costs and financing expenses, required reserves, and capitalized interest pursuant to chapter 39.94 RCW to construct a nursing facility on the Fircrest residential habilitation center campus. The department may contract to lease develop or lease purchase the facility. Before entering into a contract, the department must consult with the office of financial management and the office of the state treasurer. Should the department of social and health services choose to use a financing contract that does not provide for the issuance of certificates of participation, the financing contract shall be subject to approval by the state finance committee as required by RCW 39.94.010. In approving a financing contract not providing for the use of certificates of participation, the state finance committee should be reasonably certain that the contract is excluded from the computation of indebtedness, particularly that the contract is not backed by the full faith and credit of the state and the legislature is expressly not obligated to appropriate funds to make payments. For purposes of this subsection, "financing contract" includes but is not limited to a certificate of participation and tax exempt financing similar to that authorized in RCW 47.79.140.

(5) Western Washington University: Enter into a financing contract for up to \$4,900,000 plus costs and financing expenses, required reserves, and capitalized interest pursuant to chapter 39.94 RCW to construct an electrical engineering and computer science building.

(6) The state board for community and technical colleges: Enter into a financing contract for up to \$2,000,000 plus costs and financing expenses, required reserves, and capitalized interest pursuant to chapter 39.94 RCW to renovate building J at the Renton technical college.

(7) The Evergreen State College: Enter into a financing contract for up to \$4,400,000 plus costs and financing expenses, required reserves, and capitalized interest pursuant to chapter 39.94 RCW to reopen unused residence halls.

**Sec. 8004.** RCW 70A.65.305 and 2022 c 253 s 1 are each amended to read as follows:

(1) Agencies that allocate funding or administer grant programs appropriated from the climate investment account created in RCW 70A.65.250, the climate commitment account created in RCW 70A.65.260, and the natural climate solutions account created in RCW 70A.65.270 must offer early,

meaningful, and individual consultation with any affected federally recognized tribe on all funding decisions and funding programs that may impact tribal resources, including tribal cultural resources, archaeological sites, sacred sites, fisheries, or other rights and interests in tribal lands and lands within which a tribe or tribes possess rights reserved or protected by federal treaty, statute, or executive order. The consultation is independent of, and in addition to, any public participation process required by federal or state law, or by a federal or state agency, including the requirements of Executive Order 21-02 related to archaeological and cultural resources, and regardless of whether the agency receives a request for consultation from a federally recognized tribe. The goal of the consultation process is to identify tribal resources or rights potentially affected by the funding decisions and funding programs, assess their effects, and seek ways to avoid, minimize, or mitigate any adverse effects on tribal resources or rights.

(2) At the earliest possible date prior to submittal of an application, applicants for funding from the accounts created in RCW 70A.65.250, 70A.65.260, and 70A.65.270 shall engage in a preapplication process with all affected federally recognized tribes within the project area. During the 2023-2025 fiscal biennium, salmon habitat and climate resilience projects funded from the natural climate solutions account created in RCW 70A.65.270 that went through the application and prioritization process before July 1, 2023, are exempt from the preapplication requirements under this subsection.

(a) The preapplication process must include the applicant notifying the department of archaeology and historic preservation, the department of fish and wildlife, and all affected federally recognized tribes within the project area. The notification must include geographical location, detailed scope of the proposed project, preliminary application details available to federal, state, or local governmental jurisdictions, and all publicly available materials, including public funding sources.

(b) The applicant must also offer to discuss the project with the department of archaeology and historic preservation, the department of fish and wildlife, and all affected federally recognized tribes within the project area. Discussions may include the project's impact to tribal resources, including tribal cultural resources, archaeological sites, sacred sites, fisheries, or other rights and interests in tribal lands and lands within which a tribe or tribes possess rights reserved or protected by federal treaty, statute, or executive order.

(c) All affected federally recognized tribes may submit to the appropriate agency or agencies a summary of tribal issues, questions, concerns, or other statements regarding the project, which must become part of the official application file. The summary does not limit what issues affected federally recognized tribes may raise in the consultation process identified in subsections (1), (3) through (7), and (9) of this section.

(d) The notification and offer to initiate discussion must be documented with the application when it is filed, and a copy of the application must be delivered to the department of archaeology and historic preservation, the department of fish and wildlife, and to the affected federally recognized tribe or tribes. If the discussions pursuant to (b) of this subsection do not occur, the applicant must document the reason why the discussion or discussions did not occur.

(e) Nothing in this section may be interpreted to require the disclosure of information that is exempt from disclosure pursuant to RCW 42.56.300 or federal law, including section 304 of the national historic preservation act of 1966. Any information that is exempt from disclosure pursuant to RCW 42.56.300 or federal law, including section 304 of the national historic preservation act of 1966, shall not become part of the official application file.

(3) If any funding decision, program, project, or activity that may impact tribal resources, including tribal cultural resources, archaeological sites, sacred sites, fisheries, or other rights and interests in tribal lands and lands within which a tribe or tribes possess rights reserved by federal treaty, statute, or executive order is funded from the accounts created in RCW 70A.65.250, 70A.65.260, and 70A.65.270 without such a consultation with an affected federally recognized tribe, the affected federally recognized tribe may request that all further action on the decision, program, project, or activity cease until meaningful consultation is completed. Upon receipt of such a request by an agency or agencies with the authority to allocate funding or administer grant programs from the accounts listed in subsection (1) of this section in support of the proposed project, further action by the agency or agencies on any decision, program, project, or activity that would result in significant physical disturbance of the tribal resource or resources described in this subsection must cease until the consultation has been completed.

(4) Upon completion of agency and tribal consultation, an affected federally recognized tribe may request a formal review of the consultation by submitting a request to the governor's office of Indian affairs and notifying the appropriate agencies and the department of archaeology and historic preservation. The state agencies and tribe must meet to initiate discussion within no more than 20 days of the request. This consultation must be offered and conducted separately with each affected federally recognized tribe, unless the tribes agree to conduct a joint consultation with the state.

(5) After the state agencies and tribe or tribes have conducted a formal review under subsection (4) of this section, an affected federally recognized tribe or state agency may request that the governor and an elected tribal leader or leaders of a federally recognized tribal government meet to formally consider the recommendations from the parties. If requested, this meeting must occur within 30 days of the request, except that a federally recognized tribe may choose to opt out of the meeting. This timeline may be extended by mutual agreement between the governor and the tribal leaders.

(6) After the meeting identified in subsection (5) of this section has occurred, the governor or an elected tribal leader of a federally recognized tribe may call for the state and tribe or tribes to enter into formal mediation, except that a federally recognized tribe may choose to opt out of the mediation. If entered into, the mediation must be conducted as a government-to-government proceeding, with each sovereign government retaining their right to a final decision that meets their separate obligations and interests. Mediators must be jointly selected by the parties to the mediation. An agreement between the governor and a tribal leader or leaders resulting from the mediation is formally recognized and binding on the signatory parties. Absent an agreement, participation in mediation does not preclude any additional steps that any party can initiate, including legal review, to resolve a continuing disagreement.

(7) During the proceedings outlined in subsections (4) through (6) of this section, the agency or agencies with the authority to allocate funding or administer grant programs from the accounts listed in subsection (1) of this section in support of the proposed project may not approve or release funding, or make other formal decisions, including permitting, that advance the proposed project except where required by law.

(8) By June 30, 2023, the governor's office of Indian affairs, in coordination with the department of archaeology and historic preservation and federally recognized tribes, shall develop a state agency tribal consultation process, including best practices for early, meaningful, and effective consultation, early notification and engagement by applicants with federally recognized tribes as a part of the preapplication process in subsection (2) of this section, and protocols for communication and collaboration with federally recognized tribes. The consultation process developed under this section must be periodically reviewed and updated in coordination with federally recognized tribes. The governor's office of Indian affairs must provide training and other technical assistance to state agencies, as they implement the required consultation. Notwithstanding the governor's office of Indian affairs' ongoing work pursuant to this subsection, the provisions of subsections (1) through (7) and (9) of this section become effective as of June 9, 2022.

(9) The requirements of this section apply to local governments that receive funding from the accounts created in RCW 70A.65.250, 70A.65.260, and 70A.65.270, where that funding is disbursed to project and program applicants. Where requested, the governor's office of Indian affairs must provide training and other technical assistance to local government agencies as they implement the consultation requirements of this section.

(10) Any agency subject to or implementing this section may adopt rules in furtherance of its duties under this section.

(11) Subject to the availability of amounts appropriated for this specific purpose, the department must establish a tribal capacity grant program to provide funding to federally recognized tribes for the costs of implementing this section.

**Sec. 8005.** RCW 79.64.020 and 2014 c 32 s 3 are each amended to read as follows:

A resource management cost account in the state treasury is created to be used solely for the purpose of defraying the costs and expenses necessarily incurred by the department in managing and administering state lands(§) and aquatic lands(§) and the making and administering of leases, sales, contracts, licenses, permits, easements, and rights-of-way as authorized under the provisions of this title. Appropriations from the resource management cost account to the department shall be expended for no other purposes. Funds in the resource management cost account may be appropriated or transferred by the legislature for the benefit of all of the trusts from which the funds were derived. During the 2013-2015 fiscal biennium, the legislature may transfer from the aquatics revenues in the resources management cost account to the marine resources stewardship trust account for the purposes of chapter 43.372 RCW. During the 2023-2025 fiscal biennium, the legislature may transfer no more than \$2,000,000 from the resource management cost account to the land bank account created in RCW 79.19.120.

**NEW SECTION. Sec. 8006.** On June 30, 2024, the state treasurer shall transfer \$2,000,000, or as much thereof as is necessary, from the resource management cost account created in RCW 79.64.020 to the land bank account created in RCW 79.19.120. Before June 30, 2024, the office of financial management, in consultation with the department of natural resources, shall provide the state treasurer with the amount necessary to transfer.

**Sec. 8007.** RCW 79A.25.210 and 2023 c 475 s 945 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 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). During the 2021-2023 and 2023-2025 fiscal biennia, expenditures from the firearms range account may be used to implement chapter 74, Laws of 2017 (SHB 1100) (concealed pistol licenses).

During the 2023-2025 fiscal biennium, the legislature may also appropriate moneys in the firearms range account to the department of natural resources for recreational target shooting pilot sites as provided in section 3032 of this act.

During the 2023-2025 fiscal biennium, the application and matching funds requirements of this section do not apply to the recreational target shooting pilot sites in section 3032 of this act.

**NEW SECTION. Sec. 8008.** (1)(a) The director of the office of financial management, or the director's designee, shall collect a list of clean energy projects from state agencies that may qualify for elective payment under P.L. 117-169 (inflation reduction act of 2022), such as the purchase of electric vehicle fleets; alternative fuel vehicle refueling and charging; and renewable energy projects including wind, solar, geothermal, electrolytic hydrogen, and energy storage.

(b) For tax years 2023 and 2024, the director or director's designee shall work with agencies, including institutions of higher education, to complete all steps necessary to file an annual tax return with the United States internal revenue service on behalf of the state in order to claim elective payments available for state agency clean energy projects that have been placed into service.

(2) The office of financial management shall provide a report to the fiscal committees of the legislature by July 1, 2024, and June 30, 2025, that summarizes the state's tax return submitted that year, including the total dollar value of projects included in the tax return and the total dollar amount of direct pay tax credits sought. The report must also include an itemized list of the projects that displays the dollar amounts and types of tax credits sought.

(3) Funds received by the state pursuant to this section shall be deposited into the inflation reduction elective pay account created in chapter . . . (Engrossed Senate Bill No. 6098), Laws of 2024 (concerning accounts).

(4) It is the intent of the legislature that funds received under this section will be allocated to capital projects through omnibus capital appropriations acts.

**Sec. 8009.** RCW 70A.305.190 and 2022 c 102 s 2 are each amended 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 70A.305.170(7);

(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 70A.305.030(2)(e) if:

(A) The amount and terms of the funding are established under a settlement agreement under RCW 70A.305.040(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 70A.305.030(2)(e) if:

(A) The facility is located within a redevelopment opportunity zone designated under RCW 70A.305.150;

(B) The amount and terms of the funding are established under a settlement agreement under RCW 70A.305.040(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 70A.205, 70A.214, 70A.224, 70A.222, 70A.230, and 70A.300 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 70A.405 and 70A.300 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. 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 \$20,000,000. The agreement is subject to the following limitations:

(i) The initial duration of such an agreement may not exceed 10 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 50 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 70A.305.040(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.

(7) The legislature finds that, in 2023, wildfires in Spokane and Pend Oreille counties resulted in a loss of approximately 366 homes as well as secondary buildings. The burning of these structures has resulted in a large toxic debris field containing asbestos, heavy metals, plastics, and fuel which are at risk of leaching into the soil and groundwater. During the 2023-2025 fiscal biennium, moneys in the model toxics control capital account may be used for financial assistance to local governments for the testing of hazardous materials, removal of debris, and remediation of soil necessary to support the rebuilding of communities impacted by these wildfires.

**Sec. 8010.** RCW 43.19.125 and 2011 1st sp.s. c 43 s 204 are each amended to read as follows:

(1) The director of enterprise services shall have custody and control of the capitol buildings and grounds, supervise and direct proper care, heating, lighting and repairing thereof, and designate rooms in the capitol buildings to be occupied by various state officials.

~~(2) ((During the 2007-2009 biennium, responsibility for development of the "Wheeler block" on the capitol campus as authorized in section 6013, chapter 520, Laws of 2007 shall be transferred from the department of general administration to the department of information services.))~~ During the 2023-2025 fiscal biennium, the director must give legislative members reasonable access to reserve and utilize the reception room in the state legislative building when not otherwise booked.

**Sec. 8011.** RCW 79.22.060 and 2023 c 383 s 6 are each amended to read as follows:

(1) With the approval of the board, the department may directly transfer or dispose of state forestlands without public auction, if the transfers are:

(a) In lieu of condemnation or to resolve trespass and property ownership disputes and the lands consist of 10 contiguous acres or less or have a value of \$25,000 or less; or

(b) To public agencies as defined in RCW 79.17.200.

(2) Real property to be transferred or disposed of under this section shall be transferred or disposed of only after appraisal and for at least fair market value, and only if the transaction is in the best interest of the state or affected trust. Valuable materials attached to lands to be transferred under subsection (1)(b) of this section must be appraised at the fair market value without consideration of management or regulatory encumbrances associated with wildlife species listed under the federal endangered species act, if any.

(3)(a) Except as provided in this subsection, the proceeds from real property transferred or disposed of under this section shall be deposited into the parkland trust revolving fund and be solely used to buy replacement forestland for the benefit of the county from which the property was transferred or disposed and pay for the department's administrative expenses to complete the transfer, including the cost of department staff time, appraisals, surveys, environmental reviews, and other similar costs of the transfer. The legislative authority of the county from which the real property was transferred or disposed under subsection (1)(b) of this section may request in writing that the department distribute a percentage of the proceeds associated with valuable materials. Upon such a request, and subject to prior approval by the board, the department shall distribute the requested percentage of proceeds associated with valuable materials as provided in RCW 79.64.110.

(b) The proceeds from real property transferred or disposed of under this section for the purpose of participating in the state forestland pool created under RCW 79.22.140 must be deposited into the parkland trust revolving fund and used to buy replacement forestland for the benefit of that county, as provided in RCW 79.64.110 and located within any county participating in the land pool or under a county agreement as provided in RCW 79.22.140.

(c) Except as otherwise provided in this subsection, in counties with a population of 25,000 or less, the portion of the proceeds associated with valuable materials on state forestland transferred under this section must be distributed as provided in RCW 79.64.110. If requested in writing by the legislative authority of a county participating in the state forestland pool created under RCW 79.22.140, the portion of the proceeds associated with valuable materials on state forestland transferred under this section must be deposited in the parkland trust revolving fund and used to buy replacement forestland for the benefit of that county, as provided in RCW 79.64.110, and located within any county participating in the land pool or under a county agreement as provided in RCW 79.22.140.

(4) During the 2023-2025 fiscal biennium, the ability of a legislative authority of a county to request the distribution of proceeds from valuable materials under subsection (3)(a) of this section does not apply to structurally complex, carbon-dense forested trust land transferred under section 3034 of this act.

**Sec. 8012.** RCW 79.70.100 and 1998 c 50 s 2 are each amended to read as follows:

The department shall hold a public hearing in the county where the majority of the land in a proposed natural area preserve is located prior to establishing the boundary. During the 2023-2025 fiscal biennium, this section does not apply to section 3034 of this act.

**Sec. 8013.** RCW 79.71.060 and 1991 c 352 s 5 are each amended to read as follows:

The department shall hold a public hearing in the county where the majority of the land in the proposed natural resources conservation area is located prior to establishing the boundary. An area proposed for designation must contain resources consistent with characteristics identified in RCW 79.71.020. During the 2023-2025 fiscal biennium, this section does not apply to section 3034 of this act.

**Sec. 8014.** RCW 43.63A.750 and 2022 c 121 s 1 are each amended to read as follows:

(1) A competitive grant program to assist nonprofit organizations in acquiring, constructing, or rehabilitating performing arts, art museums, and cultural facilities is created.

(2)(a) The department shall submit a list of recommended performing arts, art museum projects, and cultural organization projects eligible for funding to the governor and the legislature in the department's biennial capital budget request beginning with the 2001-2003 biennium and thereafter. The list, in priority order, shall include a description of each project, the amount of recommended state funding, and documentation of nonstate funds to be used for the project. The total amount of recommended state funding for projects on a biennial project list shall not exceed \$18,000,000.

(b) The department shall establish a competitive process to prioritize applications for state assistance as follows:

(i) The department shall conduct a statewide solicitation of project applications from nonprofit organizations, local governments, and other entities, as determined by the department. For applications submitted during the 2023-2025 fiscal biennium, nonprofit organizations that are certified by the association of zoos and aquariums and that have long-term operating or management agreements are eligible to apply. The department shall evaluate and rank applications in consultation with a citizen advisory committee, including a representative from the state arts commission, using objective criteria. The evaluation and ranking process shall also consider local community support for projects and an examination of existing assets that applicants may apply to projects.

(ii) The department may establish the amount of state grant assistance for individual project applications but the amount shall not exceed thirty-three and one-third percent of the estimated total capital cost or actual cost of a project, whichever is less. The remaining portions of the project capital cost shall be a match from nonstate sources. The nonstate match may include cash, the value of real property when acquired solely for the purpose of the project, and in-kind contributions. The department is authorized to set matching requirements for individual projects. State assistance may be used to fund separate definable

phases of a project if the project demonstrates adequate progress and has secured the necessary match funding.

(iii) The department shall not sign contracts or otherwise financially obligate funds under this section until the legislature has approved a specific list of projects. In contracts for grants authorized under this section, the department shall include provisions requiring 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.

**NEW SECTION. Sec. 8015.** 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. 8016.** 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.

Passed by the Senate March 6, 2024.

Passed by the House March 6, 2024.

Approved by the Governor March 29, 2024.

Filed in Office of Secretary of State April 1, 2024.

## CHAPTER 376

[Engrossed Substitute Senate Bill 5950]

### OPERATING BUDGET—2023-2025 SUPPLEMENTAL

AN ACT Relating to fiscal matters; amending RCW 43.101.220, 43.101.230, and 70A.65.300; reenacting and amending RCW 43.101.200 and 70A.65.250; amending 2023 c 475 ss 1, 101, 102, 103, 104, 105, 106, 107, 108, 109, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 124, 125, 126, 127, 129, 130, 131, 132, 133, 134, 135, 136, 137, 138, 139, 140, 141, 142, 143, 144, 145, 146, 147, 148, 149, 150, 151, 152, 153, 154, 155, 156, 157, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 223, 224, 225, 226, 227, 228, 229, 230, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 401, 402, 501, 502, 503, 504, 505, 506, 507, 508, 509, 510, 511, 512, 513, 514, 515, 516, 517, 518, 519, 520, 521, 522, 523, 605, 606, 607, 608, 609, 610, 611, 612, 613, 614, 615, 616, 617, 618, 619, 701, 702, 703, 704, 705, 717, 710, 715, 726, 727, 734, 735, 740, 747, 745, 801, 802, 803, 805, 908, 909, and 911 (uncodified); adding new sections to 2023 c 475 (uncodified); making appropriations; and declaring an emergency.

Be it enacted by the Legislature of the State of Washington:

**Sec. 1.** 2023 c 475 s 1 (uncodified) is amended to read as follows:

(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, 2023, and ending June 30, 2025, 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) "ARPA" means the American rescue plan act of 2021, P.L. 117-2.

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

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

(d) "Fiscal year 2024" or "FY 2024" means the fiscal year ending June 30, 2024.

(e) "Fiscal year 2025" or "FY 2025" means the fiscal year ending June 30, 2025.

(f) "FTE" means full time equivalent.

(g) "Lapse" or "revert" means the amount shall return to an unappropriated status.

(h) "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.

(i) "The office of the chief information officer" or "consolidated technology services" means Washington technology solutions, if Substitute House Bill No. 1947 (technology governance) is enacted.

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

**NEW SECTION. Sec. 2.** A new section is added to 2023 c 475 (uncodified) to read as follows:

(1) If Initiative Measure No. 2117 is approved in the 2024 general election, upon the effective date of the measure, agencies may not obligate or expend funds from: (a) The climate investment account; (b) the climate commitment account; (c) the natural climate solutions account; and (d) the air quality and health disparities improvement account.

(2) If Initiative Measure No. 2117 is approved in the 2024 general election, except where otherwise specifically provided in this act, appropriations in chapter 474, Laws of 2023 (2023-2025 biennial capital budget), Senate Bill No. 5949 (the 2024 supplemental capital budget), chapter 475, Laws of 2023 (2023-2025 operating budget), and Senate Bill No. 5950 (the 2024 supplemental operating budget), which are appropriated from the: (a) Climate investment account; (b) climate commitment account; (c) natural climate solutions account; and (d) air quality and health disparities improvement account, shall be paid from the consolidated climate account created in section 907 of this act as if they were appropriated from the consolidated climate account, beginning on the effective date of Initiative Measure No. 2117.

(3) If Initiative Measure No. 2117 is not approved at the 2024 general election, this section is null and void.

**PART I  
GENERAL GOVERNMENT**

**Sec. 101.** 2023 c 475 s 101 (uncodified) is amended to read as follows:  
**FOR THE HOUSE OF REPRESENTATIVES**

General Fund—State Appropriation (FY 2024) . . . . .	(\$59,938,000)
	<u>\$60,051,000</u>
General Fund—State Appropriation (FY 2025) . . . . .	(\$62,150,000)
	<u>\$62,841,000</u>
TOTAL APPROPRIATION . . . . .	(\$122,088,000)
	<u>\$122,892,000</u>

**Sec. 102.** 2023 c 475 s 102 (uncodified) is amended to read as follows:  
**FOR THE SENATE**

General Fund—State Appropriation (FY 2024) . . . . .	(\$44,398,000)
	<u>\$44,379,000</u>
General Fund—State Appropriation (FY 2025) . . . . .	(\$47,773,000)
	<u>\$48,193,000</u>
TOTAL APPROPRIATION . . . . .	(\$92,171,000)
	<u>\$92,572,000</u>

The appropriations in this section are subject to the following conditions and limitations: \$260,000 of the general fund—state appropriation for fiscal year 2024 and \$270,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the payment of membership dues to the council of state governments, the national conference of state legislatures, the pacific northwest economic region, the pacific fisheries legislative task force, and the western legislative forestry task force.

**Sec. 103.** 2023 c 475 s 103 (uncodified) is amended to read as follows:  
**FOR THE JOINT LEGISLATIVE AUDIT AND REVIEW COMMITTEE**  
Performance Audits of Government Account—State

Appropriation. . . . .	(\$14,936,000)
	<u>\$15,427,000</u>
TOTAL APPROPRIATION . . . . .	(\$14,936,000)
	<u>\$15,427,000</u>

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 2023-2025 work plan as necessary to efficiently manage workload.
- (2) \$250,000 of the performance audits of government account—state appropriation is for tax preference review costs from legislation enacted in the 2023 session.
- (3) \$1,503,000 of the performance audits of government account—state appropriation is for implementation of Engrossed Substitute House Bill No. 1436 (special education funding). ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.))~~
- (4) \$626,000 of the performance audits of government account—state appropriation is for the audit required in Engrossed Second Substitute Senate

Bill No. 5080 (cannabis social equity). ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.))~~

(5) Within the amount appropriated in this section, the joint legislative audit and review committee shall conduct a review of the state's recreational boating programs. The committee shall complete the review by December 1, 2024. This review shall include examination of the following:

- (a) Revenue sources for state recreational boating programs;
- (b) Expenditures for state boating programs;
- (c) Methods of administering state recreational boating programs, including the roles of both state and local government entities; and
- (d) Approaches other states have taken to funding and administering their recreational boating programs.

(6) \$2,000 of the performance audits of government account—state appropriation is for implementation of Engrossed Substitute House Bill No. 2131 (thermal energy networks). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

(7) \$47,000 of the performance audits of government account—state appropriation is for tax preference review costs from legislation enacted in the 2024 session.

(8)(a) \$400,000 of the performance audits of government account—state appropriation is for the joint legislative audit and review committee to:

(i) Review the department of children, youth, and families-juvenile rehabilitation program's existing processes and staffing methodology used for determining adequate staffing ratios to meet the confinement and rehabilitative needs of the juveniles and ensure public safety;

(ii) Review procedures and protocols for professional development, hiring and recruitment, and training for staff serving youth in juvenile rehabilitation institutions, with a focus on how staff are trained to implement rehabilitative practices;

(iii) Review youth access to programming, treatment, and services including, but not limited to, educational programming, treatment and services for youth experiencing substance use disorder, behavioral health treatment, available reentry services such as housing, job training, and other supports, access to technology services, family and community connections, and other programming and services offered by the department to provide youth with rehabilitation and restorative interventions;

(iv) Review existing security and safety measures, including the use of disciplinary procedures for total isolation and room confinement, adopted by the department and their effectiveness in meeting the unique needs of the juvenile population in the custody of the department;

(v) Review how often and how many youth face new juvenile or adult criminal offense charges, convictions, or both while residing at juvenile rehabilitation institutions and potential future consequences that may occur as a result such as sentence extension, likelihood of recidivism, health impacts, and effects regarding criminal records;

(vi) Assess gender equity regarding education, employment, and career options for female youth;

(vii) Review how staffing impacts youth-on-youth conflict and safety;

(viii) Review best practices from other states regarding security and safety measures, programming opportunities, reentry supports, staff training and professional development, and staffing ratios, and identify options that may be feasible to adopt in Washington state to increase public safety and the security, programming options, treatment services, and rehabilitation mission of the department's juvenile rehabilitation institutions;

(ix) Review the department's existing processes for responding to critical incidents, including communication and cooperation with local law enforcement, and identify areas for improvement; and

(x) Review the impacts of changes in average daily population, longer lengths of stay, longer sentences, increases in maximum age of release, increases in more serious offense types and adult sentences, and related effects of chapter 322, Laws of 2019.

(b) The joint legislative audit and review committee shall report its findings and recommendations to the governor and the appropriate committees of the legislature by June 30, 2026. The report shall include recommendations on supporting the juvenile rehabilitation program's efforts to gradually move young people from carceral settings to least restrictive environments to improve positive reentry outcomes.

**Sec. 104.** 2023 c 475 s 104 (uncodified) is amended to read as follows:  
**FOR THE LEGISLATIVE EVALUATION AND ACCOUNTABILITY PROGRAM COMMITTEE**

Performance Audits of Government Account—State	
Appropriation. . . . .	(((\$5,326,000))
	\$5,340,000
TOTAL APPROPRIATION . . . . .	(((\$5,326,000))
	\$5,340,000

**Sec. 105.** 2023 c 475 s 105 (uncodified) is amended to read as follows:  
**FOR THE JOINT LEGISLATIVE SYSTEMS COMMITTEE**

General Fund—State Appropriation (FY 2024) . . . . .	(((\$21,727,000))
	\$21,469,000
General Fund—State Appropriation (FY 2025) . . . . .	(((\$19,625,000))
	\$20,862,000
TOTAL APPROPRIATION . . . . .	(((\$41,352,000))
	\$42,331,000

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

**Sec. 106.** 2023 c 475 s 106 (uncodified) is amended to read as follows:  
**FOR THE OFFICE OF STATE LEGISLATIVE LABOR RELATIONS**

General Fund—State Appropriation (FY 2024) . . . . .	\$961,000
General Fund—State Appropriation (FY 2025) . . . . .	(((\$964,000))
	\$965,000
TOTAL APPROPRIATION . . . . .	(((\$1,925,000))
	\$1,926,000

Sec. 107. 2023 c 475 s 107 (uncodified) is amended to read as follows:

**FOR THE OFFICE OF THE STATE ACTUARY**

General Fund—State Appropriation (FY 2024)	\$409,000
General Fund—State Appropriation (FY 2025)	\$423,000
State Health Care Authority Administrative Account—	
State Appropriation	\$291,000
Department of Retirement Systems Expense Account—	
State Appropriation	<del>(\$7,102,000)</del>
	<u>\$7,127,000</u>
School Employees' Insurance Administrative Account—	
State Appropriation	\$258,000
TOTAL APPROPRIATION	<del>(\$8,483,000)</del>
	<u>\$8,508,000</u>

Sec. 108. 2023 c 475 s 108 (uncodified) is amended to read as follows:

**FOR THE STATUTE LAW COMMITTEE**

General Fund—State Appropriation (FY 2024)	<del>(\$6,201,000)</del>
	<u>\$6,193,000</u>
General Fund—State Appropriation (FY 2025)	<del>(\$6,808,000)</del>
	<u>\$6,863,000</u>
TOTAL APPROPRIATION	<del>(\$13,009,000)</del>
	<u>\$13,056,000</u>

Sec. 109. 2023 c 475 s 109 (uncodified) is amended to read as follows:

**FOR THE OFFICE OF LEGISLATIVE SUPPORT SERVICES**

General Fund—State Appropriation (FY 2024)	<del>(\$5,852,000)</del>
	<u>\$5,887,000</u>
General Fund—State Appropriation (FY 2025)	<del>(\$6,465,000)</del>
	<u>\$6,702,000</u>
TOTAL APPROPRIATION	<del>(\$12,317,000)</del>
	<u>\$12,589,000</u>

Sec. 110. 2023 c 475 s 111 (uncodified) is amended to read as follows:

**FOR THE SUPREME COURT**

General Fund—State Appropriation (FY 2024)	<del>(\$14,883,000)</del>
	<u>\$14,870,000</u>
General Fund—State Appropriation (FY 2025)	<del>(\$15,196,000)</del>
	<u>\$16,386,000</u>
TOTAL APPROPRIATION	<del>(\$30,079,000)</del>
	<u>\$31,256,000</u>

Sec. 111. 2023 c 475 s 112 (uncodified) is amended to read as follows:

**FOR THE COMMISSION ON JUDICIAL CONDUCT**

General Fund—State Appropriation (FY 2024)	<del>(\$2,225,000)</del>
	<u>\$2,222,000</u>
General Fund—State Appropriation (FY 2025)	<del>(\$2,206,000)</del>
	<u>\$2,221,000</u>
TOTAL APPROPRIATION	<del>(\$4,431,000)</del>
	<u>\$4,443,000</u>

Sec. 112. 2023 c 475 s 113 (uncodified) is amended to read as follows:

**FOR THE COURT OF APPEALS**

General Fund—State Appropriation (FY 2024)	<del>(\$25,901,000)</del>
--	---------------------------

	<u>\$28,173,000</u>
General Fund—State Appropriation (FY 2025) . . . . .	(( <del>\$26,491,000</del> ))
	<u>\$27,771,000</u>
TOTAL APPROPRIATION . . . . .	(( <del>\$52,392,000</del> ))
	<u>\$55,944,000</u>

The appropriations in this section are subject to the following conditions and limitations: \$764,000 of the general fund—state appropriation for fiscal year 2024 and \$764,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for implementation of Second Substitute Senate Bill No. 5046 (postconviction counsel). ~~((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.))~~

**Sec. 113.** 2023 c 475 s 114 (uncodified) is amended to read as follows:

**FOR THE ADMINISTRATOR FOR THE COURTS**

General Fund—State Appropriation (FY 2024) . . . . .	(( <del>\$123,740,000</del> ))
	<u>\$125,457,000</u>
General Fund—State Appropriation (FY 2025) . . . . .	(( <del>\$118,331,000</del> ))
	<u>\$125,109,000</u>
General Fund—Federal Appropriation . . . . .	\$2,209,000
General Fund—Private/Local Appropriation . . . . .	\$681,000
Judicial Stabilization Trust Account—State Appropriation . . . . .	(( <del>\$112,345,000</del> ))
	<u>\$122,817,000</u>
Judicial Information Systems Account—State Appropriation . . . . .	\$79,530,000
<u>Opioid Abatement Settlement Account—State Appropriation . . . . .</u>	<u>\$479,000</u>
TOTAL APPROPRIATION . . . . .	(( <del>\$436,836,000</del> ))
	<u>\$456,282,000</u>

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

(1) The distributions made under this section 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)(a) \$7,000,000 of the general fund—state appropriation for fiscal year 2024 and \$7,000,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for distribution to county juvenile court administrators for the costs associated with processing and case management of truancy, children in need of services, and at-risk youth referrals. 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/referral processing costs nor shall it penalize counties with lower than average per-petition/referral processing costs.

(b) Each fiscal year during the 2023-2025 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 informational in nature and are not for the purpose of distributing funds.

(3) \$1,094,000 of the general fund—state appropriation for fiscal year 2024 and \$1,094,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the statewide fiscal impact on Thurston county courts. It is the intent of the legislature that this policy will be continued in subsequent fiscal biennia.

(4) \$3,000,000 of the general fund—state appropriation for fiscal year 2024 and \$3,000,000 of the ~~((general fund—state appropriation for fiscal year 2025))~~ judicial stabilization trust account—state appropriation are provided solely for distribution to local courts for costs associated with the court-appointed attorney and visitor requirements set forth in the uniform guardianship act, chapter 11.130 RCW. If the amount provided in this subsection is insufficient to fully fund the local court costs, distributions must be reduced on a proportional basis to ensure that expenditures remain within the available funds provided in this subsection. No later than December 31, 2023, the administrative office of the courts will provide a report on distributions to local courts including, but not limited to, the amount provided to each court, the number of guardianship cases funded at each court, costs segregated by attorney appointments and court visitor appointments, the amount of any pro rata reductions, and a recommendation on how to forecast distributions for potential future funding by the legislature.

(5) \$1,000,000 of the general fund—state appropriation for fiscal year 2024 and \$1,000,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the administrative office of the courts to use as matching funds to distribute to small municipal and county courts, located in a rural county as defined in RCW 43.160.020, for the purpose of increasing security for court facilities. Grants must be used solely for security equipment and services for municipal, district, and superior courts and may not be used for staffing or administrative costs.

(6) \$250,000 of the general fund—state appropriation for fiscal year 2024 is provided solely for the administrative office of the courts to provide grants to superior courts for the purpose of creating or expanding sanitary lactation spaces or pods that provide privacy for courthouse visitors needing to breastfeed or express breast milk.

(7)(a) \$250,000 of the general fund—state appropriation for fiscal year 2024 ~~((is))~~ and \$1,100,000 of the judicial stabilization trust account—state appropriation are provided solely for the administrative office of the courts to contract with an equity and justice nonprofit organization to expand the capacity of the existing equity dashboard program. The contract must review and organize newly available criminal case data with the goal of consolidating and collecting adult felony case data to determine disparities in the legal justice system. The equity dashboard program must be expanded to include adult felony case data that is consolidated, interactable, transparent, and accessible to the public.

(b) Of the amounts provided in this subsection for fiscal year 2025, the \$1,000,000 in funding shall be split evenly between two equity and justice

nonprofit organizations for the purpose of continuing the work of the existing public equity data dashboard on the collection of sentencing data and expanding their work to partner with a nonprofit organization that advocates for equity in technology and education to provide the public with data on social determinants that impact education outcomes. The organization that promotes equity in education must be a coalition that advocates for an educational system that promotes racial equity and focuses on ensuring that the race of a child and the child's address are not the predicated factors in defining their success.

(8) \$500,000 of the general fund—state appropriation for fiscal year 2024 and \$250,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for implementation of Engrossed Substitute House Bill No. 1766 (protection orders/hope cards). ~~((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.))~~

(9) \$1,090,000 of the general fund—state appropriation for fiscal year 2024 and \$1,090,000 of the general fund—state appropriation for fiscal year 2025 are provided solely to address data quality issues across Washington state court management systems.

(10) \$51,428,000 of the judicial stabilization trust account—state appropriation is provided solely to establish a direct refund process to individuals to refund legal financial obligations, collection costs, and document-verified costs paid to third parties previously paid by defendants whose convictions have been vacated by court order due to the *State v. Blake* ruling. Superior court clerks, district court administrators, and municipal court administrators must certify and send to the office the amount of any refund ordered by the court. The court order must either contain the amount of the refund or provide language for the clerk or court administrator to certify to the office the amount to be refunded to the individual.

(11) \$1,627,000 of the general fund—state appropriation for fiscal year 2024 ~~((is))~~ and \$1,812,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for activities of the office relating to the resentencing or vacating convictions of individuals and refund of legal financial obligations and costs associated with the *State v. Blake* ruling. In addition to contracting with cities and counties for the disbursement of funds appropriated for resentencing costs, the office must:

(a) Collaborate with superior court clerks, district court administrators, and municipal court administrators to prepare comprehensive reports, based on available court records, of all cause numbers impacted by *State v. Blake* going back to 1971. Such reports must include the refund amount related to each cause number;

(b) In collaboration with the office of public defense and the office of civil legal aid, establish a process that can be used by individuals seeking a refund, provide individuals information regarding the application process necessary to claim a refund, and issue payments from the refund bureau to individuals certified in subsection (10) of this section; and

(c) Collaborate with counties and municipalities to adopt standard coding for application to *State v. Blake* convictions and to develop a standardized practice regarding vacated convictions.

(12) \$38,000,000 of the judicial stabilization trust account—state appropriation is provided solely to assist counties with costs of complying with

the *State v. Blake* decision that arise from the county's role in operating the state's criminal justice system, including resentencing, vacating prior convictions for simple drug possession, and certifying refunds of legal financial obligations and collections costs. The office shall contract with counties for judicial, clerk, defense, and prosecution expenses for these purposes if requested by a county. A county may designate the office to use available funding to administer a vacate process, or a portion of the vacate process, on behalf of the county. The office must collaborate with counties to adopt standard coding for application to *Blake* convictions and to develop a standardized practice regarding vacated convictions.

(13) \$11,500,000 of the judicial stabilization trust account—state appropriation is provided solely to assist cities with costs of complying with the *State v. Blake* decision that arise from the city's role in operating the city's criminal justice system, including vacating prior convictions for simple drug possession, to include cannabis and possession of paraphernalia, and certifying refunds of legal financial obligations and collections costs. The office shall contract with cities for judicial, clerk, defense, and prosecution expenses for these purposes if requested by a city. A city may designate the office to use available funding to administer a vacate process, or a portion of the vacate process, on behalf of the city. The office must collaborate with cities to adopt standard coding for application to *Blake* convictions and to develop a standardized practice regarding vacated convictions.

(14) \$439,000 of the general fund—state appropriation for fiscal year 2024 and \$304,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for implementation of Second Substitute Senate Bill No. 5128 (jury diversity). ~~((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.))~~

(15) ~~(((\$1,560,000))~~ \$40,000 of the general fund—state appropriation for fiscal year 2024 ~~((is)),~~ \$1,520,000 of the general fund—state appropriation for fiscal year 2025, and \$169,000 of the judicial stabilization trust account—state appropriation are provided solely for the office to administer a jury pay pilot program in Pierce county. Funding must be used to increase jury pay up to ~~(((\$50))~~ \$100 for each day served in Pierce county superior court. The funds provided in this subsection must supplement, and not supplant, existing local funding for juror pay. The office must compare juror demographics after the pay increase as compared to data collected from the 2022 jury demographic survey to measure the impact increasing juror pay has on jury diversity and juror response rates.

(16) \$1,800,000 of the judicial stabilization trust account—state appropriation is provided solely for distribution to counties to help cover the cost of electronic monitoring with victim notification technology when an individual seeking a protection order requests electronic monitoring with victim notification technology from the court and the respondent is unable to pay. Of the amount provided in this subsection, up to five percent of the funding each fiscal year may be used by the office for education and outreach to the courts regarding this technology.

(17) \$18,000 of the general fund—state appropriation for fiscal year 2024 and \$18,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for implementation of House Bill No. 1102 (judge pro tempore

compensation). ~~((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.))~~

(18) \$20,000 of the general fund—state appropriation for fiscal year 2024 is provided solely for implementation of Substitute House Bill No. 1562 (violence). ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.))~~

(19) \$109,000 of the general fund—state appropriation for fiscal year 2024 is provided solely for implementation of Engrossed House Bill No. 1324 (prior juvenile offenses). ~~((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.))~~

(20) \$659,000 of the general fund—state appropriation for fiscal year 2024 and \$639,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the development and expansion of online and on-demand eLearning courses offered through the WACOURTS education portal for judicial officers, administrators, clerks, assistants, and other staff employed in state and local courts.

(21) \$686,000 of the general fund—state appropriation for fiscal year 2024 and \$686,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the administrative office of the courts to fund public guardianship services provided by the office of public guardianship.

(22) \$250,000 of the general fund—state appropriation for fiscal year 2024 and \$250,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the administrative office of the courts to develop a sequential intercept model pilot program. The intercept model pilot program must include the establishment of a coordinated care and services network in courts of limited jurisdiction located in two counties, one county east of the crest of the Cascade mountains and one county west of the crest of the Cascade mountains.

(a) In developing the pilot program, the administrative office of the courts must consult local government, the district and municipal court judges' association, the health care authority, the department of social and health services, the department of health, law enforcement agencies, and other impacted stakeholders as identified by the administrative office of the courts.

(i) The pilot project shall include any sequential intercept mapping that is necessary to determine the availability of willing stakeholders and to determine gaps in services and programs in the geographic area served by the proposed coordinated care and services network.

(iii) The pilot project may include the use of a common source of peer support services as the means to link affected persons to the coordinated care and services network from the various intercepts in the sequential intercept model.

(iv) No court may be required by the administrative office of the courts to participate in the pilot program.

(v) For the purposes of this pilot project, "stakeholder" may include any public or private entity or individual that provides services, funds, or goods related to housing, shelter, education, employment, substance use disorder treatment or other behavioral health treatment, medical treatment, dental treatment, peer support, self-help, crisis care, income assistance, nutritional assistance, clothing, assistance with public benefits, or financial management and other life skills education.

(vi) The pilot project ends June 1, 2025. The administrative office of the courts shall submit a report to the legislature detailing the work of the pilot program project, which must include recommendations, if any, for continuation, modification, or expansion of the pilot program to other regions of the state, no later than June 30, 2025.

(23) \$150,000 of the general fund—state appropriation for fiscal year 2024 is provided solely for the Washington state center for court research of the administrative office of the courts to conduct a study of legal financial obligations (LFO) charged by superior courts, juvenile courts, and courts of limited jurisdiction, including the reviews required in Engrossed Substitute House Bill No. 1169 (legal financial obligations). The administrative office of the courts must submit a report of the findings to the appropriate committees of the legislature by November 30, 2023. At a minimum, the study must include statewide and county-level data that shows, during the previous five state fiscal years that data is available:

(a) The total number of juvenile and criminal cases handled by court, the number of cases where legal financial obligations were imposed pursuant to chapter 13.40 RCW, the percentage of cases where legal financial obligations were not imposed, and the total amount of legal financial obligations that were collected;

(b) The total amount assessed to, collected from, and waived for all individuals, in fees, court costs, fines, and restitution, disaggregated by the defendants' age at the time of adjudication or conviction, the underlying charge, race, gender, LFO type, and charging court, for each of the last five years data is available;

(c) The average amount assessed, collected, and waived per case by fines, fees, and restitution, disaggregated by defendants' age at the time of adjudication or conviction, the underlying charge, race, gender, LFO type, and charging court for each of the last five years data is available;

(d) The average amount collected per case by fines, fees, and restitution, disaggregated by defendants' age at the time of adjudication or conviction, race, gender, LFO type, and charging court, for each of the last five years data is available;

(e) The estimated annual collection rate for restitution and nonrestitution LFOs for the last five years data is available;

(f) An estimate of the proportion of restitution assessed, disaggregated by victim type including natural persons, businesses, state agencies, and insurance companies, for each of the last five years data is available;

(g) The percentage, number of cases, and total amount of legal financial obligations that are uncollectible pursuant to RCW 13.40.190 or 13.40.192, or other statutory authority for the expiration of legal financial obligation debt including debt assessed in criminal cases; and

(h) The total amount of outstanding debt owed in fees, court costs, fines, and restitution, disaggregated by the defendants' age at the time of adjudication or conviction, race, gender, legal financial obligation type, charging court, and date of assessment.

(24) \$653,000 of the general fund—state appropriation for fiscal year 2024 and \$264,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for implementation of Engrossed Second Substitute House Bill

No. 1715 (domestic violence). ~~((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.))~~

(25) Funding in this section is sufficient to reimburse courts participating in the interpreter program for up to 100 percent of interpreter costs in fiscal years 2024 and 2025.

(26) \$60,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for the administrative office of the courts to compile and submit a report to the fiscal and appropriate committees of the legislature by December 1, 2024. The report must include:

(a) A summary of the count of individuals whose juvenile points were used in calculating their current offender score in total, and by county, as identified by the department of corrections in section 223(2)(v) of this act;

(b) The estimated cost per county on how much resentencing for the individuals identified by the department of corrections in section 223(2)(v) of this act, would cost the county;

(c) Each county's assumptions for the cost per individual case, how long each case is estimated to take, and how many cases the county assumes they can complete by fiscal year given staffing levels in fiscal years 2025 through 2027.

(27)(a) \$165,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for the Washington state center for court research of the administrative office of the courts to continue the study on legal financial obligations (LFO) charged by superior courts and courts of limited jurisdiction. The administrative office of the courts must submit a preliminary report to the appropriate committees of the legislature by November 30, 2024, and a final report by June 30, 2025. At a minimum, the report must include statewide data that shows, disaggregated by court type, LFO type, charge type, court user demographics, and community characteristics, during the previous five state fiscal years that data is available:

(i) The total number of juvenile and criminal cases handled by court, the number of cases where legal financial obligations were imposed pursuant to chapter 13.40 RCW, the percentage of cases where LFOs were imposed, and the total amount of LFOs that were collected;

(ii) The total amount assessed to, collected from, and waived for all individuals, in fees, court costs, fines, and restitution disaggregated by the defendants' age at the time of adjudication or conviction, the underlying charge, race, gender, LFO type, and charging court;

(iii) An estimate of the proportion of restitution owed in all cases, disaggregated by victim type including natural persons, businesses, state agencies, and insurance companies; and

(iv) A description of community level impact of LFO imposition measured as a ratio of aggregate debt to household income.

(b) Superior courts and courts of limited jurisdiction that do not enter their LFO data into a statewide data management system must provide their LFO data to the administrative office of the courts at dates to be set by the office to be included in the statewide report.

(c) Within the amounts provided in this subsection, the administrative office of the courts shall form a stakeholder group to review the report and make recommendations for data development and reporting topics.

(28) \$218,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for implementation of Senate Bill No. 5836 (Clark county superior court). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

(29) \$850,000 of the judicial stabilization trust account—state appropriation is provided solely for additional education and training for judicial officers and staff, and partial reimbursement for pro tempore coverage for judicial officers' education attendance. Of the amount provided in this subsection, \$350,000 shall be solely used for the training and education activities of the courts of limited jurisdiction and \$500,000 shall be solely used for the training and education activities for superior courts.

(30) \$8,000 of the judicial stabilization trust account—state appropriation is provided solely for implementation of Substitute House Bill No. 1241 (harassment). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

(31) \$70,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for implementation of Engrossed House Bill No. 1964 (prorate & fuel tax collect). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

(32) \$218,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for implementation of House Bill No. 1992 (superior court/Whatcom). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

(33) \$560,000 of the judicial stabilization trust account—state appropriation is provided solely for implementation of Engrossed Substitute House Bill No. 2384 (traffic safety cameras). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

(34) \$2,094,000 of the judicial stabilization trust account—state appropriation is provided solely for implementation of Second Substitute Senate Bill No. 5825 (guardianship). During the fiscal biennium, in conformity with RCW 2.72.030, the administrative office of the courts shall collect uniform and consistent data on decision making assistance to include, but not limited to: The number of requests for decision making assistance received from hospitals, the number of guardianships and less restrictive alternatives to guardianships provided, the support and housing provided, and any other data related to case monitoring and management. If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

(35) \$200,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for implementation of Engrossed Substitute Senate Bill No. 5828 (water rights commissioners). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

(36) \$51,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for implementation of Engrossed Substitute Senate Bill No. 5974 (unenforceable LFOs). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

(37) \$248,000 of the judicial stabilization trust account—state appropriation is provided solely for implementation of Engrossed Second Substitute Senate Bill No. 6068 (dependency outcome reporting). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

(38) \$479,000 of the opioid abatement settlement account—state appropriation is provided solely for implementation of Engrossed Second Substitute Senate Bill No. 6109 (children and families). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

*\*Sec. 114. 2023 c 475 s 115 (uncodified) is amended to read as follows:*

**FOR THE OFFICE OF PUBLIC DEFENSE**

General Fund—State Appropriation (FY 2024) . . . . .	<del>(\$66,616,000)</del>
	<u>\$66,902,000</u>
General Fund—State Appropriation (FY 2025) . . . . .	<del>(\$70,129,000)</del>
	<u>\$70,781,000</u>
General Fund—Federal Appropriation . . . . .	\$385,000
Judicial Stabilization Trust Account—State Appropriation . . . . .	<del>(\$9,894,000)</del>
	<u>\$16,218,000</u>
TOTAL APPROPRIATION . . . . .	<del>(\$147,024,000)</del>
	<u>\$154,286,000</u>

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

(1) \$900,000 of the general fund—state appropriation for fiscal year 2024 and \$900,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the purpose of improving the quality of trial court public defense services as authorized by chapter 10.101 RCW. The office of public defense 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.

(2) ~~(\$6,000,000)~~ \$8,863,000 of the judicial stabilization trust account—state appropriation is provided solely to assist counties with public defense services related to vacating the convictions of defendants and/or resentencing for defendants whose convictions or sentences are affected by the *State v. Blake* decision. Of the amount provided in this subsection:

(a) ~~(\$900,000)~~ \$1,863,000 of the judicial stabilization trust account—state appropriation is provided solely for the office of public defense to provide statewide attorney training, technical assistance, data analysis and reporting, and quality oversight, to administer financial assistance for public defense costs related to *State v. Blake* impacts, and to maintain a triage team to provide statewide support to the management and flow of hearings for individuals impacted by the *State v. Blake* decision.

(b) ~~(\$5,100,000)~~ \$7,000,000 of the judicial stabilization trust account—state appropriation is provided solely to assist counties in providing counsel for defendants seeking to vacate a conviction and/or be resentenced under *State v. Blake*. Assistance shall be allocated to all counties based upon a formula established by the office of public defense. Counties may receive assistance by: (i) Applying for grant funding; and/or (ii) designating the office of public defense to contract directly with counsel.

(3) \$1,000,000 of the general fund—state appropriation for fiscal year 2024 and \$1,000,000 of the general fund—state appropriation for fiscal year 2025 are provided solely to provide prefiling legal representation to pregnant parents and

parents of newborns at risk of removal by the department of children, youth, and families.

(4) \$623,000 of the general fund—state appropriation for fiscal year 2024 and \$1,165,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for implementation of Second Substitute Senate Bill No. 5046 (postconviction counsel). ~~((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse:))~~

(5) \$6,863,000 of the general fund—state appropriation for fiscal year 2024 and \$6,602,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for implementation of Substitute Senate Bill No. 5415 (public defense/insanity). ~~((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse:))~~

(6) \$1,434,000 of the general fund—state appropriation for fiscal year 2024 and \$1,434,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the parents for parents program.

(7) \$1,000,000 of the general fund—state appropriation for fiscal year 2024 and \$1,000,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the office of public defense to establish and operate a telephone consultation line to provide contracted legal counsel for parents, guardians, or legal custodians when the department of children, youth, and families proposes a voluntary placement agreement when there is no pending dependency proceeding under chapter 13.34 RCW pursuant to RCW 13.34.090(4).

(8) \$442,000 of the judicial stabilization trust account—state appropriation is provided solely for the office of public defense to administer a public defense recruitment program to recruit and retain a sufficient pool of qualified attorneys and other public defense professionals. The recruitment program shall engage with students and faculty at colleges and law schools on topics relating to public defense and other public law practices; provide technical assistance and training to county and city public defense coordinators on recruitment strategies including establishment of law clerk programs; and administer a public defense internship program.

(9) \$10,000 of the general fund—state appropriation for fiscal year 2024 and \$40,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the office of public defense to address emergency safety assistance and other urgent needs for clients served by the parents representation program. Temporary, limited assistance may be made available for short-term housing, utilities, transportation, food assistance, and other urgent needs that, if unaddressed, could adversely impact case outcomes and impede successful family reunification. The office of public defense shall establish eligibility criteria and an expedited process for reviewing financial assistance requests submitted by parents representation program contractors.

*(10)(a) \$400,000 of the judicial stabilization trust account—state appropriation is provided solely for the office of public defense to establish and administer a pilot program that provides indigent parents in dependency and termination cases with voluntary access to a social service worker contracted by the office of public defense beginning at a shelter care hearing as described in chapter 13.34 RCW. The social service worker required under this section should: (i) Provide parent support; (ii) advocate for the parent;*

and (iii) participate in community child welfare improvement and court improvement meetings.

(b) The pilot program described in this section must be provided in at least two counties.

(c) By June 30, 2025, and in compliance with RCW 43.01.036, the office of public defense shall submit a report to the legislature and the governor that describes the pilot program required under this section including:

(i) The number of families served by the program;

(ii) Outcome information for the families served by the program; and

(iii) Recommendations regarding maintaining or expanding the program.

(11) \$1,108,000 of the judicial stabilization trust account—state appropriation is provided solely for implementation of Engrossed Second Substitute Senate Bill No. 6109 (children and families). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

(12) \$611,000 of the judicial stabilization trust account—state appropriation is provided solely for implementation of Second Substitute Senate Bill No. 5780 (public defense & prosecution). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

*\*Sec. 114 was partially vetoed. See message at end of chapter.*

**Sec. 115.** 2023 c 475 s 116 (uncodified) is amended to read as follows:

**FOR THE OFFICE OF CIVIL LEGAL AID**

General Fund—State Appropriation (FY 2024) . . . . .	(\$53,283,000)
	<u>\$54,376,000</u>
General Fund—State Appropriation (FY 2025) . . . . .	(\$59,838,000)
	<u>\$62,001,000</u>
<del>(General Fund—Federal Appropriation . . . . .</del>	<del>\$1,468,000)</del>
Judicial Stabilization Trust Account—State Appropriation. . . . .	(\$3,851,000)
	<u>\$6,698,000</u>
<b>TOTAL APPROPRIATION . . . . .</b>	<b>(\$118,440,000)</b>
	<u><b>\$123,075,000</b></u>

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

(1) \$3,917,000 of the general fund—state appropriation for fiscal year 2024 and \$7,711,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the appointed counsel program for children and youth in dependency cases under RCW 13.34.212(3) in accordance with revised practice, caseload, and training standards adopted by the supreme court commission on children in foster care and includes a vendor rate increase for contracted attorneys. By October 1, 2023, the office must develop a revised implementation schedule based on a caseload assumption of adding no more than 1,250 new dependency cases to the program each fiscal year for consideration by the governor and the legislature.

(2) \$2,408,000 of the general fund—state appropriation for fiscal year 2024 and \$2,579,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the provision of civil legal information, advice, and representation for tenants at risk of eviction but not yet eligible for appointed counsel services under RCW 59.18.640.

(3) (~~(\$15,425,000)~~) \$16,542,000 of the general fund—state appropriation for fiscal year 2024 and (~~(\$16,030,000)~~) \$17,965,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the appointed counsel program for tenants in unlawful detainer cases established in RCW 59.18.640 and includes a vendor rate increase for contracted attorneys. The office of civil legal aid shall assign priority to providing legal representation to indigent tenants in those counties in which the most evictions occur and to indigent tenants who are disproportionately at risk of eviction, as provided in RCW 59.18.640.

(4) (~~(\$2,387,000)~~) \$5,234,000 of the judicial stabilization trust account—state appropriation is provided solely to continue legal information, advice, assistance, and representation for individuals eligible for civil relief under the supreme court's ruling in *State v. Blake*.

(5) An amount not to exceed \$40,000 of the general fund—state appropriation for fiscal year 2024 and an amount not to exceed \$40,000 of the general fund—state appropriation for fiscal year 2025 may be used to provide telephonic legal advice and assistance to otherwise eligible persons who are 60 years of age or older on matters authorized by RCW 2.53.030(2) (a) through (k) regardless of household income or asset level.

(6) \$350,000 of the general fund—state appropriation for fiscal year 2024 and \$350,000 of the general fund—state appropriation for fiscal year 2025 are provided solely to the office of civil legal aid to establish a legal advice phone line to provide guidance and legal advice for kinship caregivers. The phone line must be staffed by two FTE contracted attorneys that have experience with kinship care, guardianship statutes, the child welfare system, and issues relating to legal custody.

(7) \$2,000,000 of the general fund—state appropriation for fiscal year 2024 and \$2,000,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the office of civil legal aid to expand civil legal aid services for survivors of domestic violence, including legal services for protection order proceedings, family law cases, immigration assistance, and other civil legal issues arising from or related to the domestic violence they experienced.

(8) \$1,009,000 of the general fund—state appropriation for fiscal year 2024 and \$1,022,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the office of civil legal aid to continue the statewide reentry legal aid project as established in section 115(12), chapter 357, Laws of 2020.

(9) \$156,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for implementation of Engrossed Second Substitute Senate Bill No. 6109 (children and families). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

**Sec. 116.** 2023 c 475 s 117 (uncodified) is amended to read as follows:

**FOR THE OFFICE OF THE GOVERNOR**

General Fund—State Appropriation (FY 2024) . . . . .	<del>(\$24,543,000)</del>
	<u>\$24,808,000</u>
General Fund—State Appropriation (FY 2025) . . . . .	<del>(\$24,253,000)</del>
	<u>\$30,250,000</u>
Economic Development Strategic Reserve Account—State	
Appropriation . . . . .	<del>(\$2,282,000)</del>
	<u>\$10,850,000</u>

GOV Central Service Account—State Appropriation . . . . .	(\$18,967,000)
	<u>\$19,538,000</u>
Performance Audits of Government Account—State Appropriation. . . . .	(\$720,000)
	<u>\$827,000</u>
<u>Workforce Education Investment Account—State Appropriation. . . . .</u>	<u>\$100,000</u>
TOTAL APPROPRIATION . . . . .	(\$70,765,000)
	<u>\$86,373,000</u>

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

(1) \$1,146,000 of the general fund—state appropriation for fiscal year 2024 and ~~(\$1,146,000)~~ \$1,841,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the office of the education ombuds.

(2) ~~(\$18,667,000)~~ \$19,238,000 of the GOV central service account—state appropriation is provided solely for the office of equity. Within the amounts provided in this subsection, \$571,000 of the GOV central service account—state appropriation is provided solely for the office of equity for additional staffing resources to provide effective communication and meaningful access to state information and services.

(3) \$100,000 of the workforce education investment account—state appropriation is provided solely to the office of the governor to implement career connected learning.

(4)(a) ~~(\$480,000)~~ \$554,000 of the general fund—state appropriation for fiscal year 2024 ~~(+)~~ and \$750,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the governor to invite federally recognized tribes, local governments, agricultural producers, commercial and recreational fisher organizations, business organizations, salmon recovery organizations, forestry and agricultural organizations, and environmental organizations to participate in a process facilitated by an independent entity to develop recommendations on proposed changes in policy and spending priorities to improve riparian habitat to ensure salmon and steelhead recovery.

~~((+))~~ (i) The independent entity must develop recommendations on furthering riparian funding and policy, including but not limited to, strategies that can attract private investment in improving riparian habitat, and developing a regulatory or compensation strategy if voluntary programs do not achieve concrete targets.

~~((+))~~ (ii) Preliminary recommendations shall be submitted to the legislature and governor by May 1, 2024, with a final report by June 30, 2024.

(b) The amounts provided in fiscal year 2025 are provided solely for the task force to develop proposals to implement the recommendations submitted in (a) of this subsection. The independent entity must convene a group of interested members of the legislature to provide the task force with background information regarding the recommendations submitted to the legislature, and to support the development of the implementation proposals. A report outlining the implementation proposals is due to the governor and the appropriate committees of the legislature by November 15, 2024.

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

~~((4))~~ (5) \$3,020,000 of the general fund—state appropriation for fiscal year 2024 and \$2,980,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for implementation of Second Substitute House Bill No. 1580 (children in crisis). ~~((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.))~~ Within the amounts provided in this subsection:

(a) \$2,359,000 of the general fund—state appropriation for fiscal year 2024 and \$2,359,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for flexible funding to support children in crisis. Uses of the flexible funding include, but are not limited to:

(i) Residential, housing, or wraparound supports that facilitate the safe discharge of children in crisis from hospitals;

(ii) Support for families and caregivers to mitigate the risk of a child going into or returning to a state of crisis;

(iii) Respite and relief services for families and caregivers that would assist in the safe discharge of a child in crisis from a hospital, or prevent or mitigate a child's future hospitalization due to crisis; or

(iv) Any support or service that would expedite a safe discharge of a child in crisis from an acute care hospital or that would prevent or mitigate a child's future hospitalization due to crisis.

(b) Flexible funding expenditures may not be used for administrative expenses.

(c) The care coordinator created in Second Substitute House Bill No. 1580 (children in crisis) must approve any expenditures of flexible funding.

~~((5))~~ (6) \$300,000 of the GOV central service account—state appropriation is provided solely for the office of equity to conduct community engagement and develop an equity toolkit. Within the amounts provided in this subsection:

(a) The office of equity must consult with state boards and commissions that support the participation of people from underrepresented populations in policy-making processes, and may consult with other relevant state agencies, departments, and offices, to identify:

(i) Barriers to access and meaningful participation in stakeholder engagement by people from underrepresented populations who have lived experience;

(ii) Tools to support access and meaningful participation in stakeholder engagement;

(iii) Modifications to stakeholder engagement processes that promote an increase in access and opportunities for participation by people from underrepresented populations who have lived experience in policy-making processes. Any modifications identified may not restrict or otherwise prevent compliance with requirements under federal statute or regulations; and

(iv) Changes to law or agency rules that will promote increased access and participation in the policy-making process.

(b) The office of equity must submit a report, in compliance with RCW 43.01.036, to the appropriate committees of the legislature that details its findings under (a) of this subsection by July 1, 2024.

(c) By November 30, 2024, the office of equity must develop a toolkit on best practices for supporting meaningful engagement of underrepresented individuals with lived experience participating on statutory entities. The toolkit must be transmitted to all state agencies, including the office of the governor, members of the legislature, the secretary of the senate, and the chief clerk of the house of representatives. The toolkit must include:

(i) Best practices for identifying and recruiting underrepresented individuals with lived experience;

(ii) Best practices for appropriately and meaningfully engaging individuals from underrepresented populations with lived experience. Recommendations of these best practices may include suggestions from engagement conducted under (a) of this subsection;

(iii) Information on how to plan the work of a statutory entity using the principles of universal design, which may include suggestions from community engagement conducted under (a) of this subsection;

(iv) Best practices for onboarding all statutory entity members including how to support underrepresented individuals with lived experience in accessing compensation in accordance with chapter 43.03 RCW; and

(v) A list of state entities that appointing authorities may consult with when considering appointments to statutory entities for the purpose of increasing meaningful participation by people from underrepresented populations who have lived experience.

(d) For purposes of this subsection:

(i) "Lived experience" has the same meaning as provided in RCW 43.03.220.

(ii) "Statutory entity" means a multimember task force, work group, or advisory committee, that is temporary, established by legislation adopted after January 1, 2025, established for the specific purpose of examining a particular policy or issue which directly and tangibly affects one or more underrepresented populations, and is required to report to the legislature on the policy or issues it is tasked with examining. "Statutory entity" does not include legislative select committees or other statutorily created legislative entities composed of only legislative members.

(iii) "Underrepresented population" means a population group that is more likely to be at higher risk for disenfranchisement due to adverse socioeconomic factors such as unemployment, high housing and transportation costs relative to income, effects of environmental harms, limited access to nutritious food and adequate health care, linguistic isolation, and any other factors that may be barriers for participating in policy-making processes.

~~((6))~~ (7) Within the amounts appropriated in this section, the Washington state office of equity must cofacilitate the Washington digital equity forum with the statewide broadband office.

~~((7))~~ (8)(a) \$125,000 of the general fund—~~(state)~~ appropriation for fiscal year 2024 is provided solely for the office of the corrections ombuds to prepare a report on incarcerated persons who have been in solitary confinement or any other form of restrictive housing more than 120 days in total during their period

of incarceration or have been in solitary confinement or any other form of restrictive housing more than 45 consecutive days in the prior fiscal year. The report must:

- (i) Include the basis on which each person was placed in restrictive housing;
- (ii) Define the types of restrictive housing used by the department of corrections including, but not limited to, solitary confinement, administrative segregation, disciplinary segregation, protective custody, and maximum custody;
- (iii) Identify the specific type of restrictive housing each incarcerated person was placed in and the reason for such placement;
- (iv) Provide information regarding each incarcerated person's underlying offenses;
- (v) Identify any sanctions imposed during the incarceration of each person;
- (vi) State the amount of time each person has remaining in total confinement;
- (vii) Document any attempted suicides by each individual in restrictive housing over the past 10 years and the reason, if known;
- (viii) Describe the programming offered to and accepted by each incarcerated person during the person's period of restrictive confinement; and
- (ix) Identify any short-term policies identified, implemented, or improved by the department for the restrictive housing population including, but not limited to, lighting, ventilation, and access to personal property, communication, and visitation.

(b) The department shall provide a report to the governor and appropriate committees of the legislature by June 30, 2024.

(9) Within existing resources, the governor's office of results Washington must conduct a review of the provisions in state law relating to statewide performance management in RCW 43.88.090 and 43.17.380 through 43.17.390 and other statutes as applicable. The office must produce a report to the governor and appropriate committees of the legislature by October 31, 2024, including recommendations for legislative actions to provide meaningful performance information and oversight for decision makers in the governor's office and other agencies responsible for enterprise-wide initiatives. Results Washington should consult with the office of financial management and other agencies as applicable to ensure that recommendations minimize duplication of effort and support their statutory oversight roles.

(10) \$559,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for implementation of Engrossed Fourth Substitute House Bill No. 1239 (educator ethics & complaints). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

(11) \$75,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for implementation of Engrossed Second Substitute House Bill No. 2000 (international leadership). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

(12) \$225,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for implementation of Second Substitute House Bill No. 2071 (residential housing). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

(13) \$618,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for implementation of Second Substitute House Bill No. 2084 (construction training/DOC). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

**Sec. 117.** 2023 c 475 s 118 (uncodified) is amended to read as follows:

**FOR THE LIEUTENANT GOVERNOR**

General Fund—State Appropriation (FY 2024) . . . . .	(((\$1,619,000))
	<u>\$1,616,000</u>
General Fund—State Appropriation (FY 2025) . . . . .	(((\$1,640,000))
	<u>\$1,658,000</u>
General Fund—Private/Local Appropriation . . . . .	\$90,000
TOTAL APPROPRIATION . . . . .	(((\$3,349,000))
	<u>\$3,364,000</u>

The appropriations in this section are subject to the following conditions and limitations: \$125,000 of the general fund—state appropriation for fiscal year 2024 and \$125,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the legislative committee on economic development and international relations to conduct an analysis of the statewide economic impact of the military and defense sector. The analysis shall be completed and submitted to the governor and appropriate committees of the legislature by September 1, 2024.

**\*Sec. 118.** 2023 c 475 s 119 (uncodified) is amended to read as follows:

**FOR THE PUBLIC DISCLOSURE COMMISSION**

General Fund—State Appropriation (FY 2024) . . . . .	(((\$6,105,000))
	<u>\$6,108,000</u>
General Fund—State Appropriation (FY 2025) . . . . .	(((\$5,913,000))
	<u>\$6,186,000</u>
Public Disclosure Transparency Account—State Appropriation. . . . .	(((\$2,271,000))
	<u>\$2,300,000</u>
TOTAL APPROPRIATION . . . . .	(((\$14,289,000))
	<u>\$14,594,000</u>

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

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

(2) ~~(\$2,171,000)~~ \$2,170,000 of the public disclosure transparency account—state appropriation is provided solely for the public disclosure commission for the purpose of improving the ability of the public to access information about political campaigns, lobbying, and elected officials, and facilitating accurate and timely reporting by the regulated community. The commission must report to the office of financial management and fiscal committees of the legislature by October 31st of each year detailing information on the public disclosure transparency account. The report shall include, but is not limited to:

(a) An investment plan of how funds would be used to improve the ability of the public to access information about political campaigns, lobbying, and elected officials, and facilitate accurate and timely reporting by the regulated community;

(b) A list of active projects as of July 1st of the fiscal year. This must include a breakdown of expenditures by project and expense type for all current and ongoing projects;

(c) A list of projects that are planned in the current and following fiscal year and projects the commission would recommend for future funding. The commission must identify priorities, and develop accountability measures to ensure the projects meet intended purposes; and

(d) Any other metric or measure the commission deems appropriate to track the outcome of the use of the funds.

**(3) \$100,000 of the public disclosure transparency account—state appropriation is provided solely for implementation of Second Engrossed Substitute Senate Bill No. 5284 (campaign finance disclosure). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.**

*\*Sec. 118 was partially vetoed. See message at end of chapter.*

Sec. 119. 2023 c 475 s 120 (unmodified) is amended to read as follows:

**FOR THE SECRETARY OF STATE**

General Fund—State Appropriation (FY 2024) . . . . .	<del>(\$40,397,000)</del>
	<u>\$56,190,000</u>
General Fund—State Appropriation (FY 2025) . . . . .	<del>(\$48,378,000)</del>
	<u>\$62,517,000</u>
General Fund—Federal Appropriation . . . . .	\$8,606,000
Public Records Efficiency, Preservation, and Access Account—State Appropriation . . . . .	<del>(\$11,621,000)</del>
	<u>\$11,702,000</u>
Charitable Organization Education Account—State Appropriation . . . . .	<del>(\$1,161,000)</del>
	<u>\$1,233,000</u>
Washington State Library Operations Account—State Appropriation . . . . .	<del>(\$14,652,000)</del>
	<u>\$14,765,000</u>
Local Government Archives Account—State Appropriation . . . . .	<del>(\$11,997,000)</del>
	<u>\$12,089,000</u>
Election Account—Federal Appropriation . . . . .	\$4,487,000
Personnel Service Account—State Appropriation . . . . .	\$2,262,000
TOTAL APPROPRIATION . . . . .	<del>(\$143,561,000)</del>
	<u>\$173,851,000</u>

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

(1) ~~(\$2,498,000)~~ \$16,998,000 of the general fund—state appropriation for fiscal year 2024 and ~~(\$12,196,000)~~ \$21,450,000 of the general fund—state appropriation for fiscal year 2025 are provided solely to reimburse counties for the state's share of primary and general election costs, the state's share of presidential primary costs, and the costs of conducting mandatory recounts on

state measures. Funds may also be used by the secretary of state for costs associated with the printing and distribution of the presidential primary voters pamphlet. Counties shall be reimbursed only for those costs that the secretary of state validates as eligible for reimbursement.

(2)(a) \$4,052,000 of the general fund—state appropriation for fiscal year 2024 and (~~(\$4,052,000)~~) \$6,052,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for contracting with a nonprofit organization to produce gavel-to-gavel television coverage of state government deliberations and other events statewide. 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 on-going 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) \$75,000 of the general fund—state appropriation for fiscal year 2024 and \$75,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for humanities Washington speaker's bureau community conversations.

(5) \$114,000 of the general fund—state appropriation for fiscal year 2024 and \$114,000 of the general fund—state appropriation for fiscal year 2025 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, to legislative policy and fiscal committees. The annual report must include statewide analysis and by county analysis on the reasons for ballot rejection and an analysis of the ways ballots are received, counted, rejected and cure data that can be used by policymakers to better understand election administration.

(6) \$896,000 of the general fund—state appropriation for fiscal year 2024 and \$870,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for staff dedicated to the maintenance and operations of the voter registration and election management system. These staff will manage database upgrades, database maintenance, system training and support to counties, and triage and customer service to system users.

(7) \$8,000,000 of the general fund—state appropriation for fiscal year 2024 and \$8,000,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for:

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

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

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

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

(8) \$148,000 of the general fund—state appropriation for fiscal year 2024 is provided solely for implementation of Second Substitute Senate Bill No. 5128 (jury diversity). ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.))~~

(9) \$148,000 of the general fund—state appropriation for fiscal year 2024 is provided solely for implementation of Engrossed Second Substitute Senate Bill No. 5112 (voter registration). ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.))~~

(10) \$148,000 of the general fund—state appropriation for fiscal year 2024 is provided solely for implementation of Substitute Senate Bill No. 5182 (candidate filing). ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.))~~

(11) \$148,000 of the general fund—state appropriation for fiscal year 2024 is provided solely for implementation of Substitute Senate Bill No. 5208 (online voter registration). ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.))~~

(12) \$616,000 of the personnel service account—state appropriation is provided solely for implementation of Engrossed Senate Bill No. 5015 (productivity board). ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.))~~

(13) ~~(\$350,000)~~ \$400,000 of the general fund—state appropriation for fiscal year 2024 and ~~(\$350,000)~~ \$600,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for a contract with humanities Washington to expand the prime time family reading program.

(14) The office of the secretary of state must conduct a feasibility study of replacing the combined fund drive donor management system. The office must report its findings and a plan for replacement to the appropriate committees of the legislature by December 31, 2023.

(15) (~~(\$200,000)~~) \$850,000 of the general fund—state appropriation for fiscal year 2024 is provided solely for legal services costs for *Vet Voice Foundation et al. v. Hobbs*.

(16) \$3,724,000 of the general fund—state appropriation for fiscal year 2024 and \$2,674,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the agency to design and implement strategies and products to counter false narratives surrounding election security and integrity, including community engagement with underserved populations such as young voters, voters with disabilities, tribal communities, and non-English-speaking voters. Of the amounts provided in this subsection, \$500,000 per fiscal year are provided solely for grants to county auditors for the same purposes.

(17) The office of the secretary of state must work with the office of the chief information officer to evaluate the office of the secretary of state's information technology infrastructure and applications to determine the appropriate candidates for the location of data and the systems that could be exempt from consolidated technology services oversight. The office shall report its findings to the appropriate committees of the legislature by December 31, 2023.

(18) \$83,000 of the general fund—state appropriation for fiscal year 2024 and \$67,000 of the general fund—state appropriation for fiscal year 2025 are provided solely the office of the secretary of state to assist businesses and nonprofits providing therapeutic rehabilitation within Washington state's juvenile secure residential facilities. It is well established that providing outreach and therapeutic education among incarcerated youth remains critical to successful community reentry. The amounts provided under this subsection are subject to the following conditions and limitations: To be eligible for a grant under this subsection, a business must (a) apply for or have applied for the grant; (b) be registered as a Washington state business or non-profit; (c) reported annual gross receipts are no more than \$1,000,000 in the most recent calendar year; (d) must have ability to conduct in-person business operations at one of Washington's juvenile correctional facilities; (e) of the total grant amount awarded, no more than 10 percent may be awarded for travel expenses; (f) agree to operate in-person, in accordance with the requirements of applicable federal, state, and local directives and guidance; and (g) at least one principal of entity must demonstrate the following educational credential, minimum masters degree in related field, and professional experience of conducting therapeutic gaming. The office of the secretary of state may use up to 10 percent of the amount provided in this subsection for administrative costs.

(19) \$730,000 of the general fund—state appropriation for fiscal year 2024 and \$580,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the office's migration of its applications and systems to Azure cloud environments, and is subject to the conditions, limitations, and review requirements of section 701 of this act.

(20) \$160,000 of the general fund—state appropriation for fiscal year 2024 is provided solely for a contract with the University of Washington Evans school of public policy and governance to complete a study based on the preliminary report and research design submitted to the office on June 30, 2022. The preliminary report analyzed the 2022 state auditor's performance audit titled "evaluating Washington's ballot rejection rates." The study must be reported to

the governor and the appropriate committees of the legislature by November 1, 2023.

(21) \$125,000 of the general fund—state appropriation for fiscal year 2024 and \$125,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the office to continue developing a statewide digital assessment tool and protocol for the tool's usage. The office must use the tool and protocol it developed to reach additional underserved audiences and make improvements to the tool and protocol. The office must develop and publish recommendations to improve implementation of the tool by June 30, 2025.

(22) \$198,000 of the general fund—state appropriation for fiscal year 2024 and \$154,000 of the general fund—state appropriation for fiscal year 2025 are provided solely to establish a Washington state library branch at Green Hill school.

(23) \$90,000 of the general fund—state appropriation for fiscal year 2024 and \$90,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for the office to contract with the University of Washington Evans school of public policy and governance to examine processes for providing voting registration, voting materials, and voting assistance for people held in Washington jails.

(a) The study must:

(i) Identify challenges and obstacles to voting in Washington jails;

(ii) Examine how election offices and jails can ensure that voter registration, materials, and assistance are provided to registered voters and eligible citizens who are in jail prior to each election;

(iii) Develop recommendations for facilitating voter registration for eligible citizens and voting for registered voters in Washington jails; and

(iv) Develop recommendations for identifying individuals who are registered to vote upon jail admission and for providing voter assistance upon release from jail.

(b) The study is due to the office, the governor, and the appropriate committees of the legislature by December 1, 2024.

(24) \$148,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for implementation of House Bill No. 1962 (voter address changes). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

(25) \$137,000 of the general fund—state appropriation for fiscal year 2024 is provided solely for costs associated with verifying signatures on initiatives to the legislature.

(26) \$81,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for implementation of Senate Bill No. 5843 (election security breaches). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

(27) \$125,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for implementation of Engrossed Substitute Senate Bill No. 5890 (ballot rejections). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

(28) \$125,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for implementation of Substitute Senate Bill No. 6125

(Lakeland Village records). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

**Sec. 120.** 2023 c 475 s 121 (uncodified) is amended to read as follows:

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

General Fund—State Appropriation (FY 2024) . . . . .	(\$801,000)
	<u>\$802,000</u>
General Fund—State Appropriation (FY 2025) . . . . .	(\$797,000)
	<u>\$987,000</u>
Climate Commitment Account—State Appropriation . . . . .	\$658,000
TOTAL APPROPRIATION . . . . .	(\$2,256,000)
	<u>\$2,447,000</u>

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)(a) \$125,000 of the general fund—state appropriation for fiscal year 2024 and \$125,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the office to engage a contractor to:

(i) Conduct a detailed analysis of the opportunity gap for native American students;

(ii) Analyze the progress in developing effective government-to-government relations and identification and adoption of curriculum regarding tribal history, culture, and government as provided under RCW 28A.345.070;

(iii) Develop recommendations for continuing efforts to close the educational opportunity gap while meeting the state's academic achievement indicators as identified in the state's every student succeeds act consolidated plan; and

(iv) Identify performance measures to monitor adequate yearly progress.

(b) The contractor shall submit a study update by December 1, 2024, and submit a final report by June 30, 2025, to the educational opportunity gap oversight and accountability committee, the governor, the superintendent of public instruction, the state board of education, and the education committees of the legislature.

(3)(a) \$404,000 of the climate commitment account—state appropriation is provided solely for implementation of Engrossed Second Substitute House Bill No. 1216 (clean energy siting). Within amounts provided in this subsection, the governor's office of Indian affairs, in consultation with the department of ecology, the department of commerce, and the department of archaeology and historic preservation, must coordinate government-to-government engagement with federally recognized Indian tribes who have treaty rights in Washington. Topics of engagement may include:

(i) Implementation of environmental and energy laws, policy regulations, programs, and finances;

(ii) The climate commitment act, chapter 316, Laws of 2021;

(iii) Engrossed Second Substitute House Bill No. 1216 (clean energy siting); and

(iv) Other related policy.

(b) Funding provided within this subsection may support:

(i) Participation on the interagency clean energy siting coordinating council;

(ii) Creation and maintenance of a list of contacts of federally recognized tribes, and tribal preferences regarding outreach about clean energy siting and permitting; and

(iii) Development and delivery of training to clean energy project developers on consultation and engagement processes for federally recognized Indian tribes.

(4) The office must report to and coordinate with the department of ecology to track expenditures from climate commitment accounts, as defined and described in RCW 70A.65.300 and section 302(13) of this act.

Sec. 121. 2023 c 475 s 122 (uncodified) is amended to read as follows:

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

General Fund—State Appropriation (FY 2024) . . . . . ((~~\$913,000~~))

\$943,000

General Fund—State Appropriation (FY 2025) . . . . . ((~~\$897,000~~))

\$920,000

TOTAL APPROPRIATION . . . . . ((~~\$1,810,000~~))

\$1,863,000

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

(1)(a) \$125,000 of the general fund—state appropriation for fiscal year 2024 and \$125,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the commission to engage a contractor to:

(i) Conduct a detailed analysis of the opportunity gap for Asian American students;

(ii) Develop recommendations for continuing efforts to close the educational opportunity gap while meeting the state's academic achievement indicators as identified in the state's every student succeeds act consolidated plan; and

(iii) Identify performance measures to monitor adequate yearly progress.

(b) The contractor shall submit a study update by December 1, 2024, and submit a final report by June 30, 2025, to the educational opportunity gap oversight and accountability committee, the governor, the superintendent of public instruction, the state board of education, and the education committees of the legislature.

(2)(a) \$125,000 of the general fund—state appropriation for fiscal year 2024 and \$125,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the commission to engage a contractor to:

(i) Conduct a detailed analysis of the opportunity gap for Native Hawaiian and Pacific Islander students;

(ii) Develop recommendations for continuing efforts to close the educational opportunity gap while meeting the state's academic achievement indicators as identified in the state's every student succeeds act consolidated plan; and

(iii) Identify performance measures to monitor adequate yearly progress.

(b) The contractor shall submit a study update by December 1, 2024, and submit a final report by June 30, 2025, to the educational opportunity gap oversight and accountability committee, the governor, the superintendent of public instruction, the state board of education, and the education committees of the legislature.

Sec. 122. 2023 c 475 s 123 (uncodified) is amended to read as follows:

**FOR THE STATE TREASURER**

State Treasurer's Service Account—State

Appropriation.....	..(((\$23,658,000))	
		<u>\$24,541,000</u>
TOTAL APPROPRIATION .....	..(((\$23,658,000))	
		<u>\$24,541,000</u>

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

~~(1) ((\$500,000 of the state treasurer's service account—state appropriation is provided solely for the review of local government tax increment financing proposals as provided in RCW 39.114.020.~~

~~(2))~~ \$500,000 of the state treasurer's service account—state appropriation is provided solely for the office to study existing and proposed laws in other jurisdictions that limit consideration of material factors in public financing and investments. The study must consider any investment risk and economic risk to Washington associated with identified laws. Authorized uses of the amount provided in this subsection include, but are not limited to, staffing, consulting fees, travel expenditures, or other goods and services. The office must submit the study to the appropriate committees of the legislature by December 1, 2024.

~~((3))~~ (2) Pursuant to RCW 82.08.225, the legislature authorizes the state treasurer to deposit up to \$3,000,000 of taxes collected pursuant to RCW 82.08.020(1) into the statewide tourism marketing account created in RCW 43.384.040 for the 2023-2025 fiscal biennium.

(3) \$280,000 of the state treasurer's service account—state appropriation is provided solely for implementation of Engrossed Substitute Senate Bill No. 6069 (retirement savings). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

Sec. 123. 2023 c 475 s 124 (uncodified) is amended to read as follows:

**FOR THE STATE AUDITOR**

General Fund—State Appropriation (FY 2024) .....	\$1,072,000
General Fund—State Appropriation (FY 2025) .....	..(((\$1,080,000))
	<u>\$1,579,000</u>

Auditing Services Revolving Account—State

Appropriation.....	..(((\$18,519,000))	
		<u>\$18,614,000</u>

Performance Audits of Government Account—State

Appropriation.....	..(((\$1,871,000))
--------------------	--------------------

	<u>\$2,684,000</u>
TOTAL APPROPRIATION . . . . .	<del>(\$22,542,000)</del>
	<u>\$23,949,000</u>

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

~~((4))~~ (3) \$1,030,000 of the general fund—state appropriation for fiscal year 2024 and \$1,030,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for law enforcement audits pursuant to RCW 43.101.460 and 43.101.465.

(4) \$500,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for the state auditor's office to conduct a performance audit of the Washington state housing finance commission's oversight of housing developers that offer a rent-to-own option for projects funded by the commission. The audit must review how rent-to-own policies have affected affordable housing and home ownership options for eligible tenants; make recommendations for the commission to improve outcomes for rent-to-own tenants; and evaluate whether the commission has followed applicable state and federal laws related to financing and overseeing housing developers that offer rent-to-own options for tenants.

(5) \$800,000 of the performance audits of government account—state appropriation is for implementation of Substitute House Bill No. 2180 (special education cap). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

**Sec. 124.** 2023 c 475 s 125 (uncodified) is amended to read as follows:  
**FOR THE CITIZENS' COMMISSION ON SALARIES FOR ELECTED OFFICIALS**

General Fund—State Appropriation (FY 2024) . . . . .	<del>(\$299,000)</del>
	<u>\$305,000</u>
General Fund—State Appropriation (FY 2025) . . . . .	<del>(\$295,000)</del>
	<u>\$331,000</u>
TOTAL APPROPRIATION . . . . .	<del>(\$594,000)</del>
	<u>\$636,000</u>

Sec. 125. 2023 c 475 s 126 (uncodified) is amended to read as follows:

**FOR THE ATTORNEY GENERAL**

General Fund—State Appropriation (FY 2024) . . . . .	(\$39,778,000)
	<u>\$48,659,000</u>
General Fund—State Appropriation (FY 2025) . . . . .	(\$36,313,000)
	<u>\$42,377,000</u>
General Fund—Federal Appropriation . . . . .	(\$23,595,000)
	<u>\$25,263,000</u>
Public Service Revolving Account—State Appropriation . . . . .	(\$4,717,000)
	<u>\$4,742,000</u>
New Motor Vehicle Arbitration Account—State Appropriation . . . . .	(\$1,889,000)
	<u>\$1,897,000</u>
Medicaid Fraud Penalty Account—State Appropriation . . . . .	\$6,584,000
Child Rescue Fund—State Appropriation . . . . .	(\$80,000)
	<u>\$200,000</u>
Legal Services Revolving Account—State Appropriation . . . . .	(\$401,733,000)
	<u>\$409,394,000</u>
Local Government Archives Account—State Appropriation . . . . .	(\$1,117,000)
	<u>\$1,123,000</u>
Tobacco Prevention and Control Account—State Appropriation . . . . .	(\$274,000)
	<u>\$276,000</u>
<b>TOTAL APPROPRIATION . . . . .</b>	<b>(\$516,080,000)</b>
	<b><u>\$540,515,000</u></b>

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 the office of financial management and the chairs and ranking members of the senate committee on ways and means and the house of representatives committee on appropriations.
- (3) The attorney general shall annually report to the fiscal committees of the legislature all new cy pres awards and settlements and all new accounts, disclosing their intended uses, balances, the nature of the claim or account, proposals, and intended timeframes for the expenditure of each amount. The report shall be distributed electronically and posted on the attorney general's web site. The report shall not be printed on paper or distributed physically.

(4) (~~(\$1,217,000)~~) \$1,806,000 of the general fund—state appropriation for fiscal year 2024 and (~~(\$1,217,000)~~) \$1,981,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for multi-year arbitrations of the state's diligent enforcement of its obligations to receive amounts withheld from tobacco master settlement agreement payments.

(5) \$6,189,000 of the general fund—state appropriation for fiscal year 2024 and \$4,000,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for implementation of chapter 326, Laws of 2021 (law enforcement data).

(6) (~~(\$1,958,000)~~) \$1,458,000 of the general fund—state appropriation for fiscal year 2024 and (~~(\$958,000)~~) \$1,458,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for implementation of a program for receiving and responding to tips from the public regarding risks or potential risks to the safety or well-being of youth, called the YES tip line program. Risks to safety or well-being may include, but are not limited to, harm or threats of harm to self or others, sexual abuse, assault, rape, bullying or cyberbullying, substance use, and criminal acts. Any person contacting the YES tip line, whether for themselves or for another person, must receive timely assistance and not be turned away. The program must operate within the guidelines of this subsection.

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

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

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

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

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

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

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

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

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

(c) The YES tip line shall be operated by a vendor selected by the attorney general through a competitive contracting process. The attorney general shall ensure that the YES tip line program vendor and its personnel are properly trained and resourced. The contract must require the vendor to be bound by confidentiality policies developed by the office. The contract must also provide

that the state of Washington owns the data and information produced from the YES tip line and that vendor must comply with the state's data retention, use, and security requirements.

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

(e) The YES tip line program must promote and market the program and YES tip line to youth, families, community members, schools, and others statewide to build awareness of the program's resources and the YES tip line. Youth perspectives must be included and consulted in tip line development and implementation including creating marketing campaigns and materials required for the YES tip line program. The insights of youth representing marginalized and minority communities must be prioritized for their invaluable insight. Youths are eligible for stipends and reasonable allowances for reimbursement, lodging, and travel expenses as provided in RCW 43.03.220.

(7) \$561,000 of the general fund—state appropriation for fiscal year 2024 and \$508,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the office of the attorney general to support the Washington state missing and murdered indigenous women and people task force in section 912 of this act.

(8) \$9,188,000 of the legal services revolving fund—state appropriation is provided solely for additional legal services to address additional legal services necessary for dependency actions where the state and federal Indian child welfare act apply. The office must report to the fiscal committees of the legislature within 90 days of the close of the fiscal year the following information for new cases initiated in the previous fiscal year to measure quantity and use of this funding:

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

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

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

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

(9)(a) \$250,000 of the general fund—state appropriation for fiscal year 2024 and \$250,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the establishment of a truth and reconciliation tribal advisory committee to conduct research and outreach to understand the operations and impact of Indian boarding schools in Washington run by public and faith-based institutions, and to develop recommendations for the state to acknowledge and address the historical and intergenerational harms caused by Indian boarding schools and other cultural and linguistic termination practices.

(b) The advisory committee shall consist of five members nominated by the attorney general. The committee members must be citizens from federally recognized tribes in diverse geographic areas across the state that possess personal, policy, or specific expertise with Indian boarding school history and policies, or who have expertise in truth and healing endeavors that are traditionally and culturally appropriate.

(c) The advisory committee must hold its first meeting by September 30, 2023, and shall meet at least quarterly. The advisory committee may conduct meetings in person or virtually and must accept written testimony. The advisory committee may, when feasible, invite and consult with any entity, agency, or individual deemed necessary to further its work, or with experts or professionals involved, having expertise, or having lived experience regarding Indian boarding schools or tribal engagement.

(d) The office and the advisory committee must conduct at least six listening sessions in collaboration with tribes and Native-led organizations. The listening sessions must be held with consideration of the cultural, emotional, spiritual, and psychological well-being of survivors, family members, and community members. In planning and facilitating the listening sessions, the office must seek to avoid imposing undue burdens on survivors, family members, or community members.

(e) The office of the attorney general must administer and provide staff support for the advisory committee.

(f) By June 30, 2025, the office must submit a final report to the appropriate committees of the legislature that includes, but is not limited to:

(i) A summary of activities undertaken by the advisory committee;

(ii) Findings regarding the extent and types of support provided by the state to Indian boarding schools;

(iii) Findings regarding current state policies and practices that originate from Indian boarding schools or other assimilationist policies and practices and that cause disproportionate harm to American Indian and Alaska Native people and communities; and

(iv) Recommendations regarding how the state can address the harm done by Indian boarding schools and other cultural and linguistic termination practices through a truth and reconciliation model, including but not limited to:

(A) Resources and assistance that the state may provide to aid in the healing of trauma caused by Indian boarding school policies; and

(B) Actions to correct current state policies and practices with origins in assimilationist policies or that cause disproportionate harm to Native people and communities.

(10) \$1,381,000 of the general fund—state appropriation for fiscal year 2024 is provided solely for legal services and other costs related to voter rights and redistricting commission litigation.

(11) \$566,000 of the general fund—state appropriation for fiscal year 2024 and \$436,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for legal services related to litigation challenging chapter 104, Laws of 2022 (ESSB 5078).

(12) \$749,000 of the general fund—state appropriation for fiscal year 2024 and \$689,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for legal services related to the defense of the state and its

agencies in a federal environmental cleanup action involving the Quendall terminals superfund site.

(13) \$731,000 of the general fund—state appropriation for fiscal year 2024 and \$1,462,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for additional resources for the prosecution of sexually violent predator cases pursuant to chapter 71.09 RCW.

(14) \$699,000 of the general fund—state appropriation for fiscal year 2024 and \$699,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for additional resources for the criminal litigation unit to address increased wrongfully convicted person claims under chapter 4.100 RCW and increased workload and complexity of cases referred to the unit.

(15) \$755,000 of the general fund—state appropriation for fiscal year 2024 and \$1,510,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the office to create a centralized statewide organized retail crime task force to coordinate, investigate, and prosecute multijurisdictional retail crime.

(16) \$1,399,000 of the general fund—state appropriation for fiscal year 2024 and \$1,399,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for implementation of Substitute Senate Bill No. 5078 (firearms industry duties). ~~((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.))~~

(17) \$50,000 of the general fund—state appropriation for fiscal year 2024 is provided solely for the office of the attorney general to update the introduction to Washington water law legal primer. The updated primer must cover subjects including, but not limited to, municipal water law, the trusts water rights program, instream flows, and significant appellate water law cases that have been decided since the previous introduction to Washington water law was prepared in 2000. The office must complete the updated primer by June 30, 2025.

(18) \$39,000 of the general fund—state appropriation for fiscal year 2024, \$39,000 of the general fund—state appropriation for fiscal year 2025, and \$30,000 of the legal services revolving fund—state appropriation are provided solely for implementation of Second Substitute Senate Bill No. 5263 (psilocybin). ~~((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.))~~

(19) \$2,071,000 of the legal services revolving fund—state appropriation is provided solely for implementation of Engrossed Second Substitute Senate Bill No. 5080 (cannabis social equity). ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.))~~

(20) \$204,000 of the legal services revolving fund—state appropriation is provided solely for implementation of Engrossed Second Substitute Senate Bill No. 5236 (hospital staffing standards). ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.))~~

(21) \$2,316,000 of the legal services revolving fund—state appropriation is provided solely for implementation of Engrossed Substitute Senate Bill No. 5272 (speed safety cameras). ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.))~~

(22) \$138,000 of the general fund—state appropriation for fiscal year 2024 is provided solely for staff support to the joint legislative task force on jail

standards authorized by RCW 70.48.801. The task force shall report finding and recommendations to the governor and the appropriate committees of the legislature no later than December 1, 2023.

(23) \$463,000 of the general fund—state appropriation for fiscal year 2024, \$454,000 of the general fund—state appropriation for fiscal year 2025, \$398,000 of the general fund—federal appropriation, \$91,000 of the public service revolving account—state appropriation, \$133,000 of the medicaid fraud penalty account—state appropriation, and \$6,740,000 of the legal services revolving fund—state appropriation are provided solely for implementation of the legal matter management system and is subject to the conditions, limitations, and review requirements of section 701 of this act.

(24) \$50,000 of the legal services revolving account—state appropriation is provided solely for implementation of Engrossed Second Substitute House Bill No. 1181 (climate change/planning). ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.))~~

(25) \$138,000 of the general fund—state appropriation for fiscal year 2024 and \$138,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for implementation of Second Substitute House Bill No. 1028 (crime victims and witnesses). ~~((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.))~~

(26) \$213,000 of the general fund—state appropriation for fiscal year 2024 and \$213,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for implementation of Engrossed Substitute House Bill No. 1469 (health care services/access). ~~((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.))~~

(27) \$158,000 of the general fund—state appropriation for fiscal year 2024 and \$153,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for implementation of House Bill No. 1512 (missing persons). ~~((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.))~~

(28) \$1,005,000 of the general fund—state appropriation for fiscal year 2024 and \$1,005,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for implementation of Substitute House Bill No. 1177 (indigenous women). ~~((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.))~~

(29) \$26,000 of the legal services revolving account—state appropriation is provided solely for implementation of Second Substitute House Bill No. 1470 (private detention facilities). ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.))~~

(30) \$75,000 of the legal services revolving account—state appropriation is provided solely for implementation of Substitute House Bill No. 1570 (TNC insurance programs). ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.))~~

(31) \$106,000 of the legal services revolving account—state appropriation is provided solely for implementation of Second Substitute House Bill No. 1762 (warehouse employees). ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.))~~

(32) \$338,000 of the legal services revolving account—state appropriation is provided solely for implementation of Engrossed Substitute House Bill No.

1175 (petroleum storage tanks). ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.))~~

(33)(a) \$50,000 of the general fund—state appropriation for fiscal year 2024 and \$50,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the attorney general, in collaboration with the office of the insurance commissioner, to study approaches to improve health care affordability including, but not limited to:

(i) Health provider price or rate regulation policies or programs, other than traditional health plan rate review, in use or under consideration in other states to increase affordability for health insurance purchasers and enrollees. At a minimum, this shall include:

(A) Analysis of payment rate or payment rate increase caps and reference pricing strategies;

(B) Analysis of research or other findings related to the outcomes of the policy or program, including experience in other states;

(C) A preliminary analysis of the regulatory authority and administrative capacity necessary to implement each policy or program reviewed in Washington state;

(D) Analysis of such approaches used in Washington state including, but not limited to, the operation of the hospital commission, formerly established under chapter 70.39 RCW; and

(E) A feasibility analysis of implementing a global hospital budget strategy in one or more counties or regions in Washington state, including potential impacts on spending and access to health care services if such a strategy were adopted;

(ii) Regulatory approaches in use or under consideration by other states to address any anticompetitive impacts of horizontal consolidation and vertical integration in the health care marketplace to supplement federal antitrust law. At a minimum, this regulatory review shall include:

(A) Analysis of research, case law, or other findings related to the outcomes of the state's activities to encourage competition, including implementation experience;

(B) A preliminary analysis of regulatory authority and administrative capacity necessary to implement each policy or program reviewed in Washington state; and

(C) Analysis of recent health care consolidation and vertical consolidation activity in Washington state, to the extent information is available;

(iii) Recommended actions based on other state approaches and Washington data, if any; and

(iv) Additional related areas of data or study needed, if any.

(b) The office of the insurance commissioner or office of the attorney general may contract with third parties and consult with other state entities to conduct all or any portion of the study.

(c) The attorney general and office of the insurance commissioner shall submit a preliminary report to the relevant policy and fiscal committees of the legislature by December 1, 2023, and a final report by August 1, 2024.

(34) \$9,000 of the legal services revolving account—state appropriation is provided solely for implementation of Substitute House Bill No. 1069 (mental

health counselor compensation). ((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.))

(35) \$526,000 of the legal services revolving account—state appropriation is provided solely for implementation of Engrossed Second Substitute House Bill No. 1216 (clean energy siting). ((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.))

(36) \$801,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for the office to create a permanent sexual assault kit initiative program.

(37)(a) \$247,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for the office of the attorney general, jointly with the department of health, to form a task force to provide recommendations to establish a comprehensive public health and community-based framework to combat extremism and mass violence.

(b) The office of the attorney general must, in consultation with the department of health, appoint a minimum of 10 members to the task force representing different stakeholder groups including, but not limited to:

(i) Community organizations working to address the impacts of or to assist those who are affected by extremism and mass violence;

(ii) Law enforcement organizations that gather data about or work to combat extremism and mass violence; and

(iii) Public health and nonprofit organizations that work to address the impacts of extremism and mass violence.

(c) The office of the attorney general and the department of health may each have no more than one voting member on the task force.

(d) The office of the attorney general must provide staff support for the task force.

(e) Any reimbursement for nonlegislative members of the task force is subject to chapter 43.03 RCW.

(f) The first meeting of the task force must be held by December 31, 2024. The task force must submit a preliminary report to the governor and the appropriate committees of the legislature by June 1, 2025, and a final report by December 1, 2026. The final report must include legislative and policy recommendations for establishing the comprehensive framework. It is the intent of the legislature to provide funding for the task force to complete the final report in the 2025-2027 fiscal biennium.

(g) No aspect of this subsection should be construed as a directive to alter any aspect of criminal law, create new criminal penalties, or increase criminal law enforcement.

(38) \$61,000 of the legal services revolving account—state appropriation is provided solely for implementation of Substitute House Bill No. 1905 (equal pay/protected classes). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

(39) \$30,000 of the legal services revolving account—state appropriation is provided solely for implementation of Substitute House Bill No. 2061 (health employees/overtime). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

(40) \$100,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for implementation of Engrossed Second Substitute House

Bill No. 1618 (childhood sexual abuse/SOL). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

(41) \$73,000 of the legal services revolving account—state appropriation is provided solely for implementation of Engrossed Second Substitute Senate Bill No. 6058 (carbon market linkage). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

(42) \$1,100,000 of the legal services revolving account—state appropriation is provided solely for implementation of Second Substitute House Bill No. 1205 (service by pub./dependency). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

(43) \$106,000 of the legal services revolving account—state appropriation is provided solely for implementation of Engrossed Second Substitute House Bill No. 2301 (waste material management). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

(44) \$33,000 of the legal services revolving account—state appropriation is provided solely for implementation of Substitute House Bill No. 2467 (LTSS portability). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

(45) \$216,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for personnel and associated costs to implement and maintain functional operations such as support, records management and disclosure, victim liaisons, and information technology for the clemency and pardons board.

(46) \$350,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for the office, in collaboration with the Washington association of sheriffs and police chiefs, to support the Washington state indigenous demographic data collection work group of the Washington state missing and murdered indigenous women and people task force established in section 912, chapter 475, Laws of 2023.

(47) \$743,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for implementation of Substitute Senate Bill No. 5427 (hate crimes & bias incidents). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

(48) \$131,000 of the general fund—state appropriation for fiscal year 2024 and \$528,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for implementation of Engrossed Second Substitute Senate Bill No. 5838 (AI task force). If the bill is not enacted by June 30, 2024, the amounts provided in this subsection shall lapse.

(49) \$45,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for the office to support the underground economy task force created in section 906 of this act.

(50) \$3,000 of the legal services revolving account—state appropriation is provided solely for implementation of Engrossed Substitute Senate Bill No. 5271 (DOH/facilities enforcement). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

(51) \$30,000 of the legal services revolving account—state appropriation is provided solely for implementation of Engrossed Substitute Senate Bill No. 5793 (paid sick leave). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

(52) \$40,000 of the legal services revolving account—state appropriation is provided solely for implementation of Engrossed Substitute Senate Bill No. 6105 (adult entertainment workers). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

Sec. 126. 2023 c 475 s 127 (uncodified) is amended to read as follows:

**FOR THE CASELOAD FORECAST COUNCIL**

General Fund—State Appropriation (FY 2024) . . . . .	<del>(\$2,378,000)</del>
	<u>\$2,379,000</u>
General Fund—State Appropriation (FY 2025) . . . . .	<del>(\$2,378,000)</del>
	<u>\$2,476,000</u>
Workforce Education Investment Account—State Appropriation . . . . .	\$356,000
TOTAL APPROPRIATION . . . . .	<del>(\$5,112,000)</del>
	<u>\$5,211,000</u>

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

(1) \$356,000 of the workforce education investment account—state appropriation is provided solely to forecast the caseload for the Washington college grant program.

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

(3) \$39,000 of the general fund—state appropriation for fiscal year 2024 and \$39,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for implementation of House Bill No. 1218 (caseload forecast/tax credit). ~~((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.))~~

(4) Within the amounts appropriated in this section, the council must forecast the number of people eligible for the apple health expansion for Washington residents with incomes at or below 138 percent of the federal poverty level, regardless of immigration status, beginning in July 2024.

Sec. 127. 2023 c 475 s 129 (uncodified) is amended to read as follows:

**FOR THE DEPARTMENT OF COMMERCE—COMMUNITY SERVICES AND HOUSING**

General Fund—State Appropriation (FY 2024) . . . . .	<del>(\$334,486,000)</del>
	<u>\$409,465,000</u>
General Fund—State Appropriation (FY 2025) . . . . .	<del>(\$391,233,000)</del>
	<u>\$492,261,000</u>
General Fund—Federal Appropriation . . . . .	\$281,789,000
General Fund—Private/Local Appropriation . . . . .	\$5,252,000
Affordable Housing for All Account—State Appropriation . . . . .	\$109,227,000
Apple Health and Homes Account—State Appropriation . . . . .	\$28,452,000
Climate Commitment Account—State Appropriation . . . . .	\$35,000,000
Community Reinvestment Account—State Appropriation . . . . .	\$200,000,000
Community and Economic Development Fee Account—State Appropriation . . . . .	\$3,159,000

<del>((Coronavirus State Fiscal Recovery Fund—</del>	
<del>Federal Appropriation</del> . . . . .	<del>\$77,878,000))</del>
Covenant Homeownership Account—State Appropriation . . . . .	\$150,000,000
Financial Fraud and Identity Theft Crimes Investigation and Prosecution Account—State Appropriation. . . . .	\$2,631,000
Home Security Fund Account—State Appropriation . . . . .	\$290,410,000
Lead Paint Account—State Appropriation . . . . .	\$233,000
Prostitution Prevention and Intervention Account— State Appropriation . . . . .	\$26,000
Washington Housing Trust Account—State Appropriation . . . . .	\$9,863,000
TOTAL APPROPRIATION . . . . .	<del>(\$1,919,639,000))</del> <u>\$2,017,768,000</u>

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

(1) \$10,500,000 of the general fund—state appropriation for fiscal year 2024 and \$10,500,000 of the general fund—state appropriation for fiscal year 2025 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.

(2) \$375,000 of the general fund—state appropriation for fiscal year 2024 and \$375,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for a grant to the retired senior volunteer program.

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

(4) \$2,000,000 of the general fund—state appropriation for fiscal year 2024 and \$2,000,000 of the general fund—state appropriation for fiscal year 2025 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.

(5) \$768,000 of the general fund—state appropriation for fiscal year 2024 and \$797,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the department to contract with a private, nonprofit organization to provide developmental disability ombuds services.

(6) \$500,000 of the general fund—state appropriation for fiscal year 2024, \$500,000 of the general fund—state appropriation for fiscal year 2025, \$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.

(7) \$1,000,000 of the general fund—state appropriation for fiscal year 2024, \$1,000,000 of the general fund—state appropriation for fiscal year 2025, and \$2,000,000 of the home security fund—state appropriation are provided solely for the administration of the grant program required in chapter 43.185C RCW, linking homeless students and their families with stable housing.

~~(8)((a) \$1,980,000 of the general fund—state appropriation for fiscal year 2024 and \$1,980,000 of the general fund—state appropriation for fiscal year 2025 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 (i) shared permanent supportive housing; (ii) independent permanent supportive housing; and (iii) low and no barrier housing beds for people with a criminal history, substance abuse disorder, and/or mental illness.~~

~~(b) 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.)~~ \$11,844,000 of the general fund—state appropriation for fiscal year 2024 and \$11,844,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for housing assistance, including long-term rental subsidies, permanent supportive housing, and low and no barrier housing beds, for unhoused individuals. Priority must be given to individuals with a mental health disorder, substance use disorder, or other complex conditions; individuals with a criminal history; and individuals transitioning from behavioral health treatment facilities or local jails.

(9) \$557,000 of the general fund—state appropriation for fiscal year 2024 and \$557,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the department to design and administer the achieving a better life experience program.

(10) \$8,000,000 of the general fund—state appropriation for fiscal year 2024 and \$8,000,000 of the general fund—state appropriation for fiscal year 2025 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.

(11)(a) \$12,500,000 of the general fund—state appropriation for fiscal year 2024, \$12,500,000 of the general fund—state appropriation for fiscal year 2025, and \$37,000,000 of the affordable housing for all account—state appropriation 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 30 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.

(d) Within amounts provided in this subsection, the department must provide staff support for the permanent supportive housing operations, maintenance, and services forecast. The department must develop a model to estimate demand for operating, maintenance, and services costs for permanent supportive housing units that qualify for grant funding under (a) of this subsection. The model shall incorporate factors including the number of qualifying units currently in operation; the number of new qualifying units assumed to come online since the previous forecast and the timing of when those units will become operational; the impacts of enacted or proposed investments in the capital budget on the number of new potentially qualifying units; the number of units supported through a grant awarded under (a) of this subsection; the historical actuals for per unit average grant awards under (a) of this subsection; reported data from housing providers on actual costs for operations, maintenance, and services; and other factors identified as appropriate for estimating the demand for maintenance, operations, and services for qualifying permanent supportive housing units. The forecast methodology, updates, and methodology changes must be conducted in coordination with staff from the department, the office of financial management, and the appropriate fiscal committees of the state legislature. The forecast must be updated each February and November during the fiscal biennium and the department must submit a report to the legislature summarizing the updated forecast based on actual awards made under (a) of this subsection and the completed construction of new qualifying units.

(12) \$7,000,000 of the home security fund—state appropriation is provided solely for the office of homeless youth prevention and protection programs to:

(a) 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;

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

(c) 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.

(13) \$4,000,000 of the general fund—state appropriation for fiscal year 2024 and \$4,000,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the office of homeless youth to build infrastructure and services to support a continuum of interventions, including but not limited to prevention, crisis response, and long-term housing, to reduce youth

homelessness in communities identified as part of the anchor community initiative.

(14) \$2,125,000 of the general fund—state appropriation for fiscal year 2024 and \$2,125,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the office of homeless youth to 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 18. Young adult housing includes, but is not limited to, rental assistance and case management for young adults ages 18 to 24. The department shall submit an annual report to the legislature on the use of the funds. The report is due annually on June 30th. The report shall include but is not limited to:

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

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

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

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

(15) \$65,310,000 of the general fund—state appropriation for fiscal year 2024 and \$65,310,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the essential needs and housing support program and related services. The department may use a portion of the funds provided in this subsection to continue the pilot program established in section 127(106) of chapter 357, Laws of 2020 (addressing the immediate housing needs of low or extremely low-income elderly or disabled adults in certain counties who receive social security disability or retirement income). The department must ensure the timely redistribution of the funding provided in this subsection among entities or counties to reflect actual caseload changes as required under RCW 43.185C.220(5)(c).

~~(16) ((\$198,000 of the general fund—state appropriation for fiscal year 2024 and \$198,000 of the general fund—state appropriation for fiscal year 2025 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.))~~  
\$5,000,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for a grant to King county for costs to provide transitional and long-term housing supports for unsheltered, recently-arrived individuals and families.

(17) \$250,000 of the general fund—state appropriation for fiscal year 2024 and \$250,000 of the general fund—state appropriation for fiscal year 2025 are 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.

(18) \$4,740,000 of the general fund—state appropriation for fiscal year 2024, \$4,740,000 of the general fund—state appropriation for fiscal year 2025, and \$4,500,000 of the home security fund—state appropriation are provided solely for the consolidated homeless grant program.

(a) 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.

(b) Of the amounts provided in this subsection, \$1,000,000 of the general fund—state appropriation for fiscal year 2024 and \$1,000,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for diversion services for those families and individuals who are at substantial risk of losing stable housing or who have recently become homeless and are determined to have a high probability of returning to stable housing.

(c) Of the amounts provided in this subsection, \$3,240,000 of the general fund—state appropriation for fiscal year 2024 and \$3,240,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for up to nine months of rental assistance for individuals enrolled in the foundational community supports initiative who are transitioning off of benefits under RCW 74.04.805 due to increased income or other changes in eligibility. The health care authority, department of social and health services, and department of commerce shall collaborate on this effort.

(19) (~~(\$958,000)~~) \$1,258,000 of the general fund—state appropriation for fiscal year 2024 and \$1,332,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the operations of the long-term care ombudsman program.

(20) \$1,007,000 of the general fund—state appropriation for fiscal year 2024 and \$1,007,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the department to administer a transitional housing program for nondependent homeless youth.

(21) \$80,000 of the general fund—state appropriation for fiscal year 2024 and \$80,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the department to establish an identification assistance and support program to assist homeless persons in collecting documentation and procuring an identicard issued by the department of licensing. This program may be operated through a contract for services. The program shall operate in one county west of the crest of the Cascade mountain range with a population of 1,000,000 or more and one county east of the crest of the Cascade mountain range with a population of 500,000 or more.

(22)(a) \$2,500,000 of the general fund—state appropriation for fiscal year 2024 and \$2,500,000 of the general fund—state appropriation for fiscal year

2025 are provided solely for the office of homeless youth prevention and protection programs to administer flexible funding to support the anchor community initiative and anchor communities through the homeless prevention and diversion fund and serve eligible youth and young adults. The flexible funding administered under this subsection may be used for the immediate needs of eligible youth or young adults. An eligible youth or young adult may receive support under this subsection more than once.

(b) Flexible funding provided under this subsection may be used for purposes including but not limited to:

- (i) Car repair or other transportation assistance;
- (ii) Rental application fees, a security deposit, or short-term rental assistance;
- (iii) Offsetting costs for first and last month's rent and security deposits;
- (iv) Transportation costs to go to work;
- (v) Assistance in obtaining photo identification or birth certificates; and
- (vi) Other uses that will support the eligible youth or young adult's housing stability, education, or employment, or meet immediate basic needs.

(c) The flexible funding provided under this subsection may be provided to:

- (i) Eligible youth and young adults. For the purposes of this subsection, an eligible youth or young adult is a person under age 25 who is experiencing or at risk of experiencing homelessness, including but not limited to those who are unsheltered, doubled up or in unsafe living situations, exiting inpatient programs, or in school;
- (ii) Community-based providers assisting eligible youth or young adults in attaining safe and stable housing; and

(iii) Individuals or entities, including landlords, providing safe housing or other support designed to lead to housing for eligible youth or young adults.

(23) \$607,000 of the general fund—state appropriation for fiscal year 2024 and (~~(\$607,000)~~) \$3,607,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the department to assist homeowners at risk of foreclosure pursuant to chapter 61.24 RCW. Funding provided in this section may be used for activities to prevent mortgage or tax lien foreclosure, housing counselors, a foreclosure prevention hotline, legal services for low-income individuals, mediation, and other activities that promote homeownership. The department may contract with other foreclosure fairness program state partners to carry out this work.

(24) \$100,000 of the general fund—state appropriation for fiscal year 2024 and \$100,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the department to contract with a nonprofit entity located in Seattle that focuses on poverty reduction and racial equity to convene and staff a poverty reduction workgroup steering committee comprised of individuals that have lived experience with poverty. Funding provided in this section may be used to reimburse steering committee members for travel, child care, and other costs associated with participation in the steering committee.

(25) \$400,000 of the general fund—state appropriation for fiscal year 2024 and \$400,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for capacity-building grants through the Latino community fund for emergency response services, educational programs, and human services support for children and families in rural and underserved communities.

(26) \$1,400,000 of the general fund—state appropriation for fiscal year 2024 and \$1,400,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the office of homeless youth to administer a competitive grant process to award funding to licensed youth shelters, HOPE centers, and crisis residential centers to provide behavioral health support services for youth in crisis, and to increase funding for current grantees.

~~(27) ((\$9,864,000 of the general fund—state appropriation for fiscal year 2024 and \$9,864,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for long-term rental subsidies for individuals with mental health or substance use disorders. This funding may be used for individuals enrolled in the foundational community support program while waiting for a longer term resource for rental support or for individuals transitioning from behavioral health treatment facilities or local jails. Individuals who would otherwise be eligible for the foundational community support program but are not eligible because of their citizenship status may also be served.))~~ \$2,500,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for a grant to the city of Tukwila for costs incurred related to unsheltered, recently-arrived individuals and families. Of the amount provided in this subsection, \$2,000,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for transitional and long-term housing supports, on the condition that the city of Tukwila contract with the office of refugee and immigrant assistance for the use of a location for providing tiered support services for unsheltered, recently-arrived individuals and families. The office may subcontract to provide the support services.

(28) \$9,575,000 of the general fund—state appropriation for fiscal year 2024 and \$9,575,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the department to continue the Washington state office of firearm safety and violence prevention, including the creation of a state and federal grant funding plan to direct resources to cities that are most impacted by community violence. Of the amounts provided in this subsection:

(a) \$600,000 of the general fund—state appropriation for fiscal year 2024 and \$600,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for community-based violence prevention and intervention services to individuals identified through the King county shots fired social network analysis. The department must complete an evaluation of the program and provide a report to the governor and the appropriate legislative committees by June 30, 2023.

(b) \$5,318,000 of the general fund—state appropriation for fiscal year 2024 and \$5,318,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for grants to support existing programs and capacity building for new programs providing evidence-based violence prevention and intervention services to youth who are at high risk to perpetrate or be victims of firearm violence and who reside in areas with high rates of firearm violence as provided in RCW 43.330A.050.

(i) Priority shall be given to programs that partner with the University of Washington, school of medicine, department of psychiatry and behavioral sciences for training and support to deliver culturally relevant family integrated transition services through use of credible messenger advocates.

(ii) The office may enter into agreement with the University of Washington or another independent entity with expertise in evaluating community-based grant-funded programs to evaluate the grant program's effectiveness.

(iii) The office shall enter into agreement to provide funding to the University of Washington, school of medicine, department of psychiatry and behavioral sciences to directly deliver trainings and support to programs providing culturally relevant family integrated transition services through use of credible messenger and to train a third-party organization to similarly support those programs.

(iv) Of the amounts provided under (b) of this subsection, \$250,000 of the general fund—state appropriation for fiscal year 2024 and \$250,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for a certified credible messenger program that does work in at least three regions of Washington state to train and certify credible messengers to implement a culturally responsive, evidence-based credible messenger violence prevention and intervention services program.

(c) \$2,000,000 of the general fund—state appropriation for fiscal year 2024 and \$2,000,000 of the general fund—state appropriation for fiscal year 2025 are provided to further support firearm violence prevention and intervention programs and initiatives consistent with the duties of the office as set forth in RCW 43.330A.020.

(d) \$500,000 of the general fund—state appropriation for fiscal year 2024 and \$500,000 of the general fund—state appropriation for fiscal year 2025 are provided to support safe storage programs and suicide prevention outreach and education efforts across the state.

(29) \$2,500,000 of the general fund—state appropriation for fiscal year 2024 and \$2,500,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the department to administer grants to diaper banks for the purchase of diapers, wipes, and other essential baby products, for distribution to families in need. The department must give priority to providers serving or located in marginalized, low-income communities or communities of color; and providers that help support racial equity.

(30) \$4,500,000 of the general fund—state appropriation for fiscal year 2024 and \$4,500,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for grants to counties to stabilize newly arriving refugees, including those from the 2021 Afghanistan conflict and the 2022 Ukraine-Russia conflict.

(31) \$120,000 of the general fund—state appropriation for fiscal year 2024 and \$120,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for a grant to a nonprofit resource center in King county that provides sexual assault advocacy services, therapy services, and prevention and outreach to begin a three-year, multigrade sexual violence prevention program in the Renton school district.

(32) \$200,000 of the general fund—state appropriation for fiscal year 2024 and \$200,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the office of homeless youth prevention and protection programs to colead a prevention work group with the department of children, youth, and families. The work group must focus on preventing youth and young adult homelessness and other related negative outcomes. The work group shall

consist of members representing the department of social and health services, the employment security department, the health care authority, the office of the superintendent of public instruction, the Washington student achievement council, the interagency work group on homelessness, community-based organizations, and young people and families with lived experience of housing instability, child welfare involvement, justice system involvement, or inpatient behavioral health involvement.

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

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

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

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

(iv) Efforts to reform family reconciliation services; and

(v) Other state initiatives addressing the prevention of youth homelessness.

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

(33) \$22,802,000 of the general fund—state appropriation for fiscal year 2024 and \$22,803,000 of the general fund—state appropriation for fiscal year 2025 are provided solely to increase existing grantee contracts providing rental or housing subsidy and services for eligible tenants in housing and homeless programs. The department must distribute funding in a manner that will prioritize maintaining current levels of homeless subsidies and services and stabilizing the homeless service provider workforce.

(34)(a) \$35,000,000 of the climate commitment account—state appropriation is provided solely for the department to administer grant funding through the existing network of federal low-income home energy assistance program grantees to provide low-income households with energy utility bill assistance.

(b) To qualify for assistance, a household must be below 80 percent of the area median income and living in a community that experiences high environmental health disparities.

(c) Under the grant program, each household accessing energy bill assistance must be offered an energy assessment that includes determining the household's need for clean cooling and heating system upgrades that improve safety and efficiency while meeting Washington's climate goals. If beneficial, households may be offered grant funding to cover the replacement of inefficient, outdated, or unsafe home heating and cooling systems with more energy efficient electric heating and cooling technologies, such as heat pumps.

(d) Of the amounts provided in this subsection, no more than 60 percent of the funding may be utilized by the department to target services to multifamily residential buildings across the state that experience high energy use, where a majority of the residents within the building are below 80 percent of the area median income and the community experiences high environmental health disparities.

(e) In serving low-income households who rent or lease a residence, the department must establish processes to ensure that the rent for the residence is not increased and the tenant is not evicted as a result of receiving assistance under the grant program.

(f) The department must incorporate data collected while implementing this program into future energy assistance reports as required under RCW 19.405.120. The department may publish information on its website on the number of furnace or heating and cooling system replacements, including replacements within multifamily housing units.

(g) The department may utilize a portion of the funding provided within this subsection to create an electronic application system.

(35) ~~\$55,500,000 of the general fund—state appropriation for fiscal year 2024 and \$55,500,000 of the general fund—state appropriation for fiscal year 2025 ((and \$55,500,000 of the coronavirus state fiscal recovery account—federal appropriation))~~ are provided solely for the department to continue grant funding for emergency housing and shelter capacity and associated supports such as street outreach, diversion services, short-term rental assistance, hotel and motel vouchers, housing search and placement, and housing stability case management. Entities eligible for grant funding include local governments and nonprofit entities. The department may use existing programs, such as the consolidated homelessness grant program, to award funding under this subsection. Grants provided under this subsection must be used to maintain or increase current emergency housing capacity, funded by the shelter program grant and other programs, as practicable due to increased costs of goods, services, and wages. Emergency housing includes transitional housing, congregate or noncongregate shelter, sanctioned encampments, or short-term hotel or motel stays. Of the amount provided in this subsection for fiscal year 2025, \$1,500,000 must be granted to a housing readiness program serving individuals experiencing homelessness in the city of Longview. Funding may be used to operate severe weather shelters, housing navigation, case management, laundry and hygiene facilities, connection to other social services, and other programs serving unhoused individuals in Cowlitz county.

(36)(a) \$75,050,000 of the general fund—state appropriation for fiscal year 2024 and \$75,050,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for a targeted grant program to transition persons residing in encampments to safer housing opportunities, with an emphasis on ensuring individuals living unsheltered reach permanent housing solutions. Eligible grant recipients include local governments and nonprofit organizations operating to provide housing or services. The department may provide funding to state agencies to ensure individuals accessing housing services are also able to access other wrap-around services that enable them to obtain housing such as food, personal identification, and other related services. Local government and nonprofit grant recipients may use grant funding to provide outreach, housing, case management, transportation, site monitoring, and other services needed to assist individuals residing in encampments and on public rights-of-way with moving into housing.

(b) Of the amounts provided in this subsection:

(i) No less than \$120,000,000 must be used for housing services for persons residing on state-owned rights-of-way; and

(ii) All remaining funds may be used for housing services for persons residing in encampments, including encampments located on public lands, as defined in RCW 79.02.010, or state parks and parkways.

(c) Grant criteria must include, but are not limited to:

(i) Whether a site where the grantee will conduct outreach and engagement has been identified as a location where individuals residing in encampments or on the public right-of-way are in specific circumstances or physical locations that expose them to especially or imminently unsafe conditions;

(ii) A commitment to resolve encampments through extensive outreach followed by matching individuals with temporary lodging or permanent housing that is reasonably likely to fit with their actual needs and situation, is noncongregate whenever possible, and takes into consideration individuals' immediate and long-term needs and abilities to achieve and maintain housing stability;

(iii) A commitment to transition individuals who are initially matched to temporary lodging into a permanent housing placement within six months except under unusual circumstances;

(iv) Local government readiness and capacity to enter into and fulfill the grant requirements as applicable; and

(v) Other criteria as identified by the department.

(d) When awarding grants under (a) of this subsection, the department must prioritize applicants that focus on ensuring an expeditious path to sustainable permanent housing solutions, and that demonstrate an understanding of working with individuals to identify their optimal housing type and level of ongoing services through the effective use of outreach, engagement, and temporary lodging and permanent housing placement.

(e) Grant recipients under (a) of this subsection must enter into a memorandum of understanding with the department, and other state agencies if applicable, as a condition of receiving funds. Memoranda of understanding must specify the responsibilities of the grant recipients and the state agencies, consistent with the requirements of (c) of this subsection, and must include specific measurable outcomes for each entity signing the memorandum. The department must publish all signed memoranda on the department's website and must publish updates on outcomes for each memorandum at least every 90 days, while taking steps to protect the privacy of individuals served by the program. At a minimum, outcomes must include:

(i) The number of people actually living in any encampment identified for intervention by the department or grantees;

(ii) The demographics of those living in any encampment identified for intervention by the department or grantees;

(iii) The duration of engagement with individuals living within encampments;

(iv) The types of housing options that were offered;

(v) The number of individuals who accepted offered housing;

(vi) Any reasons given for why individuals declined offered housing;

(vii) The types of assistance provided to move individuals into offered housing;

(viii) Any services and benefits in which an individual was successfully enrolled; and

(ix) The housing outcomes of individuals who were placed into housing six months and one year after placement.

(f) Grant recipients under (a) of this subsection may not transition individuals from encampments or close encampments unless they have provided extensive outreach and offered each individual temporary lodging or permanent housing that matches the actual situation and needs of each person, is noncongregate whenever possible, and takes into consideration individuals' immediate and long-term needs and abilities to achieve and maintain housing stability. Grant recipients who initially match an individual to temporary lodging must make efforts to transition the person to a permanent housing placement within six months except under unusual circumstances. The department must establish criteria regarding the safety, accessibility, and habitability of housing options to be offered by grant recipients to ensure that such options are private, sanitary, healthy, and dignified, and that grant recipients provide options that are well-matched to an individual's assessed needs.

(g) Funding granted to eligible recipients under (a) of this subsection may not be used to supplant or replace existing funding provided for housing or homeless services.

(37) \$2,000,000 of the general fund—state appropriation for fiscal year 2024 and \$2,000,000 of the general fund—state appropriation for fiscal year 2025 are provided solely to increase funding for the community services block grant program. Distribution of these funds to community action agencies shall prioritize racial equity and undoing inequity from historic underinvestment in Black, indigenous, and people of color, and rural communities.

(38) \$100,000 of the general fund—state appropriation for fiscal year 2024 and \$100,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the department to provide a grant to a nonprofit organization to identify opportunities for cities in Whatcom county to improve access to affordable housing through conducting market research, engaging stakeholders, and developing tools and implementation strategies for cities that will increase access to affordable housing. The grant recipient must be a nonprofit organization based in Bellingham that promotes affordable housing solutions and with a mission to create thriving communities.

(39) \$225,000 of the general fund—state appropriation for fiscal year 2024 and \$225,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the department to provide a grant to a nonprofit organization located in the city of Redmond that serves Latino low-income, immigrant, and Spanish-speaking communities in King and Snohomish counties through arts and culture events and community services. The grant funding may be used to expand existing programs including, but not limited to, support for small businesses, rent assistance, vaccination and COVID-19 outreach, programs aimed at increasing postsecondary enrollments in college and trade schools, and other community services and programs.

(40) (~~(\$4,000,000)~~) \$2,000,000 of the general fund—state appropriation for fiscal year 2024 and (~~(\$4,000,000)~~) \$6,000,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the department to administer grants to community-based organizations that serve historically disadvantaged populations to conduct outreach and to assist community members in applying for state and federal assistance programs including, but not

limited to, those administered by the department of social and health services, department of commerce, and department of children, youth, and families.

(41) ~~(\$150,000)~~ \$110,000 of the general fund—state appropriation for fiscal year 2024 ~~((§))~~ and \$40,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the department to provide a grant to a nonprofit organization located in the city of Issaquah to provide cultural programs and navigational supports for individuals and families who may face language or other cultural barriers when engaging with schools, public safety, health and human services, and local government agencies.

(42) \$200,000,000 of the community reinvestment account—state appropriation is provided solely for the department to distribute grants for economic development, civil and criminal legal assistance, community-based violence intervention and prevention services, and reentry services programs. Grants must be distributed in accordance with the recommendations of the community reinvestment plan developed pursuant to section 128(134), chapter 297, Laws of 2022 (ESSB 5693).

(43) \$500,000 of the general fund—state appropriation for fiscal year 2024 and \$150,000,000 of the covenant homeownership account—state appropriation are provided solely for implementation of Second Substitute House Bill No. 1474 (covenant homeownership prg.). ~~((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.))~~

(44) \$140,000 of the general fund—state appropriation for fiscal year 2024 and \$140,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for additional staffing for the developmental disabilities council.

(45) \$500,000 of the general fund—state appropriation for fiscal year 2024 and \$500,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for a grant to a nonprofit organization located in the city of Spokane to provide transitional housing, educational programs, and other resources for refugee and immigrant families.

(46) \$1,169,000 of the general fund—state appropriation for fiscal year 2024 and \$1,169,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for implementation of Engrossed Second Substitute House Bill No. 1715 (domestic violence). ~~((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.))~~

(47) \$500,000 of the general fund—state appropriation for fiscal year 2024 and \$500,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for a grant to a dispute resolution center located in Snohomish county to provide mediation and resolution services for landlords and tenants, with the goal of avoiding evictions.

(48) \$500,000 of the general fund—state appropriation for fiscal year 2024 is provided solely for grants to nonprofit organizations to operate hunger relief response programs serving individuals living in permanent supportive housing. Of the amounts provided in this subsection:

(a) \$275,000 of the general fund—state appropriation for fiscal year 2024 is provided solely for a grant to a nonprofit organization located in King county.

(b) \$225,000 of the general fund—state appropriation for fiscal year 2024 is provided solely for a grant to a nonprofit organization located in Spokane county.

(49) \$180,000 of the general fund—state appropriation for fiscal year 2024 is provided solely for a grant to a nonprofit organization operating a teen center in the city of Issaquah to provide case management and counseling services for youth ages 12 to 19.

(50)(a) \$375,000 of the general fund—state appropriation for fiscal year 2024 and \$375,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for a grant to a nonprofit community-based organization for the coordination of a gang violence prevention consortium with entities including community-based organizations, law enforcement, and members of the faith community, and to continue and expand after-school activities and social services for students and young adults in the Yakima valley. Social services may include, but are not limited to, employment, mental health, counseling, tutoring, and mentoring services. The grant recipient must be a community-based organization located in Granger operating a Spanish language public radio station and with the mission of addressing the social, educational, and health needs of economically disadvantaged Spanish-speaking residents of central and eastern Washington.

(b) By June 30, 2025, the department must provide a report to the appropriate committees of the legislature. The report must include: (i) A description of the gang violence prevention programs conducted by the consortium and how they were implemented; and (ii) The number of individuals who participated in or received services through the programs conducted by the consortium, including any relevant demographic data for those individuals.

(51) \$400,000 of the general fund—state appropriation for fiscal year ~~((2024))~~ 2025 is provided solely for the department to contract with a nonprofit organization to develop an affordable housing predevelopment plan. The affordable housing predevelopment plan must assess the feasibility of using surplus public land located at or near north Seattle Community College and Highline Community College for the development of affordable colocated housing that could serve low and moderate-income state workers. The contract recipient must be an organization that provides consultation services on affordable housing development. In creating the predevelopment plan, the contract recipient must solicit input from interested parties including, but not limited to, low-income and affordable housing experts, policy staff in the office of the governor, state public employee unions, and legislators. The contract recipient may also use funds provided under this subsection for affordable housing predevelopment work at North Seattle Community College or Highline Community College.

(52) \$781,000 of the general fund—state appropriation for fiscal year 2024 and \$781,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for implementation of Substitute House Bill No. 1406 (youth seeking housing assist). ~~((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.))~~

(53)(a) \$1,750,000 of the general fund—state appropriation for fiscal year 2024 and \$1,750,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the office of firearm safety and violence prevention to continue a healthy youth and violence prevention initiative demonstration program serving south King county, with the goal of preventing violence, decreasing involvement with the juvenile justice system, and encouraging health

and wellbeing for youth and young adults ages 12 to 24. As part of the demonstration program, the office must provide grant funding to and partner with a community-based organization to serve as a regional coordinator to:

(i) Connect youth and young adults ages 12 to 24 who are most vulnerable to violence with programs that provide services including, but not limited to, street outreach, youth employment and preapprenticeship programs, case management, behavioral health services, and other services as appropriate; and

(ii) Assist local governments, service providers, and nonprofit organizations in accessing and leveraging federal, state, and local funding for violence prevention and related services.

(b) The grant recipient under (a) of this subsection must be a nonprofit health system currently administering a violence prevention initiative in King and Pierce counties. The grant recipient may subgrant or subcontract funds to programs providing services as described in (a)(i) of this subsection.

(54) \$300,000 of the general fund—state appropriation for fiscal year 2024 is provided solely for a grant to a nonprofit sexual assault resource center located in Renton. Grant funding may be used for information technology improvements focused on client data management that will improve client access to health services, cybersecurity, and data privacy.

(55)(a) \$850,000 of the general fund—state appropriation for fiscal year 2024 and \$850,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the continuation of existing contracts with a nonprofit organization to increase housing supply and equitable housing outcomes by advancing affordable housing developments, including supportive housing, transitional housing, shelter, or housing funded through the apple health and homes program, that are colocated with community services such as education centers, health clinics, nonprofit organizations, social services, or community spaces or facilities, available to residents or the public, on underutilized or tax-exempt land.

(b) The contract recipient must use the funding provided under this subsection to:

(i) Implement strategies to accelerate development of affordable housing with space for education centers, health clinics, nonprofit organizations, social services, or community space or facilities, available to residents or the public, on underutilized or tax-exempt land;

(ii) Analyze the suitability of properties and sites for affordable housing as described under (b)(i) of this subsection, including existing buildings for supportive housing, through completing due diligence, conceptual design, and financial analysis activities, and applying and implementing an equity lens in site selection, program planning, development, and operations;

(iii) Work with elected officials, local governments, educational institutions, public agencies, local housing and community development partners, early learning partners, health care providers, and nonprofit service organizations to:

(A) Identify and catalyze surplus, underutilized, or tax-exempt properties for the development of affordable housing;

(B) Provide catalytic funding and technical assistance to advance the development of affordable housing, including by identifying funding sources to support the needs of specific projects; and

(C) Identify impediments to the development of affordable housing and develop recommendations and strategies to address those impediments, reduce costs, advance community vision and equitable outcomes, and accelerate predevelopment and development times associated with affordable housing;

(iv) Organize community partners and build capacity to develop affordable housing sites;

(v) Facilitate collaboration and codevelopment between affordable housing and education centers, health clinics, nonprofit organizations, social services, or community spaces and facilities available to residents or the public;

(vi) Provide technical assistance and predevelopment services to support future development of sites; and

(vii) Catalyze the redevelopment of at least 20 sites to create approximately 2,000 affordable homes.

(c) Funding may also be used to:

(i) Partner with state, regional, and local public entities, nonprofit housing developers, and service providers to develop a broad range of housing types for supportive housing for populations authorized to receive the housing benefit under the apple health and homes act;

(ii) Provide technical assistance on the constructive alignment of state or local capital funds and other services for the construction, acquisition, refurbishment, redevelopment, master leasing of properties for noncongregate housing, or conversion of units from nonresidential to residential, of dwelling units for supportive housing funded through the apple health and homes program;

(iii) Advise on local community engagement, especially with populations with lived experience of homelessness and housing insecurity, for supportive housing funded through the apple health and homes program;

(iv) Subcontract for specialized predevelopment services, as needed, and subgrant to reimburse for supportive housing funded through the apple health and homes program; and

(v) Hire staff necessary to implement activities under (b) and (c) of this subsection.

(56)(a) \$375,000 of the general fund—state appropriation for fiscal year 2024 and \$375,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the department to continue a lifeline support system pilot project to assist individuals who have experienced or are at risk of entering into public systems of care. Public systems of care include office of homeless youth prevention and protection shelter and housing programs, the juvenile justice system, dependency under chapter 13.34 RCW, and inpatient behavioral health treatment.

(b)(i) The lifeline must function as a no-wrong-door access point for support and connections to services for qualifying individuals who require assistance to overcome a life challenge that could escalate into a crisis, or who are in need of general mentorship and counsel. The lifeline support system must facilitate and promote partnerships across state agencies, federally recognized tribes, counties, and community-based providers to coordinate trauma-informed and culturally responsive services for youth and young adults and their supports. The department is authorized to implement lifeline services through contracts with community partners and nonprofit organizations.

(ii) From amounts provided in this subsection, the department must allocate funding to establish a lifeline fund program. The department may use moneys allocated for the fund program to assist community partners and nonprofit organizations to implement lifeline services when those providers cannot identify an existing resource to resolve a recipient's need. The department must establish an application process and criteria for the fund program.

(c) By June 30, 2025, the department shall report to the legislature regarding the success and shortcomings of the lifeline support system, request-for-service outcomes, and the demographics of beneficiaries.

(57) \$350,000 of the general fund—state appropriation for fiscal year 2024 and \$350,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for a grant to a nonprofit organization to provide legal aid in subjects including, but not limited to, criminal law and civil rights cases for underserved populations focusing on Black gender-diverse communities. The grant recipient must be a nonprofit organization with offices in Seattle and Tacoma and with a mission to provide intersectional legal and social services for Black intersex and gender-diverse communities in Washington.

(58) \$213,000 of the general fund—state appropriation for fiscal year 2024 and ~~(\$213,000)~~ \$773,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for a grant to a nonprofit organization within the city of Tacoma that provides social services and educational programming to assist Latino and indigenous communities in honoring heritage and culture through the arts, and in overcoming barriers to social, political, economic, and cultural community development. Of the amounts provided in this subsection:

(a) \$175,000 of the general fund—state appropriation for fiscal year 2024 and ~~(\$175,000)~~ \$535,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for education and training programming in community health organizing, "promotora" health education, grassroots organizing, leadership development, college preparedness and financial aid outreach, small business technical support and education, and civic engagement focused on Latino and indigenous community members; and

(b) \$38,000 of the general fund—state appropriation for fiscal year 2024 and ~~(\$38,000)~~ \$238,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for ~~((advocacy, translation services, emergency housing, and other services for victims of crime and domestic violence))~~ family support services for bilingual, bicultural clients.

(59) \$500,000 of the general fund—state appropriation for fiscal year 2024 ~~((is))~~ and \$1,500,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the department to provide grants to nonprofit organizations including, but not limited to, religious nonprofits, "by and for" organizations, or cultural community centers, to fund the physical security or repair of such institutions. Grant recipients must ~~((have reasons to believe they have been subject to security threats and must demonstrate a need for enhanced security. Grant funding must be used and limited to the purchase of security hardware and equipment to enhance the security of the buildings and grounds of such organizations))~~ substantiate that their site or sites have been subject to or at risk of physical attacks, threats, vandalism, or damages based on their mission, ideology, or beliefs and demonstrate a need for investments in physical security

enhancements, construction or renovation, target hardening, preparedness planning, training, or exercises.

(60) \$400,000 of the general fund—state appropriation for fiscal year 2024 and \$400,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the department to provide grant funding to a nonprofit organization to provide supports, including behavioral health resources, housing services, and parenting education, to parents with substance use disorder. The grant recipient must be a nonprofit organization located in the south Puget Sound region that provides a parent child assistance program and focuses on building parenting skills and confidence to ensure children have safe and healthy childhoods.

(61) \$450,000 of the general fund—state appropriation for fiscal year 2024 and \$450,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for costs to develop and operate community-based residential housing and services for youth wellness spanning a range of needs and circumstances at the Pacific hospital preservation and development authority quarters, buildings three through 10 in Seattle. The amounts provided in this subsection may be used for planning, lease payments, and other related expenses for the development and operation of comprehensive residential programs providing housing, on-site social services, and community-based resources for youth identified by the department of commerce, the department of children, youth, and families, or the health care authority. The funding may also be used for the preparation and issuance of a request for qualifications for a site operator, or lease management and related administrative functions. The department is authorized to enter into a lease, with an option to enter into multiyear extensions, for the Pacific hospital preservation and development authority quarters, buildings three through 10.

(62) \$350,000 of the general fund—state appropriation for fiscal year 2024 and \$350,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for a grant to a nonprofit organization based in the city of Seattle that works to improve the quality of life for low-income families and members of the refugee and immigrant community, with a focus on the Somali and Oromos community. The grant funding may be used to expand current programs including, but not limited to, case management and referral services for immigrants and refugees, youth programs, and services for seniors.

(63) \$270,000 of the general fund—state appropriation for fiscal year 2024 and \$270,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for a grant to a nonprofit organization headquartered in Mount Vernon for costs to operate and provide homeless services at a low-barrier emergency temporary homeless center located in Burlington.

(64) \$750,000 of the general fund—state appropriation for fiscal year 2024 and \$750,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for a grant to a nonprofit organization located in the city of Seattle that provides legal assistance and representation to survivors of sexual and gender-based violence to expand their current services including, but not limited to, legal assistance and representation; technical assistance for advocates, providers, and attorneys; community education and trainings; and other legal support services. In providing services, the grant recipient must protect the

privacy, safety, and civil rights of survivors and utilize trauma-informed practices and equity principles.

(65) \$250,000 of the general fund—state appropriation for fiscal year 2024 and \$250,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the department to provide a grant to a nonprofit organization serving King and Snohomish counties for a program conducted in partnership with King county, which serves individuals who are involved in the criminal justice system and who have experienced domestic, sexual, or gender-based violence. The grant recipient may use the funding for costs including, but not limited to, legal advocacy, outreach, connecting clients to housing and other resources, data analytics, and staffing.

(66) \$150,000 of the general fund—state appropriation for fiscal year 2024 and \$50,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the office of crime victims advocacy to contract for a study of the impacts of the commercial sex industry on Black and African American communities in Washington, with a focus on Black and African American persons who identify as female. The office must contract with an organization that has expertise on the topic of the commercial sex industry and Black communities in Washington. The study must include a review of the impacts of the commercial sex industry on Black and African American residents of Washington, and culturally informed and survivor-informed policy recommendations for reducing sex trafficking and sexual exploitation of Black and African American Washingtonians. The department must submit a report of the study findings to the appropriate committees of the legislature by September 1, 2024.

(67) \$20,656,000 of the general fund—state appropriation for fiscal year 2024 and \$20,655,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for grants to crime victims service providers to ensure continuity of services impacted by reductions in federal victims of crime act funding and to help address increased demand for services attributable to the COVID-19 pandemic. The department must distribute the funding in a manner that is consistent with the office of crime victims advocacy's state plan. Of the amounts provided in this subsection:

(a) \$2,000,000 of the general fund—state appropriation for fiscal year 2024 and \$2,000,000 of the general fund—state appropriation for fiscal year 2025 are provided solely to programs operated by and for historically marginalized populations to support "by and for" culturally specific services for victims of domestic violence, sexual assault, and other crimes in historically marginalized populations. Marginalized populations can include, but are not limited to, organizations or groups composed along racial, ethnic, religious, sexual orientation, and gender lines.

(b) \$2,000,000 of the general fund—state appropriation for fiscal year 2024 and \$2,000,000 of the general fund—state appropriation for fiscal year 2025 are provided solely to programs developed to support the enhancement and development of additional services for tribal members, including programs to address needs of crime victims, including strategies which integrate services or multiple crime types.

(68) \$200,000 of the general fund—state appropriation for fiscal year 2024 is provided solely for a grant to the city of Seattle for start-up costs for the

Seattle social housing developer and to meet the requirements of the city of Seattle initiative 135, which concerns developing and maintaining affordable social housing in Seattle. The funding provided under this subsection may only be used for costs associated with creating social housing developments, operating costs associated with maintaining social housing developments, and administrative costs of operating social housing.

(69) \$250,000 of the general fund—state appropriation for fiscal year 2024 is provided solely to contract with a nonprofit to provide wraparound services for homeless families with children, including prevention, shelter, and stabilization services. The nonprofit must be located in Pierce county and be an affiliate of a national organization dedicated to preventing and ending family homelessness by providing prevention, shelter, and stabilization services.

(70) Within existing resources, the department must submit an interim and a final report to the appropriate committees of the legislature on efforts taken by the department to stabilize rents for tenants of affordable housing units financed through the housing assistance program created under RCW (~~(43.185.015)~~) 43.185A.020 including, but not limited to, efforts to limit or mitigate the impacts of rent increases for tenants of qualifying units. The department must submit the interim report by December 1, 2023, and the final report by December 1, 2024.

(71) Before awarding or entering into grants or contracts for the 2023-2025 fiscal biennium for homeless housing and service programs that are funded from the home security fund account or the affordable housing for all account, the department must first consult with local governments and eligible grantees to ensure that funding from these accounts is used to maintain the quantity and types of homeless housing and services funded in local communities as of February 28, 2023. The department may take into consideration local document recording fee balances and individual county fluctuations in recording fee collections when allocating state funds. The department must redeploy funds to other nonprofit and county grantees if originally granted amounts are not expended or committed within a reasonable timeline. The department may then provide funding to eligible entities to undertake the activities described in RCW (~~(36.22.176(1)(e)(i))~~) 36.22.250(4)(b), such as funding for project-based vouchers and other assistance necessary to support permanent supportive housing as defined in RCW 36.70A.030 or as administered by the office of apple health and homes created in RCW 43.330.181.

(72) \$500,000 of the general fund—state appropriation for fiscal year 2024 is provided solely for a grant to an Everett-based affiliate of a national nonprofit human services organization to stabilize newly arriving refugees from the 2021 Afghanistan conflict and the 2022 Ukraine conflict.

(73) \$150,000 of the general fund—state appropriation for fiscal year 2024 and \$150,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for a contract with a nonprofit organization to expand private capacity to provide legal services for indigent foreign nationals in contested domestic relations and family law cases. The contract recipient must be a nonprofit organization headquartered in the city of Seattle that provides training to attorneys and judges on international family law issues and provides direct representation to qualified indigent clients. Amounts provided in this subsection may not be expended for direct private legal representation of clients in domestic relations and family law cases.

(74) \$125,000 of the general fund—state appropriation for fiscal year 2024 and \$125,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for a grant to a youth development organization providing civic engagement and education through a youth and government program. The grant is provided solely for support of the organization's mock trial and youth legislature programs.

(75) \$252,000 of the general fund—state appropriation for fiscal year 2024 and \$229,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for implementation of Engrossed Second Substitute Senate Bill No. 5198 (mobile home community sales). ~~((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.))~~

(76) \$1,694,000 of the general fund—state appropriation for fiscal year 2024 and \$1,694,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for implementation of Substitute Senate Bill No. 5561 (law enforcement community grants). ~~((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.))~~

(77) \$1,000,000 of the general fund—state appropriation for fiscal year 2024 and \$1,000,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for implementation of Engrossed Substitute Senate Bill No. 5599 (protected health care/youth). The entirety of this amount is provided for the office of homeless youth for prevention and protection programs to provide supportive care grants to organizations to address the needs of youth seeking protected health care services. ~~((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.))~~

(78) \$100,000 of the general fund—state appropriation for fiscal year 2024 and \$100,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for a grant to the city of Monroe to continue existing pilot projects that enable the city to dispatch human services and social services staff in conjunction with law enforcement staff to support unhoused residents and residents in crisis.

(79) ~~(\$2,850,000)~~ \$2,574,000 of the general fund—state appropriation for fiscal year 2024 and ~~(\$2,850,000)~~ \$3,126,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for implementation of Substitute Senate Bill No. 5114 (sex trafficking). ~~((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.))~~

~~((81))~~ (80) \$250,000 of the general fund—state appropriation for fiscal year 2024 and \$250,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for a grant to the city of Bellevue for one-time expenses required for the operation of an expanded community service center to help low-income individuals and immigrant and refugee community members. The center will join with community partners to provide utility rate and rent relief; health care access; energy assistance; food access; medical, legal and financial services; housing; childcare resources; employment assistance; and resources for starting a business.

~~((82))~~ (81) \$215,000 of the general fund—state appropriation for fiscal year 2024 and \$345,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the department to produce a report to the legislature detailing the scope of work, cost estimates, and implementation timeline to create or procure an online registry of rental units in Washington state subject to

state information system planning and oversight requirements. The online rental unit registry must have the capacity to collect and report out timely information on each rental unit in the state. Information to collect includes, but is not limited to, the rental unit's physical address, identity of the property owner, monthly rent charged, and vacancy status. The scope of work must assume integration with existing rental registries operated by local governments. Cost and timeline estimates must provide two alternatives with one assuming statewide implementation and the other assuming implementation in the six largest counties of the state. The department shall consult with landlord representatives, tenant representatives, local governments operating existing rental registries, and other interested stakeholders as part of the process of developing the scope of work and timeline for the online rental unit registry. The department must submit the report to the legislature by December 1, 2024.

~~((83))~~ (82) \$150,000 of the general fund—state appropriation for fiscal year 2024 is provided solely for a Seattle based nonprofit to create a temporary space to allow youth and low-income populations to participate in ice rink related events during the 2024 national hockey league winter classic.

~~((84))~~ (83) \$150,000 of the general fund—state appropriation for fiscal year 2024 and \$150,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for a grant to a nonprofit organization based in Kitsap county that partners with the Bremerton and central Kitsap school districts, first responders, and other organizations to expand implementation of the handle with care program.

~~((85))~~ (84) \$371,000 of the general fund—state appropriation for fiscal year 2024 and \$371,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for Pacific county to operate or participate in a drug task force to enhance coordination and intelligence while facilitating multijurisdictional criminal investigations.

~~((86))~~ (85) \$1,000,000 of the general fund—state appropriation for fiscal year 2024 and \$1,000,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for distribution to statewide and community asset building coalitions across Washington to support capacity in organizations that coordinate financial health services and outreach efforts around poverty reduction resources such as the earned income tax credit and the working families tax credit.

~~((87))~~ ~~\$400,000~~ (86) \$200,000 of the general fund—state appropriation for fiscal year 2024 ~~((8))~~ and \$200,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for a community based organization in Whatcom county to expand services to unhoused and low-income residents of Ferndale and north Whatcom county and to provide a safe parking program.

~~((88))~~ (87) \$155,000 of the general fund—state appropriation for fiscal year 2024 and \$175,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for a grant to an organization in Pierce county experienced in providing peer-to-peer training, to develop and implement a program aimed at reducing workplace sexual harassment in the agricultural sector. Funding will be used to continue peer-to-peer trainings for farmworkers in Yakima county and expand services into Grant and Benton counties. Funding may also be used to support an established network of farmworker peer trainers whose primary purpose is to prevent workplace sexual harassment and assault

through leadership and education. The organization is expected to share best practices from their peer-to-peer model at a statewide conference.

~~((89))~~ (88) \$150,000 of the general fund—state appropriation for fiscal year 2024 and \$150,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for a grant to a Seattle-based nonprofit that provides holistic services to help refugee and immigrant women. Funds must be used to expand an existing program that increases equity in ice skating and hockey by providing skate lessons to preschoolers from diverse and low-income families.

~~((90))~~ (89)(a) \$1,000,000 of the general fund—state appropriation for fiscal year 2024 and ~~(\$1,000,000)~~ \$2,000,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the department to administer grants to strengthen family resource center services and increase capacity statewide. Grant funding may be used: For an organization to provide new services in order to meet the statutory requirements of a family resource center, as defined in RCW 43.216.010; to increase capacity or enhance service provision at current family resource centers, including but not limited to direct staffing and administrative costs; and to conduct data collection, evaluation, and quality improvement activities. The department may award an amount from \$30,000 up to \$200,000 per grant recipient.

(b) Eligible applicants for a grant under (a) of this subsection include current family resource centers, as defined in RCW 43.330.010, or organizations in the process of becoming qualified as family resource centers. Applicants must affirm their ability and willingness to serve all families requesting services in order to receive a grant. Applicants must currently be or agree to become a member of a statewide family resource center network during the grant award period in order to receive a grant. Applicants must provide proof of certification in the standards of quality for family strengthening and support developed by the national family support network for one member of the applicant's organizational leadership in order to receive a grant.

(c) In distributing grant funding, the department must, to the extent it is practicable, award 75 percent of funding to organizations located west of the crest of the Cascade mountains, and 25 percent of funding to organizations located east of the crest of the Cascade mountains.

(d) By July 1, 2025, grant recipients must submit a report to the department on the use of grant funding, including, but not limited to, progress in attaining status as a family resource center, if applicable; the number and type of services offered to families; demographic and income data for families served; and family post-service outcomes. By September 1, 2025, the department must submit a report to the Legislature on topics including, but not limited to, the grant application process; needs identified by family resource centers; and use of funds by grant recipients.

(e) Of the amounts provided in (a) of this subsection, \$250,000 of the general fund—state appropriation for fiscal year 2024 and \$250,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the department to provide a grant to the statewide nonprofit organization that serves as the registered Washington state network member of the national family support network. The grant recipient may use the grant funding for costs including, but not limited to, outreach and engagement, data and evaluation, and

providing training and development opportunities in support of family resource centers statewide.

~~((91))~~ (90) \$9,000,000 of the general fund—state appropriation for fiscal year 2024 and ~~(\$9,000,000)~~ \$34,000,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the department for grants to local governments for maintaining programs and investments which are primarily funded through the document recording fee(s) collected pursuant to RCW ~~((36.22.178, 36.22.179, and 36.22.1791))~~ 36.22.250. In allocating grant funding to local jurisdictions, awards must be based on a formula, determined by the department, to ensure that grants are distributed equitably among cities and counties.

~~((93))~~ (91)(a) \$1,500,000 of the general fund—state appropriation for fiscal year 2024 and \$1,500,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for a law enforcement technology grant program for the purpose of providing law enforcement with modern vehicle pursuit management technology including, but not limited to, global positioning system tracking equipment, automated license plate reading technology, aircraft, and nonarmed and nonarmored drone technology.

(b) Grants must be awarded to local law enforcement agencies based on locally developed proposals. The department shall establish policies for applications under this subsection in addition to criteria for evaluating and selecting grant recipients. A proposal must include a request for specific technology and a specific plan for the implementation, use, and effectiveness reporting of that technology.

(c) Before grants are awarded, each local law enforcement agency seeking to acquire vehicle pursuit technology must:

(i) Establish data-sharing and management policies including policies related to sharing data between law enforcement agencies and other third parties; and

(ii) Establish policies ensuring all personnel who operate the vehicle pursuit technology, or access the vehicle pursuit technology data, are trained to use that technology and are able to comply with the data-sharing and management policies prior to the operational use of the vehicle pursuit technology.

(92) \$400,000 of the general fund—state appropriation for fiscal year 2024 and \$1,600,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the distribution of grants to cities, counties, or nonprofit organizations to support individuals in need of emergency housing assistance. Emergency housing assistance may include, but is not limited to, short-term rental assistance, moving costs, other one-time costs associated with identifying and obtaining housing, or temporary shelter in the event of a crisis or when people have been displaced. Funding provided under this subsection must be prioritized for entities that can demonstrate that the population served includes families with children, pregnant individuals, or other medically vulnerable individuals. The department may only distribute funding under this subsection upon coordination with the office of the governor.

(93)(a) \$2,700,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for the department to continue to provide grant funding to local multijurisdictional task forces that previously received funding through the federal Edward Byrne memorial justice assistance grant program. Grants

provided under this section must be used consistent with the requirements of Edward Byrne memorial justice assistance grants and with national best practices for law enforcement.

(b) Of the amounts provided in this subsection, \$50,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for the department, with the office of the governor, to coordinate three roundtables to review policies, regulations, and fiscal investments regarding multijurisdictional drug task forces in Washington state. The roundtables must include representatives from state, tribal, and local governments, and invite representatives from the federal government. By June 30, 2025, the department must submit a summary report of the roundtable's findings to the appropriate committees of the legislature.

(94) \$475,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for a grant to a nonprofit organization located in King county that develops training and support for low-income individuals, with a focus on women and people of color, to move into the construction industry for living wage jobs. The grant funding must be used to support a preapprenticeship program that, through the construction of units, integrates housing and workforce development in service of the following goals:

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

(b) Providing construction training to underserved populations;

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

(d) Addressing the effects of sexism and racism in housing, education, training, employment, and career development.

(95) \$500,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for a grant to a nonprofit organization to assist local law enforcement agencies throughout the state in establishing community-supported programs for officers to provide short-term assistance such as food, clothing, fuel, and other means of support during interactions with community members in need. The grant recipient must be a nonprofit organization headquartered in Puyallup with experience in assisting local law enforcement agencies in administering such programs. Local law enforcement agencies that establish community-supported programs under this subsection may also pursue private funding to support the provision of assistance.

(96) \$50,000 of the general fund—state appropriation for fiscal year 2024 and \$250,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for grants to nonprofit organizations to provide homeownership assistance to homeowners and first-time homebuyers from communities served by those organizations. Homeownership assistance activities may include, but are not limited to, housing counseling for current homeowners; housing counseling for first-time homebuyers; financial literacy education for homeowners and homebuyers; and outreach. Of the amounts provided in this subsection:

(a) \$25,000 of the general fund—state appropriation for fiscal year 2024 and \$125,000 of the general fund—state appropriation for fiscal year 2025 are for a grant to a nonprofit community land trust headquartered in the city of Seattle with a mission to acquire, develop, and steward land in the greater Seattle area to empower and preserve the Black diaspora community; and

(b) \$25,000 of the general fund—state appropriation for fiscal year 2024 and \$125,000 of the general fund—state appropriation for fiscal year 2025 are for a grant to a nonprofit community-based organization based in the city of Seattle with a mission to provide resources, education, and advocacy to help Black homeowners achieve and sustain homeownership.

(97) \$240,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for a grant to a nonprofit organization to provide holistic reentry support to persons formerly incarcerated in prisons in Washington state. The grant recipient must be a nonprofit organization based in King county that promotes healing, relationships, and humanity by providing services including community-based reintegration support, gun violence intervention processes, and healing work through antioppression and culturally-responsive compassionate communication workshops, and which uses the evidence-based credible messengers model.

(98) \$500,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for a grant to a nonprofit organization to provide essential social services for low-income families and individuals. The grant recipient must be a nonprofit community action agency based in the city of Seattle that provides safety-net services for low-income families and individuals and that has a history of serving the African American community in the Central District.

(99) \$150,000 of the general fund—state appropriation for fiscal year 2025 is provided solely to contract with a social purpose corporation that operates a cultural community center located in the city of Tumwater to provide a trauma-informed cultural and job training program for people of color and those facing barriers to employment.

(100) \$395,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for the department to provide a grant to the Yakima valley local crime lab for analysis and data collection on firearm crimes, support for investigations for deaths related to fentanyl, and to support the rapid DNA work group.

(101) \$2,000,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for the department to contract with the housing finance commission for activities related to the implementation of the covenant homeownership program created in chapter 43.181 RCW. Of the amounts provided in this subsection:

(a) \$1,500,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for the commission to contract through a request for proposals process with nonprofit community organizations, public housing agencies, or public development authorities across the state who are focused on increasing homeownership or are serving communities eligible for assistance through the covenant homeownership program to:

(i) Provide the full spectrum of housing counseling services, including prepurchase counseling, assistance in the home buying process, and support to maintain homeownership and prevent foreclosure, including community outreach efforts; and

(ii) Provide technical assistance to "by and for" homeownership developers in areas such as site identification and predevelopment activities in order to increase the quantity of starter homes for first-time homebuyers who are eligible for assistance through the covenant homeownership program.

(b)(i) \$500,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for the commission to draft a plan with specific strategies to:

(A) Reduce the cost of starter homes for first-time homebuyers and lessen other costs associated with purchasing a home;

(B) Acquire publicly owned and other sites that can be dedicated to homeownership;

(C) Identify other ways to further enable first-time homebuyers to afford their home purchase; and

(D) Encourage a variety of design and development options for starter homes.

(ii) The commission must submit the plan developed under (b)(i) of this subsection to the governor and the appropriate committees of the legislature by January 15, 2025.

(102) \$750,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for a grant to a nonprofit organization to complete the acquisition of property for a community center to provide services to residents in south King county. The grant recipient must be a community action agency headquartered in the city of Seattle with an office in the city of Federal Way, and that is grounded in the Latino community of Washington state.

(103) \$1,000,000 of the general fund—state appropriation for fiscal year 2025 is provided solely to administer housing assistance for persons who are fleeing or who have recently fled intimate partner violence. The department must allocate funding through contracts with service providers that have current contracts with the office of crime victims advocacy to provide services for survivors of intimate partner or domestic violence. A provider must use at least 80 percent of contracted funds for rental payments to landlords and the remainder for other program operation costs. Priority for assistance must be provided to survivors who face the greatest risk of serious violence and have the least access to housing resources.

(104) \$200,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for a grant to a nonprofit organization that operates a community resource center in the city of Ferndale to maintain and expand services for families and individuals, including but not limited to providing one-on-one navigation services to access housing and other assistance; providing clothing, food, and other forms of immediate assistance; and conducting direct outreach to unhoused individuals and families.

(105) \$300,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for a grant to a nonprofit organization to conduct planning and site development activities for building affordable housing in the city of Roslyn. The grant recipient must be a nonprofit organization with offices in Seattle and Roslyn and with a mission to innovate and scale land-based solutions to address the climate crisis and support equitable, green, and prosperous communities.

(106) \$350,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for a grant to a nonprofit organization to provide culturally competent legal services, training, outreach, and education to immigrant workers regarding a federal deferred action program for workers who are victims or witnesses of violations of labor rights during labor disputes. The grant recipient must be a nonprofit organization that operates a free civil legal aid clinic in

partnership with Seattle University and the University of Washington that educates, advises, and represents workers in employment law cases.

(107) \$250,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for the department to contract with two nongovernmental organizations to host a Washington state developmental disabilities intersectional summit in October 2024. The purpose of the summit is to analyze systemic barriers impacting the lives of BIPOC individuals with intellectual and developmental disabilities and their families, and to identify solutions for addressing those barriers. The contract recipients must be nongovernmental organizations that are BIPOC-led and that have demonstrated skills and experience working for and with people with developmental disabilities and their families.

(108) \$787,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for the statewide reentry council to implement a pilot project to operate a trauma-informed, peer-based, human dignity model reentry program at the Lynnwood municipal jail. The reentry program must provide peer-led intensive case management services for participants that are both prerelease and postrelease.

(109) \$34,000,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for grants to local governments for homeless housing programs and services, including but not limited to emergency housing and shelter, temporary housing, and permanent supportive housing programs. Of the amounts provided in this subsection:

(a) \$12,000,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for a grant to King county to maintain shelter, emergency housing, and permanent supportive housing programs.

(b) \$3,000,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for a grant to the city of Tacoma to prevent the closure of temporary and emergency shelter beds.

(c) \$4,000,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for a grant to the city of Spokane to provide temporary emergency shelter for homeless individuals and for costs associated with transitioning individuals from their current shelter location to smaller shelters and inclement weather centers.

(d) \$15,000,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for grants to local jurisdictions who are not eligible for funding under (a), (b), or (c) of this subsection. Grant funds must be prioritized for maintaining existing levels of service and preventing the closure of existing beds or programs.

(110) \$100,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for a grant to a nonprofit organization to expand support services and mentorship programs serving at-risk youth, with a focus on BIPOC and transgender youth, in Kitsap county. The grant recipient must be a nonprofit organization based in Kitsap county that provides advocacy and other support services for at-risk youth and their families, with a focus on BIPOC and LGBTQ youth.

(111) \$125,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for a grant to a nonprofit organization to support the development of and outreach for community-led mental health support groups

and classes serving individuals and families throughout Washington state, with special focus on Latino communities, rural areas, and tribes. The grant recipient must be a nonprofit organization that serves as the Washington state office of a national grassroots mental health organization dedicated to building better lives for individuals affected by mental health conditions.

(112) \$250,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for a grant to a nonprofit organization to provide support to self-advocates, caregivers, and others in attending a summit addressing the topic of federal and state funding for programs that benefit people with developmental disabilities in 2025. The grant recipient must be a nonprofit organization that advocates for and beside children and adults with intellectual and developmental disabilities and their families that is headquartered in the city of Olympia.

(113) \$300,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for the department to contract with a nonprofit organization to maintain and increase access to technical assistance, advice, fundraising services, and foundational support such as human resources, information technology, and financial services for community-based nonprofit organizations in Washington. The contract recipient must be a nonprofit organization headquartered in the city of Seattle that provides management and technology consulting; training; and free advisory services for nonprofit and community-based organizations.

(114) \$230,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for a grant to a nonprofit organization to expand an existing gang prevention program that provides mentoring, education, and drug awareness services for elevated-risk youth in middle and elementary schools in Yakima county, with the goals of reducing youth gang involvement, increasing school enrollment and reducing truancy, and reducing the accessibility and usage of drugs by elevated-risk youth. The grant recipient must be a nonprofit organization based in Yakima that provides outreach, education, and prevention services to improve community safety in the Yakima valley, including a drug-free coalition and a youth mentoring program.

(115) \$120,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for grants to two nonprofit entities to establish 4-H curriculum-based initiatives for students and foster educational opportunities tied to the land grant university knowledge base. One grant recipient must be a nonprofit entity operating multiple locations in Skagit county and have at least 25 years of experience serving youth in the region, and one grant recipient must be a nonprofit entity operating multiple locations in Snohomish county with at least 75 years of experience serving youth in the region.

(116) \$125,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for a grant to a nonprofit organization to expand their mentoring, job training, and internship programs for at-risk youth. The grant recipient must be a nonprofit organization who serves at-risk youth in the Snoqualmie and Issaquah valleys through mentoring, job skill development, and teen internship programs in coordination with local school districts.

(117) \$350,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for a grant to the Vancouver housing authority for the operational and services costs of a licensed residential care facility located in

Vancouver that provides housing and other services for low-income, disabled, and homeless and formerly homeless individuals.

(118) \$198,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for a grant to a nonprofit organization for activities to develop affordable housing units and permanent supportive housing units for individuals with intellectual and developmental disabilities in rural Snohomish and Skagit counties. The grant recipient must be a nonprofit organization headquartered in Arlington that offers client housing, residential supported living services, employment services, job readiness and life skills training, and arts and music enrichment programs to individuals with intellectual and developmental disabilities.

(119) \$250,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for a grant to Whatcom county to increase the number of families served through a family motel shelter program.

(120) \$81,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for implementation of Substitute House Bill No. 2329 (insurance market/housing). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

(121) \$250,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for a grant to a nonprofit organization to provide technical assistance and direct resident support to residents of manufactured and mobile home communities immediately following a notice of sale issued pursuant to RCW 59.20.300. The grant recipient must be a nonprofit organization headquartered in the city of Olympia that assists new and existing cooperative businesses, with emphasis on resident owned communities, home care agencies, and converting existing businesses into worker-owned or community-owned cooperatives.

(122) \$250,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for the department to conduct a comprehensive study to identify and analyze funding structures to preserve manufactured and mobile home communities as nonprofit or cooperatively-run affordable housing projects. In conducting the study, the department must consult with financial experts, conduct field interviews, and identify existing and innovative funding options to support the creation of resident-owned communities. The department must submit a report summarizing the study's findings to the governor and the legislature by June 30, 2025.

(123) \$54,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for implementation of Engrossed Second Substitute Senate Bill No. 6175 (existing structures/tax). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

(124)(a) \$1,000,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for a contract with a statewide organization with a mission of developing new and innovative ways to combat organized retail crime to implement a pilot program to respond to organized retail crime, with a focus on diversion-oriented programs.

(b) The contract recipient must establish three pilot program sites. The contract recipient must make a reasonable effort to establish at least one site east of the Cascade mountains. No single pilot site may use more than \$300,000 of the funding provided under this subsection.

(c) The contract recipient must use the funds to coordinate community efforts to enhance responses to organized retail crime within each pilot site area. Coordination must include the following entities: Cities, counties, or affiliated associations with programs focused on diversion and restitution; local retail stores; law enforcement agencies; local prosecutors and public defense; and therapeutic courts. Funding may also be used for planning and other activities to achieve a targeted response to reported retail crimes from diversion programs or law enforcement agencies.

(d) The contract recipient must provide a report to the department by June 15, 2025, on the number of responses to retail crime and the number of diversions initiated for each pilot site, data regarding the role of local prosecutors at each site, and opportunities and challenges in retail crime response and diversion identified by pilot participants. The department must submit the report to the appropriate committees of the legislature by June 30, 2025.

(125) \$150,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for a grant to a nonprofit organization to continue sexual assault prevention education programming to K-12 schools in Tacoma and expand services to the Franklin Pierce school district. The grant recipient must be a state-accredited community sexual assault program serving Pierce county that provides professional training, prevention education, intervention, and advocacy programs for victims of sexual assault, sexual abuse, and sex trafficking.

(126) \$350,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for a grant to a nonprofit organization to provide community-based healing-centered arts engagement programming for populations including, but not limited to, survivors of gender-based violence and individuals working to reintegrate after incarceration. The grant recipient must be a nonprofit organization based in the city of Seattle with experience in providing arts engagement programming, including serving veteran and Latino cohorts.

(127) \$300,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for a grant to a nonprofit based in King county that exclusively serves foreign-trained physicians to help foreign-trained physicians prepare to work in a United States clinical setting and obtain a medical doctor: clinical experience license in Washington state. The nonprofit may use the amount provided in this subsection to:

(a) Provide stipends of up to \$2,000 per foreign-trained physician to:

(i) Take medical exams or English as a second language classes;

(ii) Obtain a professional resume review or interview skill development; or

(iii) Defray any other expenses that may limit their ability to become hire-ready physicians; and

(b) Operate an educational outreach program to help medical providers and institutions understand the medical doctor: clinical experience program including eligibility, licensure laws, and details of working with foreign-trained physicians in their facilities.

(128) \$500,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for a grant to a nonprofit in east King county, recognized as a by and for organization, to advance affordable housing. The grant recipient must

be an organization that partners in equitable, affordable housing development. The grant recipient must use the funding as follows:

(a) To educate residents on the benefits of affordable housing in east King county;

(b) To facilitate partnerships to enable equitable transit-oriented development across the east King county region that builds housing at scale;

(c) For a project that will produce up to 33 affordable housing units on the Eastside; and

(d) To identify strategies for land acquisition and assembly around high-capacity transit stations that will result in a mix of housing.

(129) \$625,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for Snohomish county human services to provide technical assistance and contract with a nonprofit to support youth, parents, and families with school-based collaboration, and social activities for youth.

(130) \$477,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for Kitsap county to provide 70 continuous-stay, low-barrier/harm reduction model shelter beds.

(131) \$15,000 of the general fund—state appropriation for fiscal year 2024 and \$20,000 of the general fund—state appropriation for fiscal year 2025 are provided solely to contract with a nonprofit in Seattle to develop a list of BIPOC families, with an emphasis on African American households, that want to live in Seattle for the purpose of assisting those families with finding and keeping housing in Seattle.

(132) \$50,000 of the general fund—state appropriation for fiscal year 2024 and \$420,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for a grant to a Seattle-based community center that assists eastern European refugees and immigrants to provide short term housing assistance, immigration services, and support to individuals in Washington who fled the Ukraine-Russia conflict.

(133) \$100,000 of the general fund—state appropriation for fiscal year 2024 is provided solely for a grant to a Bellingham-based nonprofit serving youth and young adults experiencing homelessness and housing insecurity to increase capacity and the ability for staff to support clients in attending appointments, providing navigating services, and assessing resources throughout Whatcom county.

(134) \$45,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for a grant to a Seattle-based nonprofit that teaches math using hands-on learning experiences and collaborates with community partners to create equity-based, culturally relevant math education opportunities.

(135) \$317,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for a grant to three resource centers that are expecting a reduction in funding from the office of crime victims advocacy. Funding is intended to cover any deficit these organizations experience to continue service levels to sexual assault survivors. Of this amount:

(a) \$200,000 is for a nonprofit sexual assault resource center in King county;

(b) \$77,000 is for a Richland-based accredited community sexual assault program; and

(c) \$40,000 is for a nonprofit organization that provides crime victim support in multiple locations across the region, including in Spokane and Vancouver.

(136) \$250,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for a grant to a nonprofit organization to expand theater arts education programming and for activities to support equitable access to the arts for students. The grant recipient must be a nonprofit organization located in the city of Federal Way that operates a semiprofessional theater and provides theater arts education programming.

(137) \$1,500,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for the office of crime victims advocacy for activities to address domestic violence. Of the amounts provided in this subsection:

(a) \$200,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for the office to convene a work group to create a roadmap that provides a detailed pathway describing the steps necessary for insurance billing for domestic violence intervention treatment in Washington state.

(i) In developing the roadmap, the work group must:

(A) Determine if a medicaid state plan amendment or 1115 waiver would be necessary to allow medicaid billing for domestic violence intervention treatment;

(B) Determine if existing billing codes would work for medicaid and commercial insurance, or if new billing codes would be necessary;

(C) Identify any healthcare certification or credentials needed for providers to be able to bill insurance for domestic violence intervention treatment;

(D) Identify the educational pathways that exist to become a domestic violence intervention treatment provider; and

(E) Identify any statutory changes or funding necessary to implement the roadmap.

(ii) The work group members must include representatives of:

(A) Organizations that provide domestic violence intervention treatment;

(B) Individual clinicians that provide domestic violence intervention treatment;

(C) Social workers;

(D) Licensed marriage and family therapists;

(E) Domestic violence survivors;

(F) The domestic violence treatment program administered by the department of social and health services;

(G) Staff from the department of health with expertise in licensing and credentialing of health professionals;

(H) Staff from the health care authority who work on insurance billing for medicaid, the public employees benefits board, and the school employees benefits board;

(I) The office of the insurance commissioner;

(J) Medicaid managed care organizations; and

(K) Commercial insurance carriers.

(iii) The office of crime victims advocacy must provide staff support for the work group.

(iv) The work group must submit a preliminary report including the roadmap to the appropriate committees of the legislature by December 31, 2024.

(b) \$1,300,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for the office to contract with a research university to conduct a randomized control trial comparing the strength at home program to standard domestic violence intervention treatment methods used in Washington state. The research university must have completed a randomized control trial of domestic violence intervention treatment at joint base Lewis-McChord. The target population of the randomized control trial must be individuals in Washington state who have been referred to domestic violence intervention treatment via the criminal or civil legal systems. The research university must also conduct a demonstration project using the internal family systems modality as a domestic violence intervention treatment.

(138) \$1,000,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for the office of homeless youth prevention and protection programs to provide grants to nonprofit organizations implementing place-based health zone models to provide and strengthen youth development services and mental and behavioral health supports for youth and their families for clearly demarcated geographical health zones. The services and supports may range from primary prevention to crisis services. Grant funding may support health zone activities and evaluation activities. The office must distribute four grants, as follows:

(a) Two grants to nonprofits with established place-based health zone models, for costs to provide services and conduct evaluation activities; and

(b) Two grants to nonprofits who are currently developing and implementing place-based health zone models, for costs to establish and provide services and conduct evaluation activities.

(139) \$150,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for a grant to a nonprofit organization to assist fathers transitioning from incarceration to community and family reunification. The grant recipient must have experience contracting with the department of corrections to support incarcerated individual betterment projects and contracting with the department of social and health services to provide access and visitation services.

(140) \$250,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for the department to evaluate alternative methods for calculating average median household income. The department must include in its evaluation the feasibility of using median household income data by state legislative district as published by the United States census bureau. The department must submit a report of recommendations to the appropriate committees of the legislature by June 30, 2025.

**Sec. 128.** 2023 c 475 s 130 (uncodified) is amended to read as follows:

<b>FOR THE DEPARTMENT OF COMMERCE—LOCAL GOVERNMENT</b>	
General Fund—State Appropriation (FY 2024) . . . . .	(\$50,775,000)
	\$48,331,000
General Fund—State Appropriation (FY 2025) . . . . .	(\$46,258,000)
	\$60,537,000
General Fund—Federal Appropriation . . . . .	(\$39,374,000)
	\$44,574,000
General Fund—Private/Local Appropriation . . . . .	\$1,050,000

Climate Commitment Account—State Appropriation . . . . .	(\$43,353,000)
	<u>\$53,353,000</u>
Community Preservation and Development Authority	
Account—State Appropriation . . . . .	\$4,750,000
Growth Management Planning and Environmental Review	
Fund—State Appropriation . . . . .	\$5,681,000
Liquor Excise Tax Account—State Appropriation . . . . .	\$986,000
Liquor Revolving Account—State Appropriation . . . . .	\$6,827,000
<u>Model Toxics Control Operating Account—State</u>	
<u>Appropriation . . . . .</u>	<u>\$1,000,000</u>
Model Toxics Control Stormwater Account—State	
Appropriation . . . . .	\$100,000
Natural Climate Solutions Account—State	
Appropriation . . . . .	\$2,747,000
Public Facilities Construction Loan Revolving	
Account—State Appropriation . . . . .	\$1,026,000
Public Works Assistance Account—State Appropriation . . . . .	\$7,267,000
TOTAL APPROPRIATION . . . . .	(\$210,194,000)
	<u>\$238,229,000</u>

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

(1) 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.

(2) \$375,000 of the general fund—state appropriation for fiscal year 2024 and \$375,000 of the general fund—state appropriation for fiscal year 2025 are provided solely as pass-through funding to Walla Walla Community College for its water and environmental center.

(3) \$6,827,000 of the liquor revolving account—state appropriation is provided solely for the department to contract with the municipal research and services center of Washington.

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

(5) \$100,000 of the general fund—state appropriation for fiscal year 2024 and \$100,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the department to produce the biennial report identifying a list of projects to address incompatible developments near military installations as provided in RCW 43.330.520.

(6) \$100,000 of the model toxics control stormwater account—state appropriation is provided solely for planning work related to stormwater runoff at the aurora bridge and I-5 ship canal bridge. Planning work may include, but is not limited to, coordination with project partners, community engagement, conducting engineering studies, and staff support.

(7) \$2,000,000 of the community preservation and development authority account—state(~~operating~~) appropriation is provided solely for (~~the operations of~~) the Pioneer Square-International district community preservation and development authority established in RCW 43.167.060 to carry out the duties and responsibilities set forth in RCW 43.167.030.

(8) \$1,160,000 of the general fund—state appropriation for fiscal year 2024 and \$1,159,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the statewide broadband office established in RCW 43.330.532.

(9) \$10,000,000 of the general fund—state appropriation for fiscal year 2024 and \$10,000,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the department for grants for updating and implementing comprehensive plans and development regulations in order to implement the requirements of the growth management act.

(a) In allocating grant funding to local jurisdictions, awards must be based on a formula, determined by the department, to ensure that grants are distributed equitably among cities and counties. Grants will be used primarily to fund the review and update requirements for counties and cities required by RCW 36.70A.130. Funding provided on this formula basis shall cover additional county and city costs, if applicable, to implement chapter 254, Laws of 2021 (Engrossed Second Substitute House Bill No. 1220) and to implement Second Substitute Senate Bill No. 5412 (land use permitting/local).

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

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

(d) The department must develop a process for consulting with local governments, affected stakeholders, and the appropriate committees of the legislature to establish emphasis areas for competitive grant distribution and for research priorities.

(10) \$1,100,000 of the general fund—state appropriation for fiscal year 2024 and \$1,100,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the department to contract with the municipal research and services center, in coordination with the Washington procurement technical assistance center, to provide training and technical assistance to local governments and contractors on public works contracting. Training topics may include utilization of supplemental bidding criteria, utilization of alternate public works, contracting, cost estimating, obtaining performance and payment bonds, and increasing participation of women-owned and minority-owned businesses.

(11) \$3,000,000 of the general fund—state appropriation for fiscal year 2024 and \$3,000,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the department to administer grants and provide technical assistance to cities or counties for actions relating to adopting ordinances that plan for and accommodate housing. Of this amount:

(a) \$2,500,000 of the general fund—state appropriation for fiscal year 2024 and \$2,500,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for grants to cities and counties. Grants may be used for the following activities:

(i) Analyzing comprehensive plan policies and development regulations to determine the extent of amendments required to meet the goal of authorizing middle housing types on at least 30 percent of lots currently zoned as single family residential within the city, or for counties inside the unincorporated urban

growth area. For the purposes of this subsection, "middle housing types" means buildings that are compatible in scale, form, and character with single family houses, and contain two or more attached, stacked, or clustered homes. This includes duplexes, triplexes, fourplexes, fiveplexes, sixplexes, townhouses, courtyard apartments, and cottage housing;

(ii) Planning work to facilitate transit-oriented development, including costs associated with the preparation of state environmental policy act environmental impact statements, planned action ordinances, and subarea plans, costs associated with the use of other tools under the state environmental policy act, and the costs of local code adoption and implementation of such efforts; and

(iii) Planning for and accommodating housing that is affordable for individuals and families earning less than 50 percent of the area median income, including:

(A) Land use and regulatory solutions to address homelessness and low-income housing; and

(B) Bridging homeless service planning with land use planning.

(b) \$500,000 of the general fund—state appropriation for fiscal year 2024 and \$500,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for an affordable housing auditing program to monitor ongoing affordability of income-restricted units constructed with affordable housing incentives, including the multifamily tax exemption.

(12) Within the amounts provided in this section, the department must publish on its website housing data needed to complete housing needs assessments required by RCW 36.70A.070(2)(a). The data shall include:

(a) Housing profiles for each county and city in the state, including cost burden, vacancy, and income;

(b) Data to assess racially disparate impacts, exclusion, and displacement; and

(c) A dashboard to display data in an easily accessible format.

(13) \$1,330,000 of the general fund—state appropriation for fiscal year 2024 and \$995,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for implementation of Engrossed Second Substitute House Bill No. 1110 (middle housing). ~~((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.))~~

(14) \$15,000,000 of the general fund—state appropriation for fiscal year 2024 and ~~(((\$15,000,000))~~ \$20,000,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the department to provide grants to entities that provide digital navigator services, devices, and subscriptions. These services must include, but are not limited to, one-on-one assistance for people with limited access to services, including individuals seeking work, students seeking digital technical support, families supporting students, English language learners, medicaid clients, people experiencing poverty, and seniors. Of the amounts provided from the general fund—state appropriation for fiscal year 2025, at least \$3,000,000 must be provided to tribes.

(15) \$2,750,000 of the community preservation and development authority account—state appropriation is provided solely for ~~((the operations of))~~ the Central district community preservation and development authority established in RCW 43.167.070 to carry out the duties and responsibilities set forth in RCW 43.167.030.

(16) ~~(\$375,000)~~ \$187,000 of the general fund—state appropriation for fiscal year 2024 ~~(is)~~ and \$188,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for a grant to the city of Battle Ground to contract for a study to explore feasible options to redesign their downtown corridor to emphasize pedestrian accessibility, improve safety, and highlight community amenities.

(17) \$175,000 of the general fund—state appropriation for fiscal year 2024 is provided solely for a grant to the city of Cheney fire department for the purchase of a new type 6 fire truck to replace one destroyed in a mutual aid fire.

(18) \$175,000 of the general fund—state appropriation for fiscal year 2024 is provided solely for a grant to Ferry/Okanogan fire protection district number 14 for the purchase of a new ambulance and related costs for response to 911 calls, including those from local residents, recreators, and hunters.

(19) \$250,000 of the general fund—state appropriation for fiscal year 2024 is provided solely for a grant to the Pierce county public transportation benefit area corporation (Pierce transit) to administer a public transit and behavioral health coresponder pilot program in partnership with a Pierce county behavioral health professional agency.

(20) \$120,000 of the general fund—state appropriation for fiscal year 2024 and \$115,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the transportation demand management program at the canyon park subarea in the city of Bothell.

(21) ~~(\$40,953,000)~~ (a) \$50,953,000 of the climate commitment account—state appropriation is provided solely for implementation of Engrossed Second Substitute House Bill No. 1181 (climate change/planning). ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.))~~

(b) Of the amount provided in (a) of this subsection, \$10,000,000 of the climate commitment account—state appropriation is provided solely for programs, services, or capital facilities included in greenhouse gas emissions reduction subelements required by chapter 228, Laws of 2023 (E2SHB 1181). The department shall provide funding to jurisdictions for programs, services, or capital facilities included in approved subelements that the department concludes will reduce greenhouse gas emissions or per capita vehicle miles traveled until funds in this subsection are expended. The department shall prioritize funding for programs, services, or capital facilities that result in cobenefits or address disproportionately impacted communities. If Initiative Measure No. 2117 is approved in the 2024 general election, upon the effective date of the measure, funds from the consolidated climate account may not be used for the purposes in this subsection (b).

(22) \$490,000 of the public works assistance account—state appropriation is provided solely for the public works board to develop a data dashboard to map investments made by the public works board, the department of commerce, the department of health, the department of ecology, the department of transportation, the transportation improvement board, and by board partners to the system improvement team created in RCW 43.155.150.

(23) \$96,000 of the general fund—state appropriation for fiscal year 2024 and \$423,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the department to conduct a study on the feasibility of implementing a Washington state zoning atlas project that will provide a

publicly available mapping tool illustrating key features of zoning codes across jurisdictions.

(24) \$733,000 of the general fund—state appropriation for fiscal year 2024 and \$734,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for implementation of Second Substitute Senate Bill No. 5268 (public works procurement). ~~((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.))~~

(25) \$37,000 of the general fund—state appropriation for fiscal year 2024 is provided solely for implementation of Engrossed Second Substitute Senate Bill No. 5536 (controlled substances). ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.))~~

(26) \$134,000 of the general fund—state appropriation for fiscal year 2024 and \$135,000 of the general fund—state appropriation for fiscal year 2025 are provided solely to the city of Tacoma for the operating costs of the hilltop community hub. The hilltop community fund shall support a distribution center to provide housing goods.

(27) \$50,000 of the general fund—state appropriation for fiscal year 2024 and \$50,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for a grant to the city of Ferndale for the purpose of implementing and improving a wayfinding system throughout the greater Ferndale market area.

(28) ~~(\$3,464,000)~~ \$464,000 of the general fund—state appropriation for fiscal year 2024 ~~((is))~~ and \$3,510,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for implementation of Second Substitute Senate Bill No. 5290 (local permit review). Of the amount provided in this subsection, at least \$3,000,000 is provided solely for grants to local governments. ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.))~~

(29) \$2,400,000 of the climate commitment account—state appropriation is provided solely for the Port Gamble S'Klallam Tribe for phase 3 of the Port Gamble shoreline restoration project.

(30) \$1,000,000 of the model toxics control account—state appropriation is provided solely for grants to address emergency drinking water problems in overburdened communities. The department may utilize existing programs to distribute the funding provided under this section, including the emergency rapid response program.

(31) \$198,000 of the general fund—state appropriation for fiscal year 2024 and \$198,000 of the general fund—state appropriation for fiscal year 2025 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 local government legislative authorities, planning departments, behavioral health providers, the health care authority, the 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.

(32) \$225,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for a grant to the Chelan-Douglas regional port authority to fund public engagement efforts in Chelan and Douglas counties related to a future regional sports complex. Engagement efforts may include print and electronically mailed materials, media advertisements, social media, and other forms of communications related to study information, including but not limited to:

- (a) Consultants' analyses;
- (b) Steering committee recommendations;
- (c) Design and location options;
- (d) Artistic renderings;
- (e) Economic impacts;
- (f) Capital and operational costs;
- (g) Financing options; and
- (h) Other information.

(33) \$200,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for the department to contract with a consultant to study incorporating the unincorporated communities of Dash Point and Browns Point into a single city. The study must include, but not be limited to, the impact of incorporation on the local tax base, crime, homelessness, infrastructure, public services, and behavioral health services, in the listed communities. The department must submit the results of the study to the office of financial management and the appropriate committees of the legislature by June 1, 2025.

(34) \$250,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for the department to convene a task force to make recommendations on integrating water, sewer, school, and port districts into the growth management act planning process. The task force shall build upon the findings, concepts, and recommendations in recent reports, including the "collaborative roadmap phase III" report prepared for the department in 2023 and the "roadmap to Washington's future" issued by the William D. Ruckelshaus center in 2019. The task force must involve diverse perspectives including but not limited to representatives of state agencies, cities, counties, special districts, tribal governments, builders, and planning and environmental organizations that have experience with local or special purpose district planning processes. The department must provide a preliminary report on the task force's activities and progress by June 30, 2025. It is the intent of the legislature to continue funding the study in the 2025-2027 fiscal biennium, with a final report with recommendations due December 1, 2025.

(35) \$200,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for Whatcom county to study the potential of creating an interjurisdictional coordinating body focused on improving the housing market for tenants, landlords, and those interested in becoming landlords. The study should examine the potential for an office of healthy housing to:

- (a) Have a sustainable funding model and assist landlords and tenants in understanding leases and procedures;
- (b) Increase housing supply by providing resources to small landlords; and
- (c) Work with major local employers and local higher education institutions to ensure a thriving local housing market.

(36) \$600,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for the department to provide technical assistance to local governments in planning for and siting supportive housing and emergency housing facilities; and provide dispute resolution services to help resolve disputes between local governments and service providers attempting to site supportive housing and emergency housing facilities. The department shall submit a report, pursuant to RCW 43.01.036, to the appropriate committees of the legislature by March 1, 2025, on which local governments received funding and resolution status for disputes resolved.

(37) \$213,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for implementation of Engrossed Substitute House Bill No. 2321 (middle housing requirements). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

(38) \$25,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for a grant to a nonprofit, professional association of state, county, city, and town officials engaged in development, enforcement, and administration of building construction codes and ordinances to collaborate with the Washington state board for community and technical colleges to design and implement training programs to accelerate the hiring of city and county permit technicians.

(39) \$30,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for the city of Elma to place automatic external defibrillators in city vehicles and public spaces in city buildings.

(40) \$1,000,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for the Okanogan county sheriff's office for the Okanogan county public safety radio network improvement project.

(41) \$16,000 of the general fund—state appropriation for fiscal year 2024 and \$46,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for implementation of Substitute Senate Bill No. 5834 (urban growth areas). If the bill is not enacted by June 30, 2024, the amounts provided in this subsection shall lapse.

(42) \$57,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for implementation of Substitute Senate Bill No. 6015 (residential parking). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

(43) \$67,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for implementation of Engrossed Second Substitute Senate Bill No. 5955 (large port districts). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

**Sec. 129. 2023 c 475 s 131 (uncodified) is amended to read as follows:  
FOR THE DEPARTMENT OF COMMERCE—OFFICE OF ECONOMIC DEVELOPMENT**

General Fund—State Appropriation (FY 2024) . . . . .	<del>(\$25,089,000)</del>
	\$25,389,000
General Fund—State Appropriation (FY 2025) . . . . .	<del>(\$24,967,000)</del>
	\$34,502,000
General Fund—Federal Appropriation . . . . .	\$108,069,000
General Fund—Private/Local Appropriation . . . . .	\$1,230,000

Dedicated Cannabis Account—State Appropriation (FY 2024) . . . . .	\$3,446,000
Dedicated Cannabis Account—State Appropriation (FY 2025) . . . . .	<del>(\$3,587,000)</del>
	<u>\$3,591,000</u>
Andy Hill Cancer Research Endowment Fund Match Transfer Account—State Appropriation . . . . .	<del>(\$20,684,000)</del>
	<u>\$31,684,000</u>
Climate Commitment Account—State Appropriation . . . . .	<del>(\$352,000)</del>
	<u>\$4,477,000</u>
Community and Economic Development Fee Account—State Appropriation . . . . .	\$765,000
Coronavirus State Fiscal Recovery Fund—Federal Appropriation . . . . .	<del>(\$22,400,000)</del>
	<u>\$23,400,000</u>
Economic Development Strategic Reserve Account—State Appropriation . . . . .	\$2,786,000
Statewide Tourism Marketing Account—State Appropriation . . . . .	\$9,000,000
TOTAL APPROPRIATION . . . . .	<del>(\$222,375,000)</del>
	<u>\$248,339,000</u>

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

(1) \$4,304,000 of the general fund—state appropriation for fiscal year 2024 and ~~(\$4,304,000)~~ \$5,000,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for associate development organizations. During the 2023-2025 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. The department must distribute the funding as follows:

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

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

(2) \$350,000 of the general fund—state appropriation for fiscal year 2024 and \$350,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the northwest agriculture business center.

(3) \$150,000 of the general fund—state appropriation for fiscal year 2024 and \$150,000 of the general fund—state appropriation for fiscal year 2025 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.

(4) \$1,070,000 of the general fund—state appropriation for fiscal year 2024 and \$1,070,000 of the general fund—state appropriation for fiscal year 2025 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.

(5) \$60,000 of the general fund—state appropriation for fiscal year 2024 and \$60,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the department to submit the necessary Washington state membership dues for the Pacific Northwest economic region.

(6) \$1,808,000 of the general fund—state appropriation for fiscal year 2024 and (~~(\$1,808,000)~~) \$2,438,000 of the general fund—state appropriation for fiscal year 2025 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; (g) military and defense; and (h) creative industries. 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.

(7) (~~(\$20,684,000)~~) \$31,684,000 of the Andy Hill cancer research endowment fund match transfer account—state appropriation is provided solely for the Andy Hill cancer research endowment program. Amounts provided in this subsection may be used for grants and administration costs.

(8) \$600,000 of the general fund—state appropriation for fiscal year 2024 and \$600,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the department to establish representation in key international markets that will provide the greatest opportunities for increased trade and investment for small businesses in the state of Washington. Prior to entering into any contract for representation, the department must consult with associate development organizations and other organizations and associations that represent small business, rural industries, and disadvantaged business enterprises.

(9) \$100,000 of the general fund—state appropriation for fiscal year 2024 and \$100,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for a grant to assist people with limited incomes in urban 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.

(10) \$3,000,000 of the general fund—state appropriation for fiscal year 2024 and \$3,000,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for a nonprofit organization whose sole purpose is to provide grants, capacity building, and technical assistance support to a network of microenterprise development organizations. The microenterprise development organizations will support rural and urban Black, indigenous and

people of color owned businesses, veteran owned businesses, and limited resourced and other hard to serve businesses with five or fewer employees throughout the state with business training, technical assistance, and microloans.

(11) \$1,000,000 of the general fund—state appropriation for fiscal year 2024 and \$1,000,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for a grant to a business center that provides confidential, no-cost, one-on-one, client-centered assistance to small businesses to expand outreach in underserved communities, especially Black, indigenous, and people of color-owned businesses, providing targeted assistance where needed. Funding may also be used to collaborate the department, the Washington economic development association, and others to develop a more effective and efficient service delivery system for Washington's women and minority-owned small businesses.

(12) \$200,000 of the general fund—state appropriation for fiscal year 2024 and \$200,000 of the general fund—state appropriation for fiscal year 2025 are provided solely to strengthen capacity of the keep Washington working act work group established in RCW 43.330.510.

(13) \$7,000,000 of the coronavirus state fiscal recovery fund—federal appropriation is provided solely for the department to continue to administer the small business innovation and competitiveness fund program created in section 128(167), chapter 297, Laws of 2022 (ESSB 5693). The department may prioritize projects that received conditional awards in the 2021-2023 fiscal biennium but were not funded due to the project's inability to be substantially completed by June 30, 2023.

(14) \$2,000,000 of the coronavirus state fiscal recovery fund—federal appropriation is provided solely for the department to administer grants to businesses and nonprofits in the arts, heritage, and science sectors, including those that operate live entertainment venues, to provide bridge funding for continued recovery from the COVID-19 pandemic and related economic impacts. The department must develop criteria for successful grant applications in coordination with the Washington state arts commission.

(15) \$352,000 of the climate commitment account—state appropriation is provided solely for implementation of Second Substitute House Bill No. 1176 (climate-ready communities). ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.))~~

(16) \$225,000 of the general fund—state appropriation for fiscal year 2024 and \$225,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the department to contract with an associate development organization located in Thurston county to provide a training curriculum to assist small businesses in scaling up to reach their next tier of operations. The contract recipient may use the funding for costs including, but not limited to, curriculum materials, trainers, and follow up coaching and mentorship in multiple languages.

(17) \$250,000 of the general fund—state appropriation for fiscal year 2024 and \$250,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the department to contract for technical assistance programs focused on assisting small minority, women, and veteran-owned businesses in south King and Pierce counties. The contract recipient must be a nonprofit organization located in Tukwila that provides educational and business

assistance for underserved and minority groups, with a focus on the African American community. The department must provide a preliminary report on program outcomes by June 30, 2024, and a final report by June 30, 2025, to the relevant committees of the legislature. The preliminary and final reports must include outcome data including, but not limited to, the number of events or workshops provided, the number of businesses served, and ownership and other demographics of businesses served.

(18) \$250,000 of the general fund—state appropriation for fiscal year 2024 and \$250,000 of the general fund—state appropriation for fiscal year 2025 are provided solely to contract with a nonprofit organization to conduct workforce and economic development activities serving the south Puget Sound region. The contract recipient must be a nongovernmental nonprofit organization located in Federal Way that has been in operation for at least 10 years and whose mission is to develop resources to enhance the economy of the south sound region by facilitating innovation, job creation, and the growth and development of businesses.

(19) \$250,000 of the general fund—state appropriation for fiscal year 2024 is provided solely for the department to provide grant funding to a nonprofit biotech incubator and science research center located in the city of Tacoma. The grant funding is to provide support for programs aimed at increasing workforce readiness and entrepreneurship in the life sciences, with a focus on promoting access to science, technology, engineering, and math careers for individuals from underserved communities.

(20) \$700,000 of the general fund—state appropriation for fiscal year 2024 and \$700,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for grants to associate development organizations pursuant to Substitute House Bill No. 1783 (grant writers). ~~((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.))~~

(21) \$9,000,000 of the statewide tourism marketing account—state appropriation is provided solely for the statewide tourism marketing program and operation of the statewide tourism marketing authority pursuant to chapter 43.384 RCW.

(22) \$500,000 of the general fund—state appropriation for fiscal year 2024 and \$500,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the department to renew licenses for cloud-based business engagement tools for state agencies and local workforce and economic development boards, and to procure additional licenses for state agency procurement professionals, to assist in complying with the department of enterprise services supplier diversity policy effective April 1, 2023.

(23) \$2,500,000 of the general fund—state appropriation for fiscal year 2024 and \$2,500,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for activities related to securing federal funding from programs created by or funded through federal legislation including, but not limited to, the inflation reduction act, P.L. 117-169; the chips and science act, P.L. 117-167; and the infrastructure investment and jobs act, P.L. 117-58. Funding provided under this subsection may be used to support regional and locally led initiatives seeking federal funding, to provide technical support for application development and grant writing, to conduct economic analysis of

various sectors, and other activities the department deems necessary for the state and partners with the state to compete for federal funds.

(24) \$877,000 of the general fund—state appropriation for fiscal year 2024 and \$878,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for implementation of Substitute Senate Bill No. 5096 (employee ownership). ~~((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.))~~

(25) \$409,000 of the general fund—state appropriation for fiscal year 2024 and \$411,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for implementation of Second Substitute Senate Bill No. 5269 (manufacturing). ~~((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.))~~

(26) \$150,000 of the general fund—state appropriation for fiscal year 2024 and \$150,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the department, in consultation with other agencies as necessary, to support activities related to cooperation with governmental and public agencies of the Republic of Finland, the Kingdom of Sweden, and the Kingdom of Norway. Eligible activities include, but are not limited to, cooperation in clean energy, clean technology, clean transportation, telecommunications, agriculture and wood science technology, general economic development, and other areas of mutual interest with Nordic nations and institutions.

(27) \$125,000 of the general fund—state appropriation for fiscal year 2024 and \$125,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for a Bellingham based nonprofit that assists entrepreneurs to create, build, and grow businesses in northwest Washington to help establish a network of innovation centers for entrepreneurs and innovative small businesses between Seattle and the Canadian border.

(28)(a) \$150,000 of the general fund—state appropriation for fiscal year 2024 is provided solely for the department to develop strategies for cooperation with governmental agencies of Vietnam, including higher education institutions, and organizations around the following:

(i) Trade and investment, including, but not limited to, the agriculture, information technology, food processing, manufacturing, and textile industries;

(ii) Combating climate change, including, but not limited to, cooperation on clean energy, clean transportation, and climate-smart agriculture; and

(iii) Academic and cultural exchange.

(b) By June 30, 2024, the department must provide a report on the use of funds in this subsection, any key metrics and deliverables, and any recommendations for further opportunities for collaboration.

(29) \$350,000 of the general fund—state appropriation for fiscal year 2024 and \$350,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the department to provide an economic development grant to a nongovernmental organization established in Federal Way, in operation for at least 30 years, whose primary focus is the economic development of the greater Federal Way region, in order to provide assessment for the development of innovation campuses in identified economic corridors.

(30) \$200,000 of the coronavirus state fiscal recovery fund—federal appropriation is provided solely for a grant to a Tacoma based automotive

museum as businesses assistance to address COVID-19 pandemic impacts to revenues from decreased attendance and loss of other revenue generating opportunities.

(31) \$250,000 of the climate commitment account—state appropriation is provided solely for a study or studies to assess strategies necessary for the state of Washington to engage in the offshore wind supply chain. The study may address public infrastructure needed for manufacturing, assembly, and transport of supply chain components, and an assessment of workforce needs and community benefits. The department must submit a preliminary report summarizing the status of the study or studies to the governor and the appropriate committees of the legislature by June 30, 2025, and a final report summarizing the findings of the study or studies by November 30, 2025. It is the intent of the legislature to provide funding to complete the final report in the 2025-2027 fiscal biennium. Funds provided in this subsection may not be expended or obligated prior to January 1, 2025. If Initiative Measure No. 2117 is approved, this subsection is null and void upon the effective date of the measure.

(32) \$2,110,000 of the climate commitment account—state appropriation is provided solely to expand the industrial symbiosis program. At least 20 percent of the amount provided in this section must be prioritized to benefit individuals in overburdened communities. Funds provided in this subsection may not be expended or obligated prior to January 1, 2025. If Initiative Measure No. 2117 is approved, this subsection is null and void upon the effective date of the measure.

(33) \$250,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for a grant to a nonprofit organization for a small business incubator program focused on the arts and culture sectors that provides technical assistance and business training to creative entrepreneurs, with a focus on BIPOC-owned and women-owned businesses. The grant recipient must be a nonprofit arts organization based in the city of Tacoma that hosts live performances and provides youth and adult arts education programming.

(34) \$150,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for a grant to a nonprofit organization to administer a workforce development program serving youth and young adults from underserved communities to learn technical, creative, and business skills related to concert and event promotion. The grant recipient must be a nonprofit organization headquartered in the city of Seattle that provides youth arts and education programming and produces a music festival based in Seattle that takes place over Labor Day weekend.

(35) \$375,000 of the climate commitment account—state appropriation is provided solely for the department to contract with a nonregulatory coalition to identify economic, community, and workforce development opportunities resulting from Washington state's participation in the offshore wind supply chain through conducting convenings, workshops, and studies as appropriate. Funds provided in this subsection may not be expended or obligated prior to January 1, 2025. If Initiative Measure No. 2117 is approved, this subsection is null and void upon the effective date of the measure.

(36) \$200,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for a grant to a nonprofit organization to provide a workforce development and small business training program serving primarily low-income Latinx immigrant families in south King county. The grant recipient must be a

nonprofit organization based in the city of Seattle that advances the power and well-being of Latino immigrants through employment, education, and community organizing.

(37) \$390,000 of the climate commitment account—state appropriation is provided solely for the department to establish a circular economy market development program. At least 20 percent of the amount provided in this subsection must be prioritized to benefit individuals in overburdened communities. Funds provided in this subsection may not be expended or obligated prior to January 1, 2025. If Initiative Measure No. 2117 is approved, this subsection is null and void upon the effective date of the measure.

(38) \$1,000,000 of the climate commitment account—state appropriation is provided solely for the innovation cluster accelerator program. Funding provided in this subsection may only be used to develop and maintain clusters that aim to reduce and mitigate impacts from greenhouse gases in overburdened communities, deploy renewable energy resources, increase energy efficiency or reduction, or other permissible uses pursuant to RCW 70A.65.260. Funds provided in this subsection may not be expended or obligated prior to January 1, 2025. If Initiative Measure No. 2117 is approved, this subsection is null and void upon the effective date of the measure.

(39) \$250,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for a grant to an associate development organization to provide technical assistance, workforce development training, and business innovation training to small businesses in Benton and Franklin counties, with a focus on businesses in BIPOC communities. Technical assistance may also include financial literacy, grant writing, and federal grant assistance for tribes and overburdened communities. The grant recipient must be an associate development organization comprised of a coalition of more than 25 but less than 100 small businesses, nonprofit, and business leaders located in Benton and Franklin counties, and must be a recognized "by and for" organization serving the BIPOC community.

(40)(a) \$275,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for the department to convene an electrical transmission workforce needs work group and study. The work group must provide advice, develop strategies, and make recommendations to the legislature, state and local agencies, and utilities on efforts to support the needs of Washington's electrical transmission industry workforce. The work group must consist of eight members:

(i) One representative each from a labor organization located in Tacoma, Clark county, and Spokane county that represents line workers;

(ii) One representative from a statewide labor organization with at least 250,000 affiliated members that represents line workers and workers from outside the electrical transmission and construction industry; and

(iii) Two representatives from two different investor-owned utilities and two representatives from two different consumer-owned utilities each.

(b)(i) The department must conduct a study of the employment and workforce education needs of the electrical transmission industry of the state. The work group must assist the department in developing the scope of the study; review the preliminary and final reports of the study; and, if appropriate, recommend any legislative changes needed to address issues raised as a result of

the study. The study must focus on the following job classifications in the electrical transmission industry: Line workers, line clearance tree trimmers, and substation technicians. The department may contract with a third party to complete the study.

(ii) By December 1, 2024, the department must submit a preliminary report of the study to the appropriate committees of the legislature, including the methodology that will be used to conduct the study and any demographic data or other information gathered regarding the electrical transmission industry workforce in preparation for the study.

(iii) By November 1, 2025, the department must submit a final report of the study to the appropriate committees of the legislature. It is the intent of the legislature to provide funding to complete the final report in the 2025-2027 fiscal biennium.

(iv) The final report must at a minimum include:

(A) Estimates of electrical transmission industry jobs needed to expand electrical transmission capacity to meet the state's clean energy and climate goals, inclusive of the workforce needed to maintain existing infrastructure. These estimates should cover, at a minimum, the time periods required for the planning, including the construction, reconstruction, or enlargement, of new or existing electrical transmission facilities under RCW 19.28.010, 80.50.060, and 80.50.045, and the state environmental policy act;

(B) The number of apprenticeships in the job classifications listed in (b)(i) of this subsection;

(C) An inventory of existing apprentice programs and anticipated need for expansion of existing apprenticeships or supplemental training programs to meet current and future workforce needs;

(D) Demographic data of the workforce, including age, gender, race, ethnicity, and, where possible, other categories of identity;

(E) Identification of gaps and barriers to a full electrical transmission workforce pool, including, but not limited to, the loss of workers to retirement in the next five, 10, and 15 years, and other current and anticipated retention issues;

(F) A comparison of wages between different jurisdictions in Washington state, and between Washington and other neighboring states, including any incentives offered by other states;

(G) Data on the number of workers in the job classifications identified in (b)(i) of this subsection who completed training in Washington and left to work in a different state;

(H) Data on the number of out-of-state workers who enter Washington to meet workforce needs on large scale electrical transmission projects in Washington;

(I) Key challenges that could emerge in the foreseeable future based on factors such as growth in demand for electricity and changes in energy production and availability; and

(J) Recommendations for the training, recruitment, and retention of the current and anticipated electrical transmission workforce that supplement, enhance, or exceed current training requirements. This must include identification of barriers to entrance into the electrical transmission workforce, and recommendations to attract and retain a more diverse workforce, such as

members of federally recognized Indian tribes and individuals from overburdened communities as defined in RCW 70A.02.010.

(41) \$500,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for implementation of Substitute House Bill No. 1870 (local comm. federal funding). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

(42) \$250,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for the innovation cluster accelerator program to support an industry-led fusion energy cluster. By June 30, 2025, the fusion energy cluster must submit a report to the appropriate committees of the legislature that includes recommendations for promoting the development of fusion energy and the manufacturing and assembling of component parts for fusion energy in Washington state. The report must:

(a) Include an evaluation of the applicability of new and existing clean energy incentives for manufacturing, facility construction, and the purchase of materials and equipment; and

(b) Identify opportunities for state funding, including matching federal grants.

(43) \$350,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for the department to contract for technical assistance services for small businesses owned or operated by members of historically disadvantaged populations located in western Washington. The contract recipient must be a business in the arts, entertainment, and media services sector based in the city of Federal Way and with experience working with BIPOC communities. Technical assistance includes but is not limited to services such as: Business and intellectual property development; franchise development and expansion; digital and social media marketing and brand development; community outreach; opportunities to meet potential strategic partners or corporate sponsors; executive workshops; networking events; small business coaching; and start-up assistance.

(44) \$200,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for a grant to a nonprofit organization for a program to assist low-income individuals from Washington state in entering the maritime industry as mariners, including training, credentialing, and wrap-around services. The grant recipient must be a nonprofit organization located in the city of Seattle that serves as a workforce development intermediary creating equitable workforce systems and developing impactful partnerships to address structural racism. The nonprofit organization must consult with two unions based in the city of Seattle who represent mariners on the West coast in developing the program.

(45) \$1,000,000 of the coronavirus state fiscal recovery fund—federal appropriation is provided solely for the department to administer a business assistance program to provide grants to statewide or local destination marketing organizations in Washington state for activities to promote tourism to Washington in advance of the 2026 FIFA World Cup. The department must enter into contracts with grant recipients by December 31, 2024. To qualify for a grant under this subsection, a destination marketing organization must have been negatively impacted by the COVID-19 public health emergency and:

(a) Have revenues at the time of applying for the grant that are less than their revenues in calendar year 2019;

(b) Have used reserve operating funds after March 3, 2021, to make up for revenue shortfalls; or

(c) Have demonstrated needs for funding to support programs designed to increase tourism to Washington state from across the country and the world in advance of the 2026 FIFA World Cup.

(46) \$184,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for a grant to a nongovernmental organization whose primary focus is community and economic development in downtown Renton to provide holistic navigation and education services.

(47) \$100,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for the Washington state manufacturing council to convene a subgroup of at least two of its members, with at least four members representing advanced manufacturing who have expertise in diversity, equity and inclusion. Annually, the work group must provide recommendations to the manufacturing council to vastly improve the representation of black, indigenous, and people of color, as well as women, in manufacturing ownership and within the workforce across all levels of manufacturing.

(48) \$4,000,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for the Washington state public stadium authority to modernize interior stadium infrastructure. Funding is provided to improve operational infrastructure such that stadium can accommodate and attract mega events benefiting the state. Improvements will include, but are not limited to, installing new seating, improving ADA access, upgrading hospitality features, and making security enhancements.

(49)(a) \$1,000,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for the department to provide grants to eligible sports commissions to support activities promoting sports tourism, sporting events, and tournaments, and fostering economic and community development.

(b) An "eligible sports commission" under this subsection means an entity whose primary purpose is to promote tourism through hosting sporting events in Washington state. Entities may be independent nonprofit organizations or a division of a regional or national convention or visitors bureau.

(c) The department must develop application criteria and eligible uses of funds for the grant program.

(d) In determining the distribution of grant awards under this subsection, the department may allocate funds in proportion to the population of the county or counties in which the eligible sports commission conducts its activities.

(e) The department must develop reporting requirements for grant recipients, including but not limited to how grant funds are used. All grant recipients must report back to the department by June 30, 2025.

(50) \$300,000 of the general fund—state appropriation for fiscal year 2024 and \$500,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the city of Seattle to lease space for nonprofit and academic institutions to incubate technology business startups, especially those focusing on artificial intelligence and develop and teach curricula to skill up workers to use artificial intelligence as a business resource.

**Sec. 130.** 2023 c 475 s 132 (uncodified) is amended to read as follows:  
**FOR THE DEPARTMENT OF COMMERCE—ENERGY AND INNOVATION**

General Fund—State Appropriation (FY 2024) . . . . .	..(( <del>\$140,959,000</del> ))
	<u>\$8,641,000</u>
General Fund—State Appropriation (FY 2025) . . . . .	..(( <del>\$141,187,000</del> ))
	<u>\$12,287,000</u>
General Fund—Federal Appropriation . . . . .	..(( <del>\$39,461,000</del> ))
	<u>\$325,724,000</u>
General Fund—Private/Local Appropriation . . . . .	\$34,000
Building Code Council Account—State Appropriation . . . . .	\$13,000
Climate Commitment Account—State Appropriation . . . . .	..(( <del>\$52,611,000</del> ))
	<u>\$230,557,000</u>
Community and Economic Development Fee Account—State Appropriation . . . . .	\$160,000
Electric Vehicle Incentive Account—State Appropriation . . . . .	\$50,000,000
Low-Income Weatherization and Structural Rehabilitation Assistance Account—State Appropriation . . . . .	\$1,399,000
Natural Climate Solutions Account—State Appropriation . . . . .	..(( <del>\$167,000</del> ))
	<u>\$1,167,000</u>
TOTAL APPROPRIATION . . . . .	..(( <del>\$425,991,000</del> ))
	<u>\$629,982,000</u>

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

(1) 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.

(2)(a) \$50,000,000 of the electric vehicle incentive account—state appropriation is provided solely for the department to implement programs and incentives that promote the purchase of or conversion to alternative fuel vehicles. The department must work with the interagency electric vehicle coordinating council to develop and implement alternative fuel vehicle programs and incentives.

(b) In developing and implementing programs and incentives under this subsection, the department must prioritize programs and incentives that:

(i) Will serve individuals living in an overburdened community, as defined in RCW 70A.02.010;

(ii) Will serve individuals who are in greatest need of this assistance in order to reduce the carbon emissions and other environmental impacts of their current mode of transportation in the overburdened community in which they live; and

(iii) Will serve low-income communities, communities with the greatest health disparities, and communities of color that are most likely to receive the greatest health benefits from the programs through a reduction in greenhouse gas emissions and other pollutants that will result in improved groundwater and stormwater quality, improved air quality, and reductions in noise pollution.

(3) (~~(\$69,000,000 of the general fund—state appropriation for fiscal year 2024 and \$69,000,000 of the general fund—state appropriation for fiscal year~~

~~2025 are provided solely for the development of community electric vehicle charging infrastructure.~~

~~(a) Funding provided in this section must be used 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.~~

~~(b) Projects that receive funding under this section must be implemented by, or include partners from, one or more of the following: Local governments, federally recognized tribal governments, or public and private electrical utilities that serve retail customers in the state.~~

~~(c) Grant funding must be used for level 2 or higher charging infrastructure and related costs including but not limited to construction and site improvements. Projects may include a robust public and private outreach plan that includes engaging with affected parties in conjunction with the new electric vehicle infrastructure.~~

~~(d) The department must prioritize funding for projects in the following order:~~

- ~~(i) Multifamily housing;~~
- ~~(ii) Publicly available charging at any location;~~
- ~~(iii) Schools and school districts;~~
- ~~(iv) State and local government buildings and office buildings;~~
- ~~(v) All other eligible projects.~~

~~(e) The department must coordinate with other electrification programs, including projects developed by the department of transportation, to determine the most effective distribution of the systems. The department must also collaborate with the interagency electric vehicle coordinating council established in RCW 43.392.030 to implement this subsection and must work to meet benchmarks established in chapter 182, Laws of 2022.~~

~~(4) \$37,000,000 of the general fund state appropriation for fiscal year 2024 and \$37,000,000 of the general fund state appropriation for fiscal year 2025 are provided solely for grants to increase solar deployment and installation of battery storage in community buildings to enhance grid resiliency and provide backup power for critical needs, such as plug load and refrigeration for medication, during outages or to provide incentives to support electric utility demand response programs that include customer-sited solar and battery storage systems. Eligible uses of the amounts provided in this subsection include, but are not limited to, planning and predevelopment work with vulnerable, highly impacted, and rural communities. For the purposes of this subsection "community buildings" means K-12 schools, community colleges, community centers, recreation centers, libraries, tribal buildings, state and local government buildings, and other publicly owned infrastructure.~~

~~(5) \$19,500,000 of the general fund state appropriation for fiscal year 2024 and \$19,500,000 of the general fund state appropriation for fiscal year 2025 are provided solely for a grant program to provide solar and battery storage community solar projects for public assistance organizations serving low-income communities. Eligible uses of the amounts provided in this subsection include, but are not limited to, planning and predevelopment work with vulnerable, highly impacted, and rural communities.~~

(a) Grants are not to exceed 100 percent of the cost of the project, taking into account any federal tax credits or other federal or nonfederal grants or incentives that the project is benefiting from.

(b) Priority must be given to projects sited on "preferred sites" such as rooftops, structures, existing impervious surfaces, landfills, brownfields, previously developed sites, irrigation canals and ponds, storm water collection ponds, industrial areas, dual-use solar projects that ensure ongoing agricultural operations, and other sites that do not displace critical habitat or productive farmland.

(c) For the purposes of this subsection "low income" has the same meaning as provided in RCW 19.405.020 and "community solar project" means a solar energy system that: Has a direct current nameplate capacity that is greater than 12 kilowatts but no greater than 1,000 kilowatts; and has, at minimum, either two subscribers or one low income service provider subscriber.

~~(6) \$8,500,000)~~ \$2,000,000 of the general fund—state appropriation for fiscal year 2024 and ~~(((\$8,500,000))~~ \$2,000,000 of the general fund—state appropriation for fiscal year 2025 are provided solely to build a mapping and forecasting tool that provides locations and information on charging and refueling infrastructure as required in chapter 300, Laws of 2021 (zero emissions transp.). The department shall collaborate with the interagency electric vehicle coordinating council established in chapter 182, Laws of 2022 (transportation resources) when developing the tool and must work to meet benchmarks established in chapter 182, Laws of 2022 (transportation resources).

~~((7))~~ (4) \$10,000,000 of the climate commitment account—state appropriation is provided solely for grants to support port districts, counties, cities, towns, special purpose districts, any other municipal corporations or quasi-municipal corporations, and tribes to support siting and permitting of clean energy projects in the state. Eligible uses of grant funding provided in this section include supporting predevelopment work for sites intended for clean energy projects, land use studies, conducting or engaging in planning efforts such as planned actions and programmatic environmental impact statements, and staff to improve permit timeliness and certainty.

~~((8))~~ (5)(a) \$1,000,000 of the general fund—state appropriation for fiscal year 2024 and \$1,000,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the department to contract with one or more of the western national laboratories, or a similar independent research organization, in consultation with state and federal energy agencies, stakeholders, and relevant utilities, to conduct an analysis for new electricity generation, transmission, ancillary services, efficiency and storage sufficient to offset those presently provided by the lower Snake river dams. The analysis should include a list of requirements for a replacement portfolio that diversifies and improves the resilience and maintains the reliability and adequacy of the electric power system, is consistent with the state's statutory and regulatory requirements for clean electricity generation, and is supplementary to the resources that will be required to replace fossil fuels in the electrical generation, transportation, industry, and buildings sectors. The department and its contractor's assessment will include quantitative analysis based on available data as well as qualitative input gathered from tribal and other governments, the Northwest power and

conservation council, relevant utilities, and other key stakeholders. The analysis must include the following:

(i) Expected trends for demand, and distinct scenarios that examine potential outcomes for electricity demand, generation, and storage technologies development, land use and land use constraints, and cost through 2050, as well as the most recent analysis of future resource adequacy and reliability;

(ii) A resource portfolio approach in which a combination of commercially available generating resources, energy efficiency, conservation, and demand response programs, transmission resources, and other programs and resources that would be necessary prerequisites to replace the power and grid reliability services otherwise provided by the lower Snake river dams and the time frame needed to put those resources into operation;

(iii) Identification of generation and transmission siting options consistent with the overall replacement resource portfolio, in coordination with other state processes and requirements supporting the planning of clean energy and transmission siting;

(iv) An evaluation of alternatives for the development, ownership and operation of the replacement resource portfolio;

(v) Examination of possible impacts and opportunities that might result from the renewal of the Columbia river treaty, revisions of the Bonneville power administration preference contracts, implementation of the western resource adequacy program (WRAP), and other changes in operation and governance of the regional electric power system, consistent with statutory and regulatory requirements of the clean energy transformation act;

(vi) Identification of revenue and payment structures sufficient to maintain reliable and affordable electricity supplies for ratepayers, with emphasis on overburdened communities;

(vii) Development of distinct scenarios that examine different potential cost and timeline potentials for development and implementation of identified generation and transmission needs and options including planning, permitting, design, and construction, including relevant federal authorities, consistent with the statutory and regulatory requirements of the clean energy transformation act;

(viii) Quantification of impacts to greenhouse gas emissions including life-cycle emissions analysis associated with implementation of identified generation and transmission needs and options including (A) planning, permitting, design, and construction, and, if relevant, emissions associated with the acquisition of non-Washington state domestic or foreign sources of electricity, and (B) any additional operations of existing fossil-fueled generating resources; and

(ix) An inventory of electricity demand by state-owned or operated facilities and information needed to complete a request for proposals (RFP) to satisfy this demand through new nonhydro renewable energy generation and/or conservation.

(b) The department shall, to the extent determined practicable, consider related analyses undertaken by the federal government as part of the Columbia river system operation stay of litigation agreed to in *National Wildlife Federation et al. v. National Marine Fisheries Service et al.* in October 2021.

(c) The department shall provide a status update to the energy and environment committees of the legislature and governor's office by December 31, 2024.

~~((9))~~ (6) \$10,664,000 of the climate commitment account—state appropriation is provided solely for the department to administer a pilot program to provide grants and technical assistance to support planning, predevelopment, and installation of commercial, dual-use solar power demonstration projects. Eligible grant recipients may include, but are not limited to, nonprofit organizations, public entities, and federally recognized tribes.

~~((10))~~ (7) \$20,592,000 of the climate commitment account—state appropriation is provided solely for the department to administer a grant program to assist owners of public buildings in covering the costs of conducting an investment grade energy audit for those buildings. Public buildings include those owned by state and local governments, tribes, and school districts.

~~((11))~~ (8)(a) \$300,000 of the climate commitment account—state appropriation is provided solely for the department to develop recommendations on a design for a statewide energy assistance program to address the energy burden and provide access to energy assistance for low-income households. The department may contract with a third-party entity to complete the work required in this subsection.

(b) The recommendations must include considerations for data collection on the energy burden and assistance need of households, universal intake coordination and data sharing across statewide programs serving low-income households, program eligibility, enrollment, multilingual services, outreach and community engagement, program administration, funding, and reporting.

(c) By January 1, 2024, the department must submit a report with the recommendations to the appropriate committees of the legislature.

~~((12))~~ (9) \$250,000 of the climate commitment account—state appropriation is provided solely for a grant to a nonprofit for a smart buildings education program to educate building owners and operators about 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 700,000 and must serve anyone within Washington with an interest in better understanding energy efficiency in commercial and institutional buildings.

~~((13))~~ (10) \$111,000 of the general fund—state appropriation for fiscal year 2024 and \$109,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for implementation of Second Substitute House Bill No. 1390 (district energy systems). ~~((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.~~

~~((14))~~ (11) \$3,152,000 of the climate commitment account—state appropriation is provided solely for implementation of Engrossed Second Substitute House Bill No. 1216 (clean energy siting). ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.~~

~~((15))~~ (12) \$167,000 of the natural climate solutions account—state appropriation is provided solely for implementation of Engrossed Second Substitute House Bill No. 1170 (climate response strategy). ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.~~

~~((16))~~ (13) \$250,000 of the climate commitment account—state appropriation is provided solely for the department to convene stakeholders and plan for a statewide energy rebate navigator aimed at assisting residential and

small commercial buildings, with priority for buildings owned or occupied by low-income, Black, indigenous, and people of color and converting overburdened communities to clean energy. Of this amount:

(a) \$50,000 of the climate commitment account—state appropriation is for the department to convene a summit of stakeholders around building energy topics related to the development of a statewide energy rebate navigator, including initial and ongoing guidance regarding program design and implementation. The summit should develop recommendations for the program to improve and grow, addressing gaps in program design and implementation, outreach into overburdened communities, HEAL Act compliance, workforce development issues, and contractor needs.

(b) \$200,000 of the climate commitment account—state appropriation is for statewide rebate navigator evaluation and project planning, which shall include:

(i) Evaluation of how technical assistance can focus on serving Black, indigenous, and people of color, and low-income communities;

(ii) Research of existing data and software solutions the state can leverage to provide a one-stop-shop for energy improvements;

(iii) Evaluation of program delivery models to optimize energy service delivery, including realizing economies of scale and reaching high rates of penetration in overburdened communities, indigenous communities, and communities of color;

(iv) Evaluation and cultivation of potential program implementers who are qualified to deliver navigator program services, including community energy efficiency program grantees; and

(v) Evaluation and cultivation of qualified potential energy services providers, including providers owned by Black, indigenous, and people of color, utility trade ally programs, and weatherization plus health weatherization agencies.

~~((47))~~ (14) \$33,000 of the general fund—state appropriation for fiscal year 2024 and \$17,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for implementation of Engrossed Substitute House Bill No. 1329 (utility shutoffs/heat). ~~((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.~~

~~((8))~~ (15) \$93,000 of the general fund—state appropriation for fiscal year 2024 and \$96,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for implementation of Second Substitute House Bill No. 1032 (wildfires/electric utilities). ~~((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.~~

~~((9))~~ (16)(a) \$200,000 of the general fund—state appropriation for fiscal year 2024 and \$50,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the department to contract with a third-party entity to conduct a study that analyzes how the economic impact of oil refining in Washington state is likely to impact Washington's refineries, refinery workers, and refinery communities. By December 31, 2024, the report must be distributed to the energy and environment committees of the state legislature.

(b) The study required in (a) of this subsection must include:

(i) An overview of Washington's five oil refineries including: Location, age, workforce demographics, direct and indirect jobs connected with the industry,

health and environmental impacts, local tax revenues paid by refineries, and primary and secondary products and markets;

(ii) A summary of projected scenarios for Washington refineries' primary markets, taking into account realistic, real world outcomes, given existing mandated decarbonization targets, feedstock availability, and statutes that impact Washington refinery products;

(iii) A summary of anticipated short-term, medium-term, and long-term economic viability of the five Washington oil refineries based on refinery product demand forecasts as outlined in (b)(ii) of this subsection;

(iv) A forecast of direct and indirect effects of the projected petroleum decline, including indirect employment impacts, the geography of those impacts, and impacts to local jurisdictions, utilities, ports, and special purpose districts from reduction in tax revenues, and impacts to local nonprofits and community programs from the refining industry;

(v) An assessment of potential future uses of refinery sites that include energy industrial, nonenergy industrial, heavy manufacturing, and industrial symbiosis, including an assessment of previously closed refinery sites throughout the United States and current use of those sites. Each potential future use shall be assessed and include data regarding: Greenhouse gas emissions, local pollution and environmental health, direct and indirect employment benefits, estimated tax impacts, potential costs to Washington residents, and feasibility based on relevant market trends; and an assessment of previously closed refinery sites throughout the United States and current use of those sites;

(vi) The competitive position of Washington refineries to produce alternative fuels consistent with Washington's emissions reductions defined in RCW 70A.45.020, the anticipated regional, national, and global demand for these fuels between 2023 and 2050; and the likely employment, tax, environmental, cultural, and treaty impacts of refinery conversion to these alternative fuels;

(vii) An identification of refinery workers' skillsets, potential alternative sectors and industries of employment, an assessment and comparison of total compensation and benefit packages including retirement and health care programs of current and alternative jobs, impacts to apprenticeship utilization, and the current and expected availability of those jobs in Pierce, Skagit, and Whatcom counties;

(viii) A land and water remediation analysis; including cost estimates, current terrestrial and aquatic pollution mapping, an overview of existing policies and regulations that determine accountability for cleanup and identifies gaps that may leave local and state taxpayers financially liable, and an assessment of the workforce and skills required for potential cleanup;

(ix) A summary of existing petroleum refining capacity and trends in Washington, the United States, and internationally; and

(x) An assessment of decline or loss of tax revenues supporting state environmental programs including the model toxics control act, the pollution liability insurance agency, and other programs, as well as the decline or loss of transportation gas tax revenues.

(c) The department may require data and analysis from refinery owners and operators to inform the study. Pursuant to RCW 42.56.270, data shared or obtained in the course of this study is not subject to public disclosure. Where

unavailable, the department and entity commissioned to complete the study shall rely on the best available public data.

(d) The study must include a robust public engagement process including local and state elected officials, labor groups, fence line communities, port districts, economic development associations, and environmental organizations in Skagit, Whatcom, and Pierce counties, and the five Washington refineries.

(e) The department must offer early, meaningful, and individual consultation with any affected Indian tribe for the purpose of understanding potential impacts to tribal rights and resources including cultural resources, archaeological sites, sacred sites, fisheries, and human health.

~~((21))~~ (17) \$600,000 of the climate commitment account—state appropriation is provided solely for implementation of Engrossed Substitute Senate Bill No. 5447 (alternative jet fuel). ~~((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.~~

~~(22))~~ (18) \$1,000,000 of the climate commitment account—state appropriation is provided solely for a grant to the Yakama Nation for an advanced rail energy storage project.

(19) \$800,000 of the climate commitment account—state appropriation is provided solely to contract with a nonprofit entity to serve as a Washington state green bank. The purpose of the funds is to leverage federal funds available for green bank development to support development of sustainable and clean energy financing solutions within Washington. If Initiative Measure No. 2117 is approved at the 2024 general election, upon the effective date of the measure, funds from the consolidated climate account may not be used for the purposes in this subsection.

(20) \$2,500,000 of the climate commitment account—state appropriation is provided solely for the department to build an internet web portal for grant seekers and to establish a marketing and outreach campaign that makes information about funding opportunities widely available. Of the amount provided in this subsection:

(a) \$1,000,000 of the climate commitment account—state appropriation is provided solely for the department to build an internet web portal that provides a centralized location for grant seekers to find all state and federal grant and incentive opportunities in the energy, climate, and clean technology sectors. The portal shall include, but is not limited to, an interactive internet website that is launched to include, at a minimum, information identifying every grant administered by the state and incentive opportunities that will provide clean energy and climate assistance. The department, in consultation with the governor's office, shall ensure that the internet website is accessible and provides helpful information to a diverse set of potential applicants including, but not limited to, nonprofit and community-based organizations, and other entities that are working to support and benefit tribes, rural communities, and vulnerable and overburdened communities. Funds provided in this subsection (a) may not be expended or obligated prior to January 1, 2025. If Initiative Measure No. 2117 is approved in the general election, this subsection (a) is null and void upon the effective date of the measure.

(b) \$1,500,000 of the climate commitment account—state appropriation is provided solely for the department to establish a marketing and outreach campaign that makes information about funding opportunities widely available

and easy to understand, encouraging more people and organizations to participate. The department shall work with consultants and third-party administrators to identify a range of groups including tribes, vulnerable and overburdened communities, rural communities, local governments, businesses of all sizes, households, nonprofits, educational institutions, and the clean energy developers and clean tech manufacturers that would benefit from state and federal funding available for clean energy projects. The campaign shall include a comprehensive marketing and outreach strategy, using various ways to communicate, ensuring all materials are clear, simple, and available in multiple languages, and employing best practices for communicating with diverse and underserved communities. The department, along with selected partners and third-party administrators, shall work with organizations directly serving these communities to extend the reach of these communications, with a goal of directing at least 40 percent of the marketing and outreach funds expended to benefit vulnerable populations in overburdened communities. If Initiative Measure No. 2117 is approved at the 2024 general election, upon the effective date of the measure, funds from the consolidated climate account may not be used for the purposes in this subsection (b).

(21)(a) \$5,000,000 of the climate commitment account—state appropriation is provided solely for the department to administer a program to assist community-based organizations, local governments, ports, tribes, and other entities to access federal tax incentives and grants. Eligible entities for the program include, but are not limited to, local governments in Washington, tribal governments and tribal entities, community-based organizations, housing authorities, ports, transit agencies, nonprofit organizations, and for-profit businesses. The department shall prioritize assistance that benefits vulnerable populations in overburdened communities, with a goal of directing at least 25 percent of funds to this purpose.

(b) Within the amounts provided in (a) of this subsection, the department must contract with a nonprofit organization to provide the following services:

(i) Development of tax guidance resources for clean energy tax credits, including core legal documents to be used broadly across stakeholders;

(ii) Providing tailored marketing materials for these resources targeting underserved entities; and

(iii) Providing funds to subcontract with clean energy tax attorneys to pilot office hours style support available to eligible entities across the state.

(c) If Initiative Measure No. 2117 is approved at the 2024 general election, upon the effective date of the measure, funds from the consolidated climate account may not be used for the purposes in this subsection.

(22)(a) \$2,500,000 of the climate commitment account—state appropriation is provided solely for the department to support a tribal clean energy innovation and training center in partnership and colocated at Northwest Indian College. The center aims to support tribal energy goals and pursue clean energy deployment opportunities that enhance tribal energy sovereignty and well-being among tribes.

(b) Activities of the center include, but are not limited to: (i) Developing technical training offerings that could build the tribal workforce pipeline, especially in emerging technologies like geothermal heat pumps and hydrogen technologies, and provide economic development opportunities and resources to

the region; (ii) researching and demonstrating the feasibility of innovative clean energy technologies that also nourish and protect the environment; and (iii) creating a model for tribal clean energy centers that can be adopted by other tribal colleges in the region to establish clean energy deployment and land use best practices built on tribal knowledge.

(c) If Initiative Measure No. 2117 is approved at the 2024 general election, upon the effective date of the measure, funds from the consolidated climate account may not be used for the purposes in this subsection.

(23) \$4,500,000 of the climate commitment account—state appropriation is provided solely for the department to administer a grant program to assist community-based organizations, local governments, ports, tribes, and other entities to author federal grant applications and to provide support for federal grant reporting for entities that receive federal grants. The department will determine a process for prioritizing applicants, including first time or underserved applicants, tribes, and rural areas of the state. The state may also partner with third-party administrators and regional and local partners, such as associate development organizations and other local nonprofits to ensure equitable access to resources. Eligible entities for the program include, but are not limited to, local governments in Washington, tribal governments and tribal entities, community-based organizations, housing authorities, ports, transit agencies, nonprofit organizations, and for-profit businesses. The department shall prioritize grants that provide benefit to vulnerable populations in overburdened communities, with a goal of directing at least 60 percent of funds to this purpose. If Initiative Measure No. 2117 is approved at the 2024 general election, upon the effective date of the measure, funds from the consolidated climate account may not be used for the purposes in this subsection.

(24) \$539,000 of the climate commitment account—state appropriation is provided solely for the department to develop plans to test hydrogen combustion and resulting nitrogen oxides (NOx) emissions, technical assistance for strategic end uses of hydrogen, a feasibility assessment regarding underground storage of hydrogen in Washington, and an environmental justice toolkit for hydrogen projects. If Initiative Measure No. 2117 is approved in the 2024 general election, upon the effective date of the measure, funds from the consolidated climate account may not be used for the purposes in this subsection.

(25) \$1,112,000 of the climate commitment account—state appropriation is provided solely for implementation of Second Engrossed Substitute House Bill No. 1282 (buy clean and buy fair), including to develop and maintain a publicly accessible database for covered projects to submit environmental and working conditions data, to convene a technical work group, and to develop legislative reports. If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse. Funds provided in this subsection may not be expended or obligated prior to January 1, 2025. If Initiative Measure No. 2117 is approved in the general election, the amount provided in this subsection shall lapse upon the effective date of the measure.

(26) \$3,500,000 of the climate commitment account—state appropriation is provided solely for the department to provide and facilitate access to energy assistance programs, including incentives, energy audits, and rebate programs to retrofit homes and small businesses. Funds provided in this subsection may not be expended or obligated prior to January 1, 2025. If Initiative Measure No.

2117 is approved in the general election, this subsection is null and void upon the effective date of the measure.

(27) \$750,000 of the climate commitment account—state appropriation is provided solely for the department to provide technical assistance and education materials to help counties establish effective commercial property assessed clean energy and resiliency (C-PACER) programs. Funds provided in this subsection may not be expended or obligated prior to January 1, 2025. If Initiative Measure No. 2117 is approved in the general election, this subsection is null and void upon the effective date of the measure.

(28) \$3,000,000 of the climate commitment account—state appropriation is provided solely for the department to establish a Washington clean energy ambassadors program. This program will offer education, planning, technical assistance, and community engagement across the state. Ambassadors will link local entities with resources and best practices to enable clean energy access for all communities and promote a just transition to a net-zero economy. The department must prioritize providing meaningful benefits to vulnerable populations in overburdened communities as defined under RCW 70A.02.010. Funds provided in this subsection may not be expended or obligated prior to January 1, 2025. If Initiative Measure No. 2117 is approved in the general election, this subsection is null and void upon the effective date of the measure. This program must:

(a) Identify a pilot cohort of intermediary organizations;

(b) Recruit and train clean energy ambassadors;

(c) Host community energy and resilience educational events and workshops; and

(d) Provide technical assistance to help governments, community-based organizations, businesses, and communities obtain clean energy resources.

(29) \$150,000,000 of the climate commitment account—state appropriation is provided solely for the department to provide clean energy for Washington families grants for public and private electric utilities to provide bill credits for low-income and moderate-income residential electricity customers to help with the clean energy transition in the amount of \$200 per household, by September 15, 2024. Low and moderate-income is defined as less than 150 percent of area median income. Utilities must prioritize customers in vulnerable populations in overburdened communities as defined under RCW 70A.02.010, such as those that have participated in the low-income home energy assistance program, utility payment plans, or ratepayer-funded assistance programs. Utilities must first prioritize bill credits for customers at or below 80 percent area median income and if funds remain, may expand bill credits for customers up to 150 percent of area median income. Utilities may qualify customers through self-attestation. Utilities may, but are not required to, work with community action agencies to administer these funds. Each utility shall disburse funds directly to customer accounts and adhere to program communications guidelines provided by the department. Utilities may use up to five percent of their grant funds for administrative costs associated with the disbursement of funds provided in this subsection. If Initiative Measure No. 2117 is approved in the 2024 general election, upon the effective date of the measure, funds from the consolidated climate account may not be used for the purposes in this subsection.

(30) \$350,000 of the climate commitment account—state appropriation is provided solely for the authority to contract with Tacoma power, to conduct a feasibility study, including scoping project costs, on pumped storage at Tacoma power's Mossyrock dam. The contract is exempt from the competitive procurement requirements in chapter 39.26 RCW. Funds provided in this subsection may not be expended or obligated prior to January 1, 2025. If Initiative Measure No. 2117 is approved in the general election, this subsection is null and void upon the effective date of the measure.

(31) \$1,000,000 of the natural climate solutions account—state appropriation is provided solely for the department to provide grants to the following public utility districts for the costs of relocating utilities necessitated by fish barrier removal projects: Clallam, Grays Harbor, Jefferson, Kittitas, Mason public utility district no. 1, Mason public utility district no. 2, Skagit, and Thurston. Funds provided in this subsection may not be expended or obligated prior to January 1, 2025. If Initiative Measure No. 2117 is approved in the general election, this subsection is null and void upon the effective date of the measure.

(32)(a) \$600,000 of the climate commitment account—state appropriation is provided solely for the department to administer a grant program for cities and counties to establish permitting processes that rely on the online automated permit processing software developed by the national renewable energy laboratory and that applies to any combination of the following permitting: Solar, energy storage, electric vehicle charging infrastructure, or other similar clean energy applications included within the suite of capabilities of the online automated permit processing software. To be eligible for grant funding under this subsection, a city or county is only required to submit a notice of their intent to participate in the program.

(b) The department must award grants of no less than \$20,000 to each city or county that provides notice by December 1, 2024.

(c) In the event that more than a total of 30 cities and counties notify the department of their intent to participate in the program, the department must prioritize jurisdictions based on:

(i) The timeline on which the jurisdiction is willing to commit to transitioning to the online automated permit processing software; and

(ii) The total number of covered permits expected to be issued by the jurisdiction, based on recent historical permit data submitted to the department by the city or county.

(d) In the event that fewer than 30 cities and counties notify the department of their intent to participate in the program, the department may allocate a greater amount of financial assistance than a standard minimum grant of \$20,000 to jurisdictions that expect to experience comparatively high costs to transition to the online automated permit processing software.

(e) The department may use up to five percent of the amount provided in this subsection for administrative costs.

(f) Funds provided in this subsection may not be expended or obligated prior to January 1, 2025. If Initiative Measure No. 2117 is approved in the general election, this subsection is null and void upon the effective date of the measure.

(33) \$1,000,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for a grant to a nonprofit social service organization located in King county's Rainier Valley neighborhood with an innovative learning center. Funding must be used to support an electrification preapprenticeship program for formerly incarcerated individuals and community members who are low income or homeless that offers hands-on technical training targeting clean energy methods that will align the participant's qualifications with solar technician apprenticeships and employment opportunities.

(34) \$250,000 of the climate commitment account—state appropriation is provided solely for the department to contract with a nonprofit entity that represents the maritime industry to develop and publish a strategic framework regarding the production, supply, and use of sustainable maritime fuels and deployment of low and zero-emissions vessel technologies in Washington. Funding under this subsection may be used for activities including, but not limited to, convening stakeholders and building organizational capacity. Stakeholder engagement pursuant to this subsection shall include, at a minimum, engagement with federal and state agencies, ports, industry, labor, research institutions, nongovernmental organizations, and relevant federally recognized tribes. The department shall submit a copy of the strategic framework and findings to the legislature and the governor by June 30, 2025. Funds provided in this subsection may not be expended or obligated prior to January 1, 2025. If Initiative Measure No. 2117 is approved in the general election, this subsection is null and void upon the effective date of the measure.

(35) \$182,000 of the general fund—state appropriation for fiscal year 2024 is provided solely for wildfire recovery costs from the Gray wildfire that impacted the city of Medical Lake. Recovery costs include procurement of water for firefighting, restoration of water and sewer infrastructure, replacement of water meters, emergency sewer capping, and various other costs associated with wildfire recovery.

(36) \$500,000 of the climate commitment account—state appropriation is provided solely for the department to provide a grant to the Muckleshoot Indian tribe for high-speed charging stations for electric vehicles on highway 164 near Dogwood street. Funds provided in this subsection may not be expended or obligated prior to January 1, 2025. If Initiative Measure No. 2117 is approved in the general election, this subsection is null and void upon the effective date of the measure.

(37) \$150,000 of the climate commitment account—state appropriation is provided solely for a grant to the smart building center education program to develop a qualified energy manager training program. The program must be available on demand and at no cost to the owners and operators of all tier 2 buildings to assist in complying with Washington's clean buildings performance standards. Funds provided in this subsection may not be expended or obligated prior to January 1, 2025. If Initiative Measure No. 2117 is approved in the general election, this subsection is null and void upon the effective date of the measure.

(38) \$150,000 of the climate commitment account—state appropriation is provided solely for a grant to conduct up to three feasibility studies that will investigate the expansion of sewer heat recovery programs and pilots, within

Washington state, to support decarbonization of the built environment. The feasibility studies will explore and review sewer heat recovery systems' potential benefits, implementation strategies, and necessary considerations to maximize decarbonization. The sites will be selected from the following: Decarbonization of a university campus district steam system, a rural community with agricultural and/or industrial focus, a tribal development, and/or another appropriate site. Funds provided in this subsection may not be expended or obligated prior to January 1, 2025. If Initiative Measure No. 2117 is approved in the general election, this subsection is null and void upon the effective date of the measure.

(39)(a) \$500,000 of the climate commitment account—state appropriation is provided solely for a grant to establish the Washington just and rapid transition climate tech program. The grant will provide funding for the recruitment, development, business training, and support of underserved climate technology innovators, entrepreneurs, and organizations developing or deploying solutions in the areas of renewable energy, energy efficiency, sustainable transportation, and other technology solving for the environmental challenges facing overburdened communities in Washington.

(b) Activities may include supporting entrepreneurs in preparing for private investment; technical assistance for entrepreneurs receiving state directed federal equity and debt capital; assistance accessing or leveraging the use of federal funding; business coaching and mentoring; and connections to technical and business resources.

(c) The grant recipient must be a nonprofit organization that has been awarded, from the state of Washington, federal state small business credit initiative funds for investment in Washington climate tech entrepreneurs, and must also have experience managing investment funding and providing entrepreneurial support programs and federal funding assistance to early-stage climate start-ups and businesses based in Washington. The grant recipient should have experience providing services to individuals and companies led by individuals from underrepresented groups, including BIPOC, women, and individuals residing in rural communities and have working partnerships with state research universities, climate tech industry associations, and community-based organizations serving underserved communities.

(d) If Initiative Measure No. 2117 is approved in the 2024 general election, upon the effective date of the measure, funds from the consolidated climate account may not be used for the purposes in this subsection.

(40) \$250,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for the department to provide a grant for a study on how other states regulate and permit agritourism and bring the advocates of interested groups together to resolve outstanding issues about permitting in agricultural areas, the sale of beer, wine, and cider, and the use of agricultural buildings for agritourism purposes. A report of the findings and recommendations must be submitted to the legislature in accordance with RCW 43.01.036 by June 30, 2025.

(41) \$750,000 of the climate commitment account—state appropriation is provided solely for a grant to the city of Ellensburg for decarbonization planning and implementation. The funding must be used by the city for staff or contractors to develop and implement strategies to comply with the requirements

of climate commitment act and decarbonize their natural gas utility. Funds provided in this subsection may not be expended or obligated prior to January 1, 2025. If Initiative Measure No. 2117 is approved in the general election, this subsection is null and void upon the effective date of the measure.

(42) \$199,000 of the climate commitment account—state appropriation is provided solely for implementation of Engrossed Substitute Senate Bill No. 6039 (geothermal energy resources). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse. Funds provided in this subsection may not be expended or obligated prior to January 1, 2025. If Initiative Measure No. 2117 is approved in the general election, the amount provided in this subsection shall lapse upon the effective date of the measure.

(43) \$272,000 of the climate commitment account—state appropriation for fiscal year 2025 is provided solely for implementation of Engrossed Substitute House Bill No. 2131 (thermal energy networks). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse. Funds provided in this subsection may not be expended or obligated prior to January 1, 2025. If Initiative Measure No. 2117 is approved in the general election, the amount provided in this subsection shall lapse upon the effective date of the measure.

(44) \$1,850,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for implementation of Engrossed Second Substitute House Bill No. 1899 (wildfire reconstruction). Of the amount provided in this subsection, \$1,700,000 is provided solely for grants. If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

(45)(a) \$500,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for the department to contract with the Washington state academy of sciences to conduct a study to determine the value of distributed solar and storage in Washington state, including any factors the academy finds relevant, in order to create recommendations and options for a methodology or methodologies that utility regulators and governing bodies may use after the statutory four percent net metering threshold is met. In the course of their research and analysis, the academy shall engage relevant stakeholders focused on the value of distributed energy resources in Washington state, including solar, storage, vehicle to grid, and other resources. This shall include, but is not limited to, representatives from consumer-owned utilities, municipal-owned utilities, investor-owned utilities, utility regulators, the rooftop solar and storage industry, as well as advocacy organizations involved with consumer advocacy, environmental justice, clean energy, climate change, labor unions, and federally recognized Indian tribes.

(b) The Washington state academy of sciences shall submit an interim report to the department and the utilities and transportation commission by June 30, 2025. This interim report must include a plan and cost estimates for further work in the 2025-2027 fiscal biennium to develop policy recommendations and submit a final report to the department and the utilities and transportation commission.

(46) \$24,000 of the climate commitment account—state appropriation is provided solely for implementation of Substitute House Bill No. 1924 (fusion technology policies). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse. Funds provided in this subsection may not be expended or obligated prior to January 1, 2025. If Initiative Measure No.

2117 is approved in the general election, the amount provided in this subsection shall lapse upon the effective date of the measure.

**Sec. 131.** 2023 c 475 s 133 (uncodified) is amended to read as follows:

**FOR THE DEPARTMENT OF COMMERCE—PROGRAM SUPPORT**

General Fund—State Appropriation (FY 2024) . . . . .	(\$26,300,000)
	<u>\$24,818,000</u>
General Fund—State Appropriation (FY 2025) . . . . .	(\$18,107,000)
	<u>\$22,062,000</u>
General Fund—Federal Appropriation . . . . .	(\$7,822,000)
	<u>\$8,035,000</u>
General Fund—Private/Local Appropriation . . . . .	(\$2,055,000)
	<u>\$2,129,000</u>
Dedicated Cannabis Account—State Appropriation (FY 2024) . . . . .	\$5,000
Dedicated Cannabis Account—State Appropriation (FY 2025) . . . . .	\$7,000
Affordable Housing for All Account—State Appropriation . . . . .	(\$184,000)
	<u>\$192,000</u>
Building Code Council Account—State Appropriation . . . . .	\$4,000
<u>Climate Commitment Account—State Appropriation . . . . .</u>	<u>\$253,000</u>
Community and Economic Development Fee Account—State Appropriation . . . . .	(\$241,000)
	<u>\$257,000</u>
<u>Coronavirus State Fiscal Recovery Fund—Federal Appropriation . . . . .</u>	<u>\$1,050,000</u>
Economic Development Strategic Reserve Account—State Appropriation . . . . .	\$47,000
Energy Efficiency Account—State Appropriation . . . . .	(\$20,000)
	<u>\$19,000</u>
Financial Fraud and Identity Theft Crimes Investigation and Prosecution Account—State Appropriation . . . . .	\$47,000
Growth Management Planning and Environmental Review Fund—State Appropriation . . . . .	(\$147,000)
	<u>\$146,000</u>
Home Security Fund Account—State Appropriation . . . . .	(\$1,401,000)
	<u>\$1,449,000</u>
Lead Paint Account—State Appropriation . . . . .	(\$29,000)
	<u>\$31,000</u>
Liquor Excise Tax Account—State Appropriation . . . . .	(\$398,000)
	<u>\$397,000</u>
Liquor Revolving Account—State Appropriation . . . . .	(\$17,000)
	<u>\$18,000</u>
Low-Income Weatherization and Structural Rehabilitation Assistance Account—State Appropriation . . . . .	(\$10,000)
	<u>\$13,000</u>

Public Facilities Construction Loan Revolving	
Account—State Appropriation . . . . .	(( <del>\$320,000</del> ))
	<u>\$330,000</u>
Public Works Assistance Account—State Appropriation. . . . .	(( <del>\$2,005,000</del> ))
	<u>\$2,044,000</u>
Washington Housing Trust Account—State Appropriation . . . . .	(( <del>\$1,141,000</del> ))
	<u>\$1,198,000</u>
TOTAL APPROPRIATION . . . . .	(( <del>\$60,307,000</del> ))
	<u>\$64,551,000</u>

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 2024 and \$500,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for grants and associated technical assistance and administrative costs to foster collaborative partnerships that expand child care capacity in communities. Eligible applicants include nonprofit organizations, school districts, educational service districts, and local governments. These funds may be expended only after the approval of the director of the department of commerce and must be used to support planning and activities that help communities address the shortage of child care, prioritizing partnerships serving in whole or in part areas identified as child care access deserts. The department must submit a report to the legislature on the use of funds by June 30, 2025. The report shall include, but is not limited to:

- (a) The number and location of organizations, school districts, educational service districts, and local governments receiving grants;
- (b) The number of grants issued and their size; and
- (c) Any information from grantee organizations on outcomes.

(2) \$150,000 of the general fund—state appropriation for fiscal year 2024 and \$150,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for a grant to a nonprofit organization located in the city of Vancouver that is the lead organization in a collaborative partnership to expand child care capacity in southwest Washington, for activities that will increase access to affordable, high-quality child care and help meet community needs.

(3) \$50,000 of the general fund—state appropriation for fiscal year 2024 is provided solely for the work group created in section 916 of this act to examine fire service delivery.

(4)(a) \$30,000 of the general fund—state appropriation for fiscal year 2024 is provided solely for the department to produce a study of the retirement preparedness of Washington residents and the feasibility of establishing a portable individual retirement account savings program with automatic enrollment (auto-IRA) for private sector workers who do not have workplace retirement benefits. To conduct the study, the department shall enter into an agreement with a nonprofit, nonpartisan think tank and research center based in Washington, D.C. that is unaffiliated with any institution of higher education and with a mission to generate a foundation of facts that enriches the public dialog and supports sound decision making. This research center will be responsible for the production of the study to the department. The center shall not be reimbursed for costs nor shall it receive or retain any of the funds. With the advice and

consent of the department, the center may select a research institution, entity, or individual located in Washington state with expertise and proficiency in demographic analysis, retirement systems, or retirement planning to collaborate with on this study. The appropriation may be used by the department to enter into a contract with this partner entity for the partner entity's contributions to the study. Any funds not provided to the partner entity or otherwise unused shall be returned.

(b) The study must analyze current state and federal programs and recent state and federal statutory and rule changes that encourage citizens to save for retirement by participating in retirement savings plans, including plans pursuant to sections 401(k), 403(b), 408, 408(a), 408(k), 408(p), and 457(b) of the internal revenue code. The scope of the analysis must include:

(i) An examination of potential retirement savings options for self-employed individuals, part-time employees, and full-time employees whose employers do not offer a retirement savings plan;

(ii) Estimates of the impact on the state budget from shortfalls in retirement savings or income, including on public budgets from taxpayer-financed elderly assistance programs and a loss of economic activity by seniors;

(iii) The level of interest by private sector Washington employers in participating in an auto-IRA program;

(iv) A determination of how prepared financial institutions will be to offer these plans in compliance with federal requirements on all new retirement plans going into effect in 2025;

(v) Findings that clarify the gaps in retirement savings services currently offered by financial institutions;

(vi) An examination of the impact of retirement savings on income and wealth inequality;

(vii) An estimate of the costs to start up an auto-IRA program, an estimate of the time for the program to reach self-sufficiency, and potential funding options;

(viii) The experience of other states that have implemented or are implementing a similar auto-IRA program for employers and employees, as well as program impacts on the market for retirement plan products and services;

(ix) An evaluation of the feasibility and benefits of interstate partnerships and cooperative agreements with similar auto-IRA programs established in other jurisdictions, including contracting with another state to use that state's auto-IRA program, partnering with one or more states to create a joint auto-IRA program, or forming a consortium with one or more other states in which certain aspects of each state's auto-IRA program are combined for administrative convenience and efficiency;

(x) An assessment of potential changes in enrollment in a joint auto-IRA program if potential participants are concurrently enrolled in the federal "saver's credit" program;

(xi) An assessment of how a range of individuals or communities view wealth, as well as ways to accumulate assets;

(xii) The appropriate state agency and potential structure for implementing an auto-IRA program; and

(xiii) Recommendations for statutory changes or appropriations for establishing an auto-IRA program.

(c) By December 15, 2023, the department must submit a report to the appropriate committees of the legislature in compliance with RCW 43.01.036 on the study findings.

(5) \$750,000 of the coronavirus state fiscal recovery fund—federal appropriation is provided solely for a nonprofit, tax-exempt charitable organization comprised of a coalition of over 90 nonprofit and business leaders located in King county working to include black, indigenous, and people of color in the region's COVID-19 pandemic recovery.

(6) \$253,000 of the climate commitment account—state appropriation is provided solely for the department to incorporate equity and environmental justice into agency grant programs with the goal of reducing programmatic barriers to vulnerable populations in overburdened communities in accessing department funds. The department shall prioritize grant programs receiving funds from the accounts established under RCW 70A.65.240, 70A.65.250, 70A.65.260, 70A.65.270, and 70A.65.280. If Initiative Measure No. 2117 is approved in the 2024 general election, upon the effective date of the measure, funds from the consolidated climate account may not be used for the purposes in this subsection.

(7) \$325,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for the department to contract for and implement a pilot program for onsite or near-site child care facilities to serve children of construction workers. The pilot program must be administered as a competitive grant program and include at least one pilot site near a long-term construction project, onsite at construction companies, or onsite at places of apprenticeship training or worker dispatch. Eligible grant applicants for the program may include nonprofit organizations or employers in partnership with nonprofit organizations. To qualify for a grant, the applicant must be in partnership with one organization representing child care labor, and one organization representing construction labor or a registered apprenticeship program. Preference will be given to proposals that demonstrate commitment to providing nonstandard hours of care. Of the amounts provided in this subsection:

(a) \$300,000 of the general fund—state appropriation for fiscal year 2025 is for grants for the creation and implementation of the pilot site or sites. Grant funding may be used to acquire, renovate, or construct a child care facility, as well as for administrative start-up costs, licensing costs, reporting to the department, and creating a sustainability plan.

(b)(i) \$25,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for the department to contract with a nonprofit organization to provide technical assistance to grant awardees and for status reports to the department. The nonprofit organization must be headquartered in Tukwila and provide grassroots professional development opportunities to early care and education professionals throughout Washington state.

(ii) The department must submit a report on the results of the pilot program to the legislature and the office of the governor by June 30, 2025.

(8)(a) \$500,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for the department to examine allowable expenses and the contracting process of human service provider contracts that have been directly contracted by the department or have been contracted by an entity that received funding by these departments for human services. The department may contract

with an external consultant to consult a work group and evaluate the following issues:

(i) Assess if existing contracting structures for human service providers that utilize state funding are adequate for sustaining the human services sector;

(ii) Assess alternative contracting structures for human service providers that may exist within the United States;

(iii) Assess the viability of a lowest responsible bidder contracting structure for state human service providers contracts;

(iv) Facilitate discussion amongst interested parties; and

(v) Develop recommendations for necessary changes in state RCW or agency rule.

(b) The department or consultant must engage with and seek recommendations from a work group representing diverse organizations from around the state and whose membership may include:

(i) Human service provider organizations;

(ii) State government agencies that manage human service contracts;

(iii) The office of equity; and

(iv) Local governments.

(d) The department must submit a final report to the governor and appropriate committees of the legislature by June 30, 2025. The final report must include:

(i) An evaluation of existing contracting structures for human service provider contracts that utilize state funding are creating hardship for human service providers; and

(ii) Recommendations for necessary changes in the Revised Code of Washington or agency rule to address structural hardships in human services contracting.

**Sec. 132.** 2023 c 475 s 134 (uncodified) is amended to read as follows:

**FOR THE ECONOMIC AND REVENUE FORECAST COUNCIL**

General Fund—State Appropriation (FY 2024) . . . . .	(\$973,000)	
		\$1,154,000
General Fund—State Appropriation (FY 2025) . . . . .	(\$1,040,000)	
		\$1,034,000
Lottery Administrative Account—State Appropriation . . . . .	\$50,000	
TOTAL APPROPRIATION . . . . .	(\$2,063,000)	\$2,238,000

**\*Sec. 133.** 2023 c 475 s 135 (uncodified) is amended to read as follows:

**FOR THE OFFICE OF FINANCIAL MANAGEMENT**

General Fund—State Appropriation (FY 2024) . . . . .	(\$19,943,000)	
		\$20,390,000
General Fund—State Appropriation (FY 2025) . . . . .	(\$21,286,000)	
		\$24,967,000
General Fund—Federal Appropriation . . . . .	(\$38,384,000)	
		\$38,434,000
General Fund—Private/Local Appropriation . . . . .	(\$1,499,000)	
		\$3,943,000
Climate Investment Account—State Appropriation . . . . .	(\$909,000)	
		\$811,000

Climate Commitment Account—State Appropriation . . . . .	<del>(\$4,485,000)</del>
	<u>\$5,985,000</u>
Coronavirus State Fiscal Recovery Fund—Federal	
Appropriation. . . . .	\$656,000
<del>((Economic Development Strategic Reserve</del>	
<del>  Account—State Appropriation . . . . .</del>	<del>\$68,000)</del>
Personnel Service Account—State Appropriation . . . . .	<del>(\$26,815,000)</del>
	<u>\$27,396,000</u>
Higher Education Personnel Services Account—State	
Appropriation. . . . .	\$1,497,000
Statewide 988 Behavioral Health Crisis Response Line	
Account—State Appropriation . . . . .	\$300,000
Statewide Information Technology System Development	
Revolving Account—State Appropriation. . . . .	<del>(\$105,745,000)</del>
	<u>\$200,458,000</u>
Office of Financial Management Central Service	
Account—State Appropriation . . . . .	<del>(\$30,929,000)</del>
	<u>\$33,189,000</u>
<del>((Performance Audits of Government Account—</del>	
<del>  State Appropriation . . . . .</del>	<del>\$108,000</del>
<del>Workforce Education Investment Account—State</del>	
<del>  Appropriation. . . . .</del>	<del>\$100,000)</del>
TOTAL APPROPRIATION . . . . .	<del>(\$252,724,000)</del>
	<u>\$358,026,000</u>

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

(1)(a) The student achievement council and all institutions of higher education as defined in RCW 28B.92.030 and eligible for state financial aid programs under chapters 28B.92 and 28B.118 RCW shall ensure that data needed to analyze and evaluate the effectiveness of state financial aid programs are promptly transmitted to the education data center so that it is available and easily accessible. The data to be reported must include but not be limited to:

- (i) The number of Washington college grant and college bound recipients;
- (ii) Persistence and completion rates of Washington college grant recipients and college bound recipients, disaggregated by institution of higher education;
- (iii) Washington college grant recipients grade point averages; and
- (iv) Washington college grant and college bound scholarship program costs.

(b) The student achievement council shall submit student unit record data for state financial aid program applicants and recipients to the education data center.

~~(2) ((\$100,000 of the workforce education investment account—state appropriation is provided solely to the office of financial management to implement career connected learning.~~

~~(3))~~(a) ~~(\$105,607,000)~~ \$200,312,000 of the information technology system development revolving account—state appropriation is provided solely for the one Washington enterprise resource planning statewide program phase 1A (agency financial reporting system replacement) and is subject to the conditions, limitations, and review requirements of section 701 of this act.

(b) Of the amount provided in this subsection:

(i) (~~(\$41,000,000)~~) \$64,780,000 of the information technology system development revolving account—state appropriation is provided solely for a technology pool (~~(in fiscal year 2024)~~) to pay for phase 1A (agency financial reporting system replacement—core financials) state agency costs due to legacy system remediation work associated with impacted financial systems and interfaces. The office of financial management must manage the pool, authorize funds, track costs by agency by fiscal month, and report after each fiscal month close on the agency spending to the consolidated technology services agency so that the spending is included in the statewide dashboard actual spending;

(ii) \$5,650,000 of the information technology system development revolving account—state appropriation is provided solely for organizational change management;

(iii) (~~(\$690,000)~~) \$1,380,000 of the information technology system development revolving account—state appropriation is provided solely for an interagency agreement (~~(in fiscal year 2024)~~) with consolidated technology services for one dedicated information technology consultant and two dedicated system architect staff to be contracted from the office of the chief information officer. These staff will work with state agencies to ensure preparation and timely decommission of information technology systems that will no longer be necessary post implementation of phase 1A (agency financial reporting system replacement—core financials); and

(iv) \$1,854,000 of the information technology system development revolving account—state appropriation is provided solely for dedicated back office administrative support in fiscal year 2024. This includes resources for human resource staff, contract staff, information technology staff, and fiscal staff.

(c) The one Washington team must include at least the chair and ranking member of the technology committees and fiscal committees of the senate and house of representatives in system demonstrations of at least these key deliverables:

(i) Demonstration of integration build, which must be completed by July 31, 2023; and

(ii) Demonstration of workday tenant, which must be completed by November 30, 2023.

(d) The one Washington solution and team must use an agile development model holding live demonstrations of functioning software, developed using incremental user research, held at the end of two-week sprints.

(e) The one Washington solution must be capable of being continually updated, as necessary.

(f) Beginning July 1, 2023, the office of financial management shall provide written quarterly reports, within 30 calendar days of the end of each fiscal quarter, to legislative fiscal committees and the legislative evaluation and accountability program committee to include how funding was spent compared to the budget spending plan for the prior quarter by fiscal month and what the ensuing quarter budget will be by fiscal month. All reporting must be separated by phase of one Washington subprojects. The written report must also include:

(i) A list of quantifiable deliverables accomplished and amount spent associated with each deliverable, by fiscal month;

(ii) A report on the contract full-time equivalent charged compared to the budget spending plan by month for each contracted vendor, to include interagency agreements with other state agencies, and what the ensuing contract equivalent budget spending plan assumes by fiscal month;

(iii) A report identifying each state agency that applied for and received technology pool resources, the staffing equivalent used, and the cost by fiscal month by agency compared to the budget spending plan by fiscal month;

(iv) A report on budget spending plan by fiscal month by phase compared to actual spending by fiscal month, and the projected spending plan by fiscal month for the ensuing quarter; and

(v) A report on current financial office performance metrics that at least 10 state agencies use, to include the monthly performance data, that began July 1, 2021.

(g) Prior to the expenditure of the amounts provided in this subsection, the director of the office of financial management must review and approve the spending in writing.

(h) The legislature intends to provide additional funding for fiscal year 2025 costs for phase 1A (agency financial reporting system replacement) to be completed, which is scheduled to be done by June 30, 2025.

~~((4))~~ (3) \$250,000 of the office of financial management central services account—state appropriation is provided solely for a dedicated information technology budget staff for the work associated with statewide information technology projects that at least are subject to the conditions, limitations, and review requirements of section 701 of this act and are under the oversight of the office of the chief information officer. 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 after each fiscal month close;

(b) Amount by information technology project, differentiated if in the technology pool or the agency budget, of what funding has been approved to date and for the last fiscal month;

(c) Amount by agency of what funding has been approved to date and for the last fiscal month;

(d) Total amount approved to date, differentiated if in the technology pool or the agency budget, and for the last fiscal month;

(e) A projection for the information technology pool account by fiscal month through the 2023-2025 fiscal biennium close, and a calculation spent to date as a percentage of the total appropriation;

(f) A projection of each information technology project spending compared to budget spending plan by fiscal month through the 2023-2025 fiscal biennium, and a calculation of amount spent to date as a percentage of total project cost; and

(g) A list of agencies and projects that have not yet applied for nor been approved for funding by the office of financial management.

~~((5))~~ (4) \$250,000 of the general fund—state appropriation for fiscal year 2024 and \$250,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for implementation of chapter 245, Laws of 2022 (state boards, etc./stipends).

~~((6))~~ ~~(\$137,000)~~ (5) \$39,000 of the climate investment account—state appropriation is provided solely for the office of financial management to complete an analysis of laws regulating greenhouse gas emissions as required by RCW 70A.65.200(10).

~~((7))~~ (6) \$3,060,000 of the general fund—federal appropriation and \$4,485,000 of the climate commitment account—state appropriation are provided solely for implementation of Second Substitute House Bill No. 1176 (climate-ready communities). ~~((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.))~~ A minimum of 60 percent of climate service corps positions created pursuant to the bill shall be provided to members of vulnerable populations in overburdened communities as defined in RCW 70A.65.010, the climate commitment act.

~~((8))~~ (7) \$366,000 of the office of financial management central services account—state appropriation is provided solely for implementation of Engrossed Substitute Senate Bill No. 5512 (higher ed. financial reports). ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.))~~

~~((9))~~ (8) 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.

~~((10))~~ (9) \$298,000 of the general fund—state appropriation for fiscal year 2024 is provided solely for the office of financial management to convene a task force created in section 913 of this act to identify, plan, and make recommendations on the conversion of the Naselle youth camp property and facilities to an alternate use. Staff support for the task force must be provided by the office of financial management.

~~((11))~~ (10) Within existing resources, the office of financial management shall convene a work group with the goal to improve the state salary survey and provide employees with a voice in the process. The work group shall consist of five employees from the office of financial management, five representatives from employee labor organizations to act as a coalition on behalf of all labor organizations representing state employees, and one chairperson appointed by the director of the office of financial management, to share information and identify concerns with the state salary survey and benchmark job descriptions. By December 31, 2023, the work group shall provide a report of identified concerns to the fiscal and state government committees of the legislature and the director of the office of financial management.

~~((12))~~ (11)(a) \$410,000 of the general fund—state appropriation for fiscal year 2024 and \$615,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the office to establish a difficult to discharge task force to oversee a pilot program and make recommendations about how to address challenges faced with discharging patients from acute care settings and postacute care capacity by July 1, 2023.

(b) The task force shall consist of six members, one from each of the following:

- (i) The governor's office;
- (ii) The health care authority;
- (iii) The department of social and health services;

- (iv) The Washington state hospital association;
- (v) Harborview medical center; and
- (vi) Postacute care provider organizations.

(c) In consultation with stakeholder groups, the governor's office will identify task force members.

(d) The task force shall provide recommendations to the governor and appropriate committees of the legislature on topics including, but not limited to:

- (i) Pilot program implementation and evaluation, and recommendations for statewide implementation;
- (ii) Available funding mechanisms;
- (iii) Postacute care and administrative day rates;
- (iv) Managed care contracting; and
- (v) Legal, regulatory, and administrative barriers to discharge.

(e) The task force shall consult with stakeholders with relevant expertise to inform recommendations, including the health care authority, the department of social and health services, hospitals, postacute care providers, and medicaid managed care organizations.

(f) The task force may assemble ad hoc subgroups of stakeholders as necessary to complete its work.

(g) The task force and its operations, including any associated ad hoc subgroups, shall be organized and facilitated by the University of Washington through October 31, 2023. Beginning November 1, 2023, the office shall identify a contractor to undertake the following responsibilities, with oversight from the task force:

(i) Organization and facilitation of the task force, including any associated subgroups;

(ii) Management of task force process to ensure deliverables, including report writing;

(iii) Oversight of the launch of a ~~((five-site,))~~ two-year pilot project based on a model created by Harborview medical center by November 1, 2023; and

(iv) Coordination of pilot implementation, associated reports, and deliverables.

(h) The task force shall provide recommendations to the governor and appropriate committees of the legislature outlining its initial recommendations by November 1, 2023. A report outlining interim recommendations and findings shall be provided by July 1, 2024, and a final report shall be provided by July 1, 2025.

~~((13))~~ (12) \$277,000 of the office of financial management central services account—state appropriation is provided solely for implementation of House Bill No. 1679 (student homelessness group). ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.~~

~~((14))~~ (13) \$772,000 of the climate investment account—state appropriation is provided solely for the office to develop a data portal and other materials and strategies to improve public and community understanding of expenditures, funding opportunities, and grants, from climate commitment act accounts. The development of the data portal must be coordinated with the department of ecology and the expenditure tracking process described in section 302(13) of this act. "Climate commitment act accounts" means the carbon emissions reduction account created in RCW 70A.65.240, the climate commitment account created

in RCW 70A.65.260, the natural climate solutions account created in RCW 70A.65.270, the climate investment account created in RCW 70A.65.250, the air quality and health disparities improvement account created in RCW 70A.65.280, the climate transit programs account created in RCW 46.68.500, and the climate active transportation account created in RCW 46.68.490.

~~((15))~~ (14)(a) \$250,000 of the general fund—state appropriation for fiscal year 2024 and \$250,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for a joint legislative and executive committee on behavioral health, with members as provided in this subsection:

(i) The president of the senate shall appoint three legislative members, including a chair of a senate committee that includes behavioral health within its jurisdiction and a member of the children and youth behavioral health work group;

(ii) The speaker of the house of representatives shall appoint three legislative members, including a chair of a house committee that includes behavioral health within its jurisdiction and a member of the children and youth behavioral health work group;

(iii) The governor or his or her designee;

(iv) The secretary of the department of social and health services or his or her designee;

(v) The director of the health care authority or his or her designee;

(vi) The insurance commissioner or his or her designee;

(vii) The secretary of the department of health or his or her designee; and

(viii) The secretary of the department of children, youth, and families or his or her designee;

(ix) Other agency directors or designees as necessary; ~~(and)~~

(x) Two individuals representing the interests of individuals living with behavioral health conditions; and

(xi) The chief executive officer of a Washington nonprofit corporation wholly controlled by the tribes and urban Indian organizations in the state, or the commission delegate if applicable, or his or her designee.

(b)(i) The committee must convene by September 1, 2023, and shall meet at least quarterly. The committee member described in (a)(xi) of this subsection must be appointed or selected no later than June 1, 2024. Cochairs shall be one legislative member selected by members of the committee at the first meeting and the representative of the governor's office. All meetings are open to the public.

(ii) The office of financial management shall contract or hire dedicated staff to facilitate and provide staff support to the nonlegislative members and for facilitation and project management support of the committee. Senate committee services and the house of representatives office of program research shall provide staff support to the legislative members of the committee. The contractor shall support the work of all members of the committee, legislative and nonlegislative.

(iii) Within existing appropriations, the cost of meetings must be paid jointly by the senate, house of representatives, and the office of financial management. 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. 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.

(c) The purpose of the committee is to identify key strategic actions to improve access to behavioral health services, by conducting at least, but not limited to, the following tasks:

(i) Establishing a profile of Washington's current population and its behavioral health needs and a projection of population growth and anticipated need through 2028;

(ii) Establishing an inventory of existing and anticipated behavioral health services and supports for adults, children, and youth, including health care providers and facilities;

(iii) Assessing the areas of the current system where additional support is needed for Washington's current population;

(iv) Establishing an anticipated inventory of future services and supports that will be required to meet the behavioral health needs of the population in 2028 and beyond with a specific emphasis on prevention, early intervention, and home or community-based capacity designed to reduce reliance on emergency, criminal legal, crisis, and involuntary services;

(v) Reviewing the integrated care initiative on access to timely and appropriate behavioral health services for individuals with acute behavioral health needs; and

(vi)(A) Developing a strategy of actions that the state may take to prepare for the future demographic trends in the population and building the necessary capacity to meet these demands, including but not limited to:

(I) Exploring the role that education, housing and homelessness response systems, the criminal legal system, primary health care, and insurance systems have in the identification and treatment of behavioral health issues;

(II) Evaluating behavioral health workforce demand and workforce education, training, and continuing education requirements; and

(III) Statutory and regulatory changes to promote the most efficient use of resources, such as simplifying administrative procedures, facilitating access to services and supports systems, and improving transitions between care settings.

(B) Strategies must:

(I) Be based on explicit and measurable actions;

(II) Identify what must be done, by whom, and by when to assure implementation;

(III) Estimate a cost to the party responsible for implementation;

(IV) Recommend specific fiscal strategies that rely predominately on state and federal funding;

(V) Include recommendations for needed and appropriate additional caseload forecasting for state-funded behavioral health services; and

(VI) Incorporate and reconcile, where necessary, recommendations from past and current behavioral health work groups created by the legislature and network adequacy standards established by the health care authority.

(d) The committee shall incorporate input from the office of the insurance commissioner, the caseload forecast council, the health care authority, and other appropriate entities with specialized knowledge of the needs and growth trends of the population and people with behavioral health issues. In the conduct of its business, the committee shall have access, upon request, to health-related data

available to state agencies by statute, as allowed by state and federal law. All requested data or other relevant information maintained by an agency shall be provided in a timely manner.

(e) The committee shall submit a sustainable five-year plan to substantially improve access to behavioral health for all Washington residents to the governor, the office of financial management, and the legislature by June 1, 2025.

~~((46))~~ (15) The office of financial management must report to and coordinate with the department of ecology to track expenditures from climate commitment act accounts, as defined and described in RCW 70A.65.300 and section 302(13) of this act.

~~((47))~~ (16) \$300,000 of the statewide 988 behavioral health crisis response and suicide prevention line account—state appropriation is provided solely for implementation of Engrossed Second Substitute House Bill No. 1134 (988 system). ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.))~~

(17) \$50,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for the purchase and distribution of accessible technology and devices to support the employment and reasonable accommodation for state employees with disabilities. The office may use funds to purchase accessible technology and devices or the office may provide funds to agencies that employ persons with a disability to purchase accessibility devices such as screen readers, large button/print equipment, magnifiers, accessibility software, and other equipment.

(18)(a) \$274,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for the office of financial management to conduct an analysis of health care services for pregnancy-related health care, including preconception, prenatal, labor and delivery, and postpartum care. With regard to these types of services, the analysis shall include, but not be limited to:

(i) Access to services and disparities in access;

(ii) Cost;

(iii) Location and type of provider; and

(iv) Demographics of patients and providers.

(b) The office of financial management shall submit a report to the governor and the appropriate committees of the legislature by June 30, 2025. The report shall include the analysis in (a) of this subsection and must identify and represent the following information in both table and geographical map view:

(i) Community and hospital birth centers by name, city, and county;

(ii) Annual births by geographical location to include community and hospital birth center, if known;

(iii) Greatest gaps in service using data in this subsection.

(c) The report required in (b) of this subsection must also include any recommendations for how to fill the gaps in service identified in the data and any recommendations for future analysis.

(19) \$298,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for the office of financial management to convene a task force created in section 905 of this act to identify, plan, and make recommendations on the future use of the Larch corrections center property and facilities to an alternate use. Staff support for the task force must be provided by the office of financial management.

(20)(a) \$20,000 of the general fund—state appropriation for fiscal year 2024 and \$120,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the office to contract with a third party to complete market research on incarcerated individual communication rates in the United States. The market research must include:

(i) Detail by state on the amount each state pays to the vendor contracted to provide communication service rates and rate structures for incarcerated individuals at discrete points of time to include, at least, January 1, 2024, January 1, 2020, and January 1, 2015 for, at least but not limited to:

(A) Voice communication;

(B) Video communication;

(C) Email communication; and

(D) Text messaging communication;

(ii) The amount families paid in total for a state's contracted telecom vendor each state fiscal year for at least fiscal years 2018, 2019, 2020, 2021, 2022, and 2023;

(iii) Comparative market research analysis on rate structures over time, how those rates compare to the telecommunication fees over the same time, and how the market is anticipated to change by calendar year from calendar year 2024 through calendar year 2030;

(iv) Analysis on how many states provide at least voice communication services or any other communication services free of charge to the person initiating and the person receiving the communication and what calendar date that began; and

(v) Comparative analysis of any impacted rate structures, and at least those in (a)(i) of this subsection, before communication services are made free of charge to the person initiating and the person receiving the communication compared to the new negotiated rate structures, and at least those in (a)(i) of this subsection, after communication services are made free of charge to the person initiating and the person receiving the communication.

(b) The report must be submitted to the governor and the appropriate policy and fiscal committees of the legislature by December 31, 2024.

(21) \$200,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for the office of financial management to evaluate the timeline and effectiveness of services supporting agency requests to downsize, acquire, expand, or relocate state facilities. The office, in collaboration with the department of enterprise services, will contract with an independent entity for the analysis and mapping of service delivery workflow and timeline, with the goal of identifying gaps and opportunities to improve efficiency by June 30, 2025. The contract is exempt from the competitive procurement requirements in chapter 39.26 RCW. The report must be submitted to the governor and the appropriate policy and fiscal committees of the legislature by June 30, 2025.

(22) \$150,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for the office to conduct a study related to the hiring and retention of county-level elections staff, including staff members of a county auditor's office.

(a) The study must include analysis of:

(i) The potential effects of the following on the hiring and retention of county-level elections staff:

(A) Implementing ranked-choice voting;

(B) Shifting local government elections to even-numbered years; and

(C) Negative interactions with voters and other members of the public, such as experiencing harassment and abuse or receiving threats;

(ii) The demographic information of county-level elections staff;

(iii) Job market conditions in Washington for elections staff recruitment and retention; and

(iv) Elections staffing models in other states, including in states that use ranked-choice voting and states where at least one election has shifted from an odd-numbered year to an even-numbered year.

(b) The study must also include recommendations for recruiting, hiring, and retaining county-level elections staff in Washington.

(c) A final report must be submitted to the governor and the appropriate policy and fiscal committees of the legislature by December 31, 2024.

(23)(a) \$140,000 of the general fund—state appropriation for fiscal year 2024 and \$210,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the office, in coordination with the department of revenue, to conduct a study of costs to the state, whether actual spending or foregone revenue collections, related to nonprofit health care providers, facilities, and insurers.

(b) The study shall quantify the value of state and federal tax preferences, tax-preferred capital financing such as financing available through the Washington health care facilities authority, and other public reimbursement streams available to nonprofit health care providers, facilities, and insurers outside of payment for health care claims.

(c) The office must submit a report to the governor and the relevant policy and fiscal committees of the legislature by October 1, 2024.

(24)(a) \$350,000 of the general fund—state appropriation for fiscal year 2024 and \$900,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the office of financial management to conduct a study of the future long-term uses of the Olympic heritage behavioral health campus. The study must assess the options for maximizing the facility's ability to receive federal matching funds for services provided while contributing to the health of the entire state behavioral health system based on community needs. The study must examine Washington behavioral health system trends, including demand and capacity for voluntary and involuntary behavioral health in-patient treatment, forecasted bed need and current and planned statewide capacity for civil and forensic state hospital populations, short-term civil commitment capacity trends, and trends in prosecutorial forensic referrals. The study must also consider area provider admittance and refusal rates. The study must include:

(i) An analysis on the types of services which could be provided at the property, including but not limited to:

(A) Voluntary behavioral health treatment services, including diversion, prediversion, and specialty services for people with co-occurring conditions including substance use disorders, intellectual or developmental disabilities, traumatic brain disorders, or dementia;

(B) Services for patients that are deemed not guilty by reason of insanity;

(C) Integrated service approaches that address medical, housing, vocational, and other needs of behaviorally disabled individuals with criminal legal involvement or likelihood of criminal legal involvement;

(D) Long-term involuntary treatment services for specialized populations such as those with developmental disabilities or dementia;

(E) Short-term involuntary treatment services;

(F) Long-term involuntary treatment services for civil conversion patients;

(G) Out-patient intensive behavioral health treatment including partial hospitalization and intensive outpatient care;

(H) Crisis response services; and

(I) Other services that will increase the state's ability to comply with requirements for providing timely admission of competency restoration patients into treatment beds;

(ii) Review of potential for additional capacity or services on the entirety of the property, including any capital improvements needed to expand services under the options described in (a)(i) of this subsection;

(iii) Identification and evaluation of strategies to obtain federal matching funding opportunities, specifically focusing on innovative medicaid framework adjustments and the consideration of necessary state plan amendments;

(iv) Estimated costs, required staffing and workforce availability for each of the recommended types of services if available; and

(v) Consideration of options for providers that can provide the different services recommended at the facility and an analysis on the cost differential and potential federal reimbursement for the different providers. The office of financial management may consider a variety of provider types or partners, including, but not limited to:

(A) Tribal or local governments;

(B) Acute care hospitals already providing similar care;

(C) Providers contracted by the health care authority; and

(D) State-operated options.

(b) The office of financial management shall consult with the University of Washington school of medicine, the health care authority, and the department of social and health services in developing and conducting the study.

(c) The office of financial management shall submit a report with its findings and recommendations to the governor and the appropriate policy and fiscal committees of the legislature by June 30, 2025.

(d) The office of financial management may contract with one or more third parties and consult with other state entities to conduct the study. The contract is exempt from the competitive procurement requirements in chapter 39.26 RCW.

(25)(a) \$400,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for the office to contract with a consultant to collect, review, and analyze data related to vehicular pursuits and to compile a report. The report must include recommendations to the legislature on what data should be collected by law enforcement agencies throughout the state so that the legislature and other policymakers have consistent and uniform information necessary to evaluate policies on vehicular pursuits. The contractor must gather input from individuals and families with lived experience interacting with law enforcement, including Black, indigenous, and communities of color, and

incorporate this information into the report and recommendations. The report must:

(i) Review available data on vehicular pursuits from those agencies accredited by the Washington association of sheriffs and police chiefs, and review a stratified sample of nonaccredited agencies for as many years as their data have been collected, including:

(A) The date, time, location, maximum speed, and duration of the incident;

(B) The reason for initiating a pursuit;

(C) Whether the pursuing officer sought authorization for the pursuit, or only gave notice of the pursuit, and whether authorization for the pursuit was granted;

(D) Whether a supervisor denied authorization for the pursuit and the reason for the denial;

(E) The number of vehicles and officers involved in the pursuit;

(F) The number of law enforcement agencies involved in the pursuit;

(G) Whether pursuit intervention techniques were employed, and if so, which ones;

(H) Whether the pursuit was terminated at any point, and if so, the reason for termination;

(I) The officer's perception of the age, gender, race, ethnicity, or applicable tribal affiliation of the driver and any passengers of the motor vehicle being pursued;

(J) Whether the pursuit resulted in no action, termination, apprehension, warning, citation, arrest and grounds for the arrest, or other action;

(K) Whether the pursuit resulted in any property damage, injury, or death, and to whom and what, including law enforcement, drivers, passengers, and bystanders;

(L) Copies of reports, annual or other frequencies, used for internal review of pursuit statistics; and

(M) Whether the law enforcement agency has a record-keeping system for pursuits, and if so, what that system is, how long it has been in place, and whether the system and the data collected has changed over time;

(ii) Provide recommendations on what data elements law enforcement agencies should collect, in relation to the list identified in (a)(i) of this subsection, and provide rationale for the recommendations;

(iii) Develop a protocol for data collection by law enforcement agencies and provide a statement regarding the use of such data and the purpose for its collection and analysis;

(iv) Make the data readily available to the public using standard open data protocols;

(v) Recommend an entity to collect and manage this data on a statewide basis;

(vi) Review existing statewide police data reporting systems, including:

(A) The national incident based reporting system program, which is for the federal uniform crime reporting program;

(B) The Washington technology solutions police traffic collision reporting system, which is used for both state systems and the federal fatality analysis reporting system; and

(C) The statewide use of force data program established in RCW 10.118.030;

(vii) Assess the benefits and drawbacks of each of the existing systems in (a)(vi) of this subsection as a possible platform for collecting, reporting, and hosting pursuit open source downloadable data from agencies, and recommend whether any of these, or another system, would be most appropriate; and

(viii) Recommend any changes in state law to accomplish and facilitate the collection and analysis of the data, including whether to align or integrate the data collection with the use of force data under chapter 10.118 RCW.

(b) The report and recommendations are due to the governor and the appropriate committees of the legislature by June 30, 2025.

(26) \$500,000 of the general fund—state appropriation for fiscal year 2025 and \$1,500,000 of the climate commitment account—state appropriation are provided solely for the office to build a grant writing, tracking, and management database for state acquisition of federal funds, and to support development of state strategies for successfully bringing specific types of federal funding to Washington. If Initiative Measure No. 2117 is approved in the 2024 general election, upon the effective date of the measure, funds from the consolidated climate account may not be used for the purposes of this subsection.

(27)(a) \$250,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for the office of financial management to provide recommendations on the method and format for studying a transition to a department of housing. In developing the recommendations, previous efforts to establish new entities or programs should be considered, such as the office of equity task force, the social equity in cannabis task force, the blue ribbon commission on delivery of services to children and families, and methods used by other jurisdictions.

(b) The recommendations must include:

(i) Which entity should lead the study, such as an agency, a contractor, or a task force;

(ii) Which entities should consult and collaborate on the study, such as legislators, agencies, nonprofit organizations, businesses, and local jurisdictions;

(iii) Which programs across state agencies should be considered by the study for possible incorporation into a department of housing;

(iv) What housing types and financing structures should be identified and considered by the study;

(v) What gaps and barriers to establishing a department of housing should be identified and considered by the study; and

(vi) An estimate of the costs and possible timeline for the recommended method and format of the study.

(c) The recommendations are due to the governor and the appropriate policy and fiscal committees of the legislature by December 1, 2024.

*\*Sec. 133 was partially vetoed. See message at end of chapter.*

**Sec. 134.** 2023 c 475 s 136 (uncodified) is amended to read as follows:

**FOR THE OFFICE OF ADMINISTRATIVE HEARINGS**

Administrative Hearings Revolving Account—State

Appropriation. . . . .((~~\$72,194,000~~))  
\$76,474,000

Administrative Hearings Revolving Account—Local

Appropriation . . . . .	\$12,000
TOTAL APPROPRIATION . . . . .	<del>(\$72,206,000)</del>
	<u>\$76,486,000</u>

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

(1) \$597,000 of the administrative hearings revolving account—state appropriation is provided solely for implementation of Engrossed Second Substitute Senate Bill No. 5080 (cannabis social equity). ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.))~~

(2) \$80,000 of the administrative hearings revolving account—state appropriation is provided solely for implementation of Second Substitute Senate Bill No. 5225 (working conn. child care). ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.))~~

(3) \$34,000 of the administrative hearings revolving account—state appropriation is provided solely for implementation of Engrossed Second Substitute Senate Bill No. 5236 (hospital staffing standards). ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.))~~

(4) \$61,000 of the administrative hearings revolving account—state appropriation is provided solely for implementation of Second Substitute House Bill No. 1762 (warehouse employees). ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.))~~

(5) \$2,487,000 of the administrative hearings revolving account—state appropriation is provided solely for implementation of Engrossed Substitute Senate Bill No. 5272 (speed safety cameras). ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.))~~

(6) \$16,000 of the administrative hearings revolving account—state appropriation is provided solely for implementation of Substitute House Bill No. 2061 (health employees/overtime). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

**Sec. 135.** 2023 c 475 s 137 (uncodified) is amended to read as follows:

**FOR THE WASHINGTON STATE LOTTERY**

Lottery Administrative Account—State Appropriation . . . . .	<del>(\$32,896,000)</del>
	<u>\$32,948,000</u>
TOTAL APPROPRIATION . . . . .	<del>(\$32,896,000)</del>
	<u>\$32,948,000</u>

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.

**Sec. 136.** 2023 c 475 s 138 (uncodified) is amended to read as follows:

**FOR THE COMMISSION ON HISPANIC AFFAIRS**

General Fund—State Appropriation (FY 2024) . . . . .	<del>(\$1,494,000)</del>
	<u>\$1,493,000</u>

General Fund—State Appropriation (FY 2025) . . . . .	(\$1,347,000)
	<u>\$1,389,000</u>
TOTAL APPROPRIATION . . . . .	(\$2,841,000)
	<u>\$2,882,000</u>

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

(1)(a) \$125,000 of the general fund—state appropriation for fiscal year 2024 and \$125,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the commission to engage a contractor to:

(i) Conduct a detailed analysis of the opportunity gap for Hispanic and Latinx students;

(ii) Develop recommendations for continuing efforts to close the educational opportunity gap while meeting the state's academic achievement indicators as identified in the state's every student succeeds act consolidated plan; and

(iii) Identify performance measures to monitor adequate yearly progress.

(b) The contractor shall submit a study update by December 1, 2024, and submit a final report by June 30, 2025, to the educational opportunity gap oversight and accountability committee, the governor, the superintendent of public instruction, the state board of education, and the education committees of the legislature.

(2) \$105,000 of the general fund—state appropriation for fiscal year 2024 and \$105,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for grants to gang youth intervention specialists for a pilot program within high schools in Washington. Grants may be provided without using a competitive selection process.

**Sec. 137.** 2023 c 475 s 139 (uncodified) is amended to read as follows:

**FOR THE COMMISSION ON AFRICAN-AMERICAN AFFAIRS**

General Fund—State Appropriation (FY 2024) . . . . .	\$660,000
General Fund—State Appropriation (FY 2025) . . . . .	(\$662,000)
	<u>\$679,000</u>
TOTAL APPROPRIATION . . . . .	(\$1,322,000)
	<u>\$1,339,000</u>

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

(1)(a) \$125,000 of the general fund—state appropriation for fiscal year 2024 and \$125,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the commission to engage a contractor to:

(i) Conduct a detailed analysis of the opportunity gap for African American and Black students;

(ii) Develop recommendations for continuing efforts to close the educational opportunity gap while meeting the state's academic achievement indicators, as identified in the state's every student succeeds act consolidated plan; and

(iii) Identify performance measures to monitor adequate yearly progress.

(b) The contractor shall submit a study update by December 1, 2024, and submit a final report by June 30, 2025, to the educational opportunity gap oversight and accountability committee, the governor, the superintendent of

public instruction, the state board of education, and the education committees of the legislature.

**Sec. 138.** 2023 c 475 s 140 (uncodified) is amended to read as follows:

**FOR THE DEPARTMENT OF RETIREMENT SYSTEMS— OPERATIONS**

General Fund—State Appropriation (FY 2024) . . . . .	\$387,000
Department of Retirement Systems Expense Account—	
State Appropriation . . . . .	<del>(\$115,088,000)</del>
	<u>\$117,209,000</u>
TOTAL APPROPRIATION . . . . .	<del>(\$115,475,000)</del>
	<u>\$117,596,000</u>

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

(1) \$34,491,000 of the department of retirement systems expense account—state appropriation is provided solely for pension system modernization, and is subject to the conditions, limitations, and review requirements of section 701 of this act.

(2) \$143,000 of the department of retirement systems expense account—state appropriation is provided solely for implementation of Substitute House Bill No. 1007 (military service credits). ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.))~~

(3) \$1,172,000 of the department of retirement systems expense account—state appropriation is provided solely for implementation of Substitute Senate Bill No. 5538 (postretirement nursing). ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.))~~

(4) \$1,058,000 of the department of retirement systems expense account—state appropriation is provided solely for implementation of Substitute House Bill No. 1056 (postretirement employment). ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.))~~

(5) \$199,000 of the department of retirement systems expense account—state appropriation is provided solely for implementation of House Bill No. 1055 (public safety telecommunicators). ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.))~~

(6) \$536,000 of the department of retirement systems expense account—state appropriation is provided solely for implementation of House Bill No. 1481 (tribal peace officers/LEOFF). ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.))~~

(7) \$116,000 of the department of retirement systems expense account—state appropriation is provided solely for implementation of Substitute Senate Bill No. 6106 (DSHS workers/PSERS). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

(8) \$265,000 of the department of retirement systems expense account—state appropriation is provided solely for implementation of Substitute Senate Bill No. 6197 (LEOFF plan 2 provisions). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

(9) \$36,000 of the department of retirement systems expense account—state appropriation is provided solely for implementation of Second Substitute House

Bill No. 2014 (definition of a veteran). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

(10) \$99,000 of the department of retirement systems expense account—state appropriation is provided solely for implementation of Engrossed Substitute Senate Bill No. 5424 (flexible work/peace officers). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

**Sec. 139.** 2023 c 475 s 141 (uncodified) is amended to read as follows:

**FOR THE DEPARTMENT OF REVENUE**

General Fund—State Appropriation (FY 2024) . . . . .	<del>(\$427,926,000)</del>
	<u>\$358,141,000</u>
General Fund—State Appropriation (FY 2025) . . . . .	<del>(\$436,344,000)</del>
	<u>\$398,865,000</u>
Climate Commitment Account—State Appropriation . . . . .	\$895,000
Timber Tax Distribution Account—State Appropriation . . . . .	<del>(\$8,095,000)</del>
	<u>\$8,136,000</u>
Business License Account—State Appropriation . . . . .	<del>(\$19,774,000)</del>
	<u>\$19,886,000</u>
Waste Reduction, Recycling, and Litter Control Account—State Appropriation . . . . .	\$183,000
Model Toxics Control Operating Account—State Appropriation . . . . .	\$127,000
Financial Services Regulation Account—State Appropriation . . . . .	\$5,000,000
TOTAL APPROPRIATION . . . . .	<del>(\$898,344,000)</del>
	<u>\$791,233,000</u>

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

(1) \$1,669,000 of the general fund—state appropriation for fiscal year 2024 and \$1,661,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the implementation of chapter 196, Laws of 2021 (capital gains tax).

(2) ~~(\$251,639,000)~~ \$181,639,000 of the general fund—state appropriation for fiscal year 2024 and ~~(\$263,768,000)~~ \$221,768,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for implementation of chapter 195, Laws of 2021 (working families tax exempt.). Of the total amounts provided in this subsection:

(a) \$16,639,000 of the general fund—state appropriation for fiscal year 2024 and \$15,768,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for administration of the working families tax exemption program; and

(b) ~~(\$235,000,000)~~ \$165,000,000 of the general fund—state appropriation for fiscal year 2024 and ~~(\$248,000,000)~~ \$206,000,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for remittances under the working families tax exemption program.

(3) \$2,408,000 of the general fund—state appropriation for fiscal year 2024, \$780,000 of the general fund—state appropriation for fiscal year 2025, and \$895,000 of the climate commitment account—state appropriation are provided solely for the department to implement 2023 revenue legislation.

(4) \$250,000 of the general fund—state appropriation for fiscal year 2024 is provided solely for the department to develop an implementation plan for an online searchable database of all taxes and tax rates in the state for each taxing district. A report summarizing options, estimated costs, and timelines to implement each option must be submitted to the appropriate committees of the legislature by June 30, 2024. The implementation plan must include an array of options, including low cost options that may change the scope of the database. However, each low cost option must still provide ease of public access to state and local tax information that is currently difficult for the public to collect and efficiently navigate.

(5) \$19,000 of the general fund—state appropriation for fiscal year 2024 is provided solely for implementation of House Bill No. 1303 (property tax administration). ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.))~~

(6) \$3,639,000 of the general fund—state appropriation for fiscal year 2024 and \$3,582,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for implementation of Second Substitute House Bill No. 1477 (working families' tax credit). ~~((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.))~~

(7) \$48,000 of the general fund—state appropriation for fiscal year 2024 is provided solely for implementation of Engrossed Substitute House Bill No. 1175 (petroleum storage tanks). ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.))~~

(8) \$31,000 of the general fund—state appropriation for fiscal year 2024 is provided solely for implementation of Substitute Senate Bill No. 5565 (tax and revenue laws). ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.))~~

(9)(a) \$150,000 of the general fund—state appropriation for fiscal year 2024 and \$150,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the department to research and analyze wealth taxes imposed in other countries and wealth tax legislation recently proposed by other states and the United States. At a minimum, the department must examine how existing and proposed wealth taxes are structured, compliance and administrative challenges of wealth taxes, best practices in the design and administration of wealth taxes, and potential data sources to aid the department in estimating the revenue impacts of future wealth tax proposals for this state or assisting the department in the administration of a wealth tax. As part of its examination and analysis, the department must seek to consult with relevant subject matter experts from within and outside of the United States.

(b) The department may contract with one or more institutions of higher education as defined in RCW 28B.10.016 for assistance in carrying out its obligations under this subsection.

(c) The department must submit a status report to the appropriate fiscal committees of the legislature by January 1, 2024, and a final report to the appropriate fiscal committees of the legislature by November 1, 2024. The final report must include the department's findings.

(10) \$42,000 of the general fund—state appropriation for fiscal year 2024 is provided solely for implementation of Substitute Senate Bill No. 5448 (delivery

of alcohol). ((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.))

(11) \$100,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for the department to study how to collect race and ethnicity information from organizations or entities that receive tax preferences, as defined in RCW 43.136.021.

(a) The department may contract with third parties and consult with other state entities to conduct all or any portion of the study.

(b) The department must submit a report to appropriate committees of the legislature by June 30, 2025. The report must include cost and timeline estimates for collecting the race and ethnicity information. The department must consult with the office of equity to ensure that data collection is consistent with other efforts. The report must also include, but is not limited to, the following information:

(i) The cost and time required for the department to revise current reporting requirements to include race and ethnicity data;

(ii) The cost and time required for the department to incorporate the collection of race and ethnicity data into future reporting;

(iii) The cost and time required for the department to incorporate the collection of race and ethnicity data into its existing information technology systems;

(iv) Recommendations on any exclusions from the requirement to report race and ethnicity data; and

(v) Any statutory changes necessary to collect race and ethnicity data.

(12) \$181,000 of the general fund—state appropriation for fiscal year 2025 is provided solely to support the underground economy task force created in section 906 of this act.

(13) \$274,000 of the general fund—state appropriation for fiscal year 2024 and \$217,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the department to implement 2024 revenue legislation.

(14) \$4,000 of the business license account—state appropriation is provided solely for implementation of Engrossed Substitute Senate Bill No. 5897 (business license services). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

(15)(a) \$200,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for the department to conduct a study and provide a report to the legislature on royalty receipts apportionment for local business taxes throughout the state. The study must:

(i) Examine how gross income derived as royalties from the granting of intangible rights in RCW 35.102.130 could be apportioned uniformly by local jurisdictions. The department must consider apportionment options described in RCW 82.04.462(3)(b) (i) through (vii) as well as other options; and

(ii) Identify issues surrounding the definition of "customer" as applied to royalties and payments made or received for the use of the taxpayer's intangible property in RCW 35.102.130, and how it could be brought into conformity with the definition in RCW 82.04.462(3)(b)(viii) and applied uniformly throughout the state.

(b) The study must document and evaluate the approaches to apportionment of royalties that have been adopted in other states and examine the

administrative feasibility of applying interstate apportionment methodologies to local business taxes. The department must submit a report on the study and any findings and recommendations to the governor and the appropriate policy and fiscal committees of the legislature by December 31, 2024.

(16) \$1,000,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for the department to conduct outreach activities for the working families' tax credit established in RCW 82.08.0206, including but not limited to grants for community-based organizations to conduct outreach activities, marketing activities, and establishing a mobile unit.

Sec. 140. 2023 c 475 s 142 (uncodified) is amended to read as follows:

**FOR THE BOARD OF TAX APPEALS**

General Fund—State Appropriation (FY 2024) . . . . .	(((\$2,810,000))
	\$2,809,000
General Fund—State Appropriation (FY 2025) . . . . .	(((\$2,808,000))
	\$2,908,000
TOTAL APPROPRIATION . . . . .	(((\$5,618,000))
	\$5,717,000

Sec. 141. 2023 c 475 s 143 (uncodified) is amended to read as follows:

**FOR THE OFFICE OF MINORITY AND WOMEN'S BUSINESS ENTERPRISES**

General Fund—State Appropriation (FY 2024) . . . . .	\$3,837,000
General Fund—State Appropriation (FY 2025) . . . . .	(((\$3,799,000))
	\$6,382,000
Minority and Women's Business Enterprises Account—	
State Appropriation . . . . .	(((\$6,062,000))
	\$6,113,000
TOTAL APPROPRIATION . . . . .	(((\$13,698,000))
	\$16,332,000

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

(1) The office of minority and women's business enterprises shall consult with the Washington state office of equity on the Washington state toolkit for equity in public spending.

(2) \$540,000 of the general fund—state appropriation for fiscal year 2024 and \$529,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for implementation of Second Substitute Senate Bill No. 5268 (public works procurement). ~~((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.))~~

(3) \$151,000 of the general fund—state appropriation for fiscal year 2024 and \$151,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for a policy analyst position.

(4) \$941,000 of the general fund—state appropriation for fiscal year 2024 and \$900,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the office to expand its outreach and communications department.

Sec. 142. 2023 c 475 s 144 (uncodified) is amended to read as follows:

**FOR THE INSURANCE COMMISSIONER**

General Fund—Federal Appropriation . . . . .	\$4,723,000
--	-------------

Insurance Commissioner's Regulatory Account—State	
Appropriation.....	<del>(((\$79,157,000))</del>
	<u>\$82,830,000</u>
Insurance Commissioner's Fraud Account—State	
Appropriation.....	<del>(((\$4,269,000))</del>
	<u>\$4,284,000</u>
TOTAL APPROPRIATION.....	<del>(((\$88,149,000))</del>
	<u>\$91,837,000</u>

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

(1) \$52,000 of the insurance commissioner's regulatory account—state appropriation is provided solely for implementation of Senate Bill No. 5242 (abortion cost sharing). ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.))~~

(2) \$63,000 of the insurance commissioner's regulatory account—state appropriation is provided solely for implementation of House Bill No. 1120 (annuity transactions). ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.))~~

(3) \$72,000 of the insurance commissioner's regulatory account—state appropriation is provided solely for implementation of Senate Bill No. 5036 (audio-only telemedicine). ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.))~~

(4) \$55,000 of the insurance commissioner's regulatory account—state appropriation is provided solely for implementation of Substitute Senate Bill No. 5300 (behavioral health continuity). ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.))~~

(5) \$19,000 of the insurance commissioner's regulatory account—state appropriation is provided solely for implementation of Substitute Senate Bill No. 5189 (behavioral health support). ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.))~~

(6) \$52,000 of the insurance commissioner's regulatory account—state appropriation is provided solely for implementation of Substitute Senate Bill No. 5396 (breast exam cost sharing). ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.))~~

(7) \$260,000 of the insurance commissioner's regulatory account—state appropriation is provided solely for implementation of chapter 87, Laws of 2023 (SSB 5338).

(8) \$1,206,000 of the insurance commissioner's regulatory account—state appropriation is provided solely for implementation of Senate Bill No. 5066 (health care benefit managers). ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.))~~

(9) \$9,000 of the insurance commissioner's regulatory account—state appropriation is provided solely for implementation of chapter 16, Laws of 2023 (SSB 5729).

(10) \$272,000 of the insurance commissioner's regulatory account—state appropriation is provided solely for implementation of Substitute Senate Bill No. 5581 (maternal support services). ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.))~~

(11) \$237,000 of the insurance commissioner's regulatory account—state appropriation is provided solely for implementation of chapter 42, Laws of 2023 (SB 5319).

(12) \$25,000 of the insurance commissioner's regulatory account—state appropriation is provided solely for implementation of Substitute Senate Bill No. 5720 (risk mitigation). ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.))~~

(13)(a) ~~(\$500,000)~~ \$700,000 of the insurance commissioner's regulatory account—state appropriation is provided solely for the commissioner, in collaboration with the office of the attorney general, to study approaches to improve health care affordability including, but not limited to:

(i) Health provider price or rate regulation policies or programs, other than traditional health plan rate review, in use or under consideration in other states to increase affordability for health insurance purchasers and enrollees. At a minimum, this shall include:

(A) Analysis of payment rate or payment rate increase caps and reference pricing strategies;

(B) Analysis of research or other findings related to the outcomes of the policy or program, including experience in other states;

(C) A preliminary analysis of the regulatory authority and administrative capacity necessary to implement each policy or program reviewed in Washington state;

(D) Analysis of such approaches used in Washington state, including but not limited to the operation of the hospital commission, formerly established under chapter 70.39 RCW; and

(E) A feasibility analysis of implementing a global hospital budget strategy in one or more counties or regions in Washington state, including potential impacts on spending and access to health care services if such a strategy were adopted;

(ii) Regulatory approaches in use or under consideration by other states to address any anticompetitive impacts of horizontal consolidation and vertical integration in the health care marketplace to supplement federal antitrust law. At a minimum, this regulatory review shall include:

(A) Analysis of research, case law, or other findings related to the outcomes of the state's activities to encourage competition, including implementation experience;

(B) A preliminary analysis of regulatory authority and administrative capacity necessary to implement each policy or program reviewed in Washington state; and

(C) Analysis of recent health care consolidation and vertical consolidation activity in Washington state, to the extent information is available;

(iii) Recommended actions based on other state approaches and Washington data, if any; and

(iv) Additional related areas of data or study needed, if any.

(b) The office of the insurance commissioner or office of the attorney general may contract with third parties and consult with other state entities to conduct all or any portion of the study.

(c) The office of the insurance commissioner and office of the attorney general shall submit a preliminary report to the relevant policy and fiscal

committees of the legislature by December 1, 2023, and a final report by August 1, 2024.

(14) \$190,000 of the insurance commissioner's regulatory account—state appropriation is provided solely for implementation of chapter 27, Laws of 2023 (SHB 1266).

(15) \$66,000 of the insurance commissioner's regulatory account—state appropriation is provided solely for implementation of Engrossed Substitute House Bill No. 1222 (hearing instruments coverage). ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.))~~

(16) \$25,000 of the insurance commissioner's regulatory account—state appropriation is provided solely for implementation of chapter 21, Laws of 2023 (HB 1061).

(17) \$14,000 of the insurance commissioner's regulatory account—state appropriation is provided solely for implementation of Substitute House Bill No. 1060 (mutual insurer reorg.). ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.))~~

(18) \$132,000 of the insurance commissioner's regulatory account—state appropriation is provided solely for implementation of Engrossed Second Substitute House Bill No. 1357 (prior authorization). ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.))~~

(19)(a) ~~(\$250,000)~~ \$50,000 of the insurance commissioner's regulatory account—state appropriation is provided solely for an analysis of how health plans define, cover, and reimburse for maternity care services, including prenatal, delivery, and postpartum care. The commissioner shall:

(i) Obtain necessary information regarding health plans offered by carriers with more than one percent accident and health market share based upon the commissioner's most recent annual market information report and health plans offered to public employees under chapter 41.05 RCW to evaluate:

(A) How health plan benefit designs define maternity care services;

(B) Whether and to what extent maternity care services are subject to deductibles and other cost-sharing requirements;

(C) Which maternity care services are considered preventive services under section 2713 of the federal public health service act and are therefore exempt from cost sharing;

(D) The five most used maternity care reimbursement methodologies used by each carrier; and

(E) With respect to reimbursement methodologies that bundle payment for maternity care services, which specific services are included in the bundled payment;

(ii) Estimate the total and per member per month impact on health plan rates of eliminating cost sharing for maternity care services in full, or for prenatal care only, for the following markets:

(A) Individual health plans other than Cascade select plans;

(B) Cascade select health plans;

(C) Small group health plans;

(D) Large group health plans;

(E) Health plans offered to public employees under chapter 41.05 RCW; and

(F) All health plans in the aggregate; and

(iii) Submit a report on the findings and cost estimate to the appropriate committees of the legislature by July 1, 2024.

(b) The commissioner may contract for all or a portion of the analysis required in this subsection.

(20) \$86,000 of the insurance commissioner's regulatory account—state appropriation is provided solely for implementation of Senate Bill No. 5821 (audio-only telemedicine). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

(21) \$549,000 of the insurance commissioner's regulatory account—state appropriation is provided solely for implementation of Substitute Senate Bill No. 5986 (out-of-network health costs). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

(22) \$228,000 of the insurance commissioner's regulatory account—state appropriation is provided solely for implementation of Substitute Senate Bill No. 5936 (palliative care work group). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

(23) \$195,000 of the insurance commissioner's regulatory account—state appropriation is provided solely for implementation of Second Substitute Senate Bill No. 6228 (substance use treatment). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

(24) \$175,000 of the insurance commissioner's regulatory account—state appropriation is provided solely for implementation of Engrossed Second Substitute Senate Bill No. 5213 (health care benefit managers). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

(25) \$12,000 of the insurance commissioner's regulatory account—state appropriation is provided solely for implementation of Engrossed Substitute Senate Bill No. 6127 (HIV prophylaxis). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

(26) \$578,000 of the insurance commissioner's regulatory account—state appropriation is provided solely for the commissioner to continue its work on behavioral health parity compliance, enforcement, and provider network oversight. The commissioner may use internal staff and contracted experts to oversee provider directories and evaluate consumer access to services for mental health and substance use disorders in state-regulated individual, small group, and large group health plans.

(27)(a) \$250,000 of the insurance commissioner's regulatory account—state appropriation is provided solely for the commissioner, in consultation with the department of social and health services and the health care authority, to submit to the relevant policy and fiscal committees of the legislature by June 30, 2025, a feasibility analysis of expanding or modifying the program described in section 204(48) of this act to include additional groups of essential workers whose employers receive significant public funding to provide direct services to vulnerable populations, including but not limited to behavioral health services, housing and homelessness services, and child care workers. The evaluation must consider:

(i) Current sources, benefits, and costs of health care coverage for these essential workers including but not limited to employer-sponsored coverage, medicaid, and individual health plans purchased through the health benefit exchange;

(ii) Policy options to increase health care benefit funding to employers of these essential workers, including maximizing nongeneral fund state sources while ensuring costs are not shifted to employees;

(iii) The appropriate structure and oversight of the newly established health benefits fund, including the use of fully insured health coverage, a self-funded multiemployer welfare arrangement, the health benefit exchange, or another entity to offer health benefits comparable to the platinum metal level under the affordable care act, and meet defined plan design, consumer protection, and solvency requirements.

(b) The commissioner must consult with interested organizations and may establish subgroups to conduct this work based on distinct industries of different essential workers.

(c) The commissioner may contract with third parties and consult with other state entities to conduct all or any portion of the study, including actuarial analysis.

(28)(a) \$400,000 of the insurance commissioner's regulatory account—state appropriation is provided solely for the commissioner to convene and chair an adult family home liability insurance work group. The work group shall consist of members with a representative from, but not limited to:

(i) The office of the attorney general;

(ii) The office of the governor;

(iii) The adult family home industry;

(iv) The Washington state long-term care ombudsman;

(v) The department of social and health services' aging and long-term support administration's residential care services;

(v) The department of social and health services' aging and long-term support administration's home and community services;

(vi) The department of social and health service's aging and long-term support administration's developmental disability administration;

(vii) Insurance producers;

(viii) Insurance underwriters;

(ix) The Washington surplus line association;

(x) Risk retention groups; and

(xi) Other state agency representatives or stakeholder group representatives, as deemed necessary.

(b) The work group shall:

(i) Review the availability and cost of liability insurance for adult family homes;

(ii) Identify obstacles to adult family homes access to liability insurance including underwriting restrictions, market conditions, as well as legal and regulatory requirements;

(iii) Evaluate the financial risk to adult family homes, their residents, the state medicaid program, and others that exist as a result of the increased cost of insurance, or in the event adult family homes are uninsured due to a lack of access to coverage; and

(iv) Make policy recommendations to improve access to liability insurance coverage for adult family homes.

(c) The work group must submit a preliminary report to the relevant policy and fiscal committees of the legislature by December 31, 2024, and a final report

by June 30, 2025, with review findings, recommendations, and data on claims experience, costing, and policy or budget underwriting restrictions related to liability policies covering adult family homes.

(d) The commissioner shall collect the information required from entities transacting insurance with adult family home providers. Any identified authorized insurers, unauthorized insurers, and risk retention groups are required to provide the requested information to the commissioner.

(e) The commissioner may contract with a vendor to conduct an actuarial analysis if necessary to facilitate the development of recommendations concerning liability insurance in adult family homes.

(29) \$350,000 of the insurance commissioner's regulatory account—state appropriation is provided solely for the commissioner to study approaches to increasing the availability of health care malpractice liability coverage or other liability protection options for community-based health care providers delivering transition of care services to incarcerated individuals. The commissioner must provide an initial report to the office of financial management and appropriate committees of the legislature by December 31, 2024. The study must include:

(i) A review of the state's commitments to facilitating safe transitions of care for incarcerated individuals through medicaid coverage of health services under the 2023 medicaid transformation waiver;

(ii) An analysis of the barriers to accessing liability coverage for community-based health care providers on the private market;

(iii) An actuarial analysis of the potential risk to be incurred by providing health care malpractice liability coverage for transition of care services to individuals who are incarcerated and near release; and

(iv) Policy options and recommendations, if any, for consideration by the legislature regarding provision of or increasing the availability of health care malpractice liability coverage or other liability protection options for community-based health care providers delivering these services.

(b) In conducting this study, the commissioner shall convene interested organizations including but not limited to representatives of:

(i) The office of the attorney general;

(ii) The health care authority;

(iii) The department of corrections;

(iv) The department of enterprise services' office of risk management;

(v) The Washington association of sheriffs and police chiefs;

(vi) Local governments;

(vii) Medical malpractice liability underwriters; and

(viii) Community-based health care providers, including but not limited to representatives of federally qualified health centers and providers of health care services in incarceration settings.

(c) The commissioner may contract for actuarial or other analysis if necessary to facilitate development of the study or policy options.

(30) \$315,000 of the insurance commissioner's regulatory account—state appropriation is provided solely for implementation of Substitute House Bill No. 2329 (insurance market/housing). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

(31) \$49,000 of the insurance commissioner's regulatory account—state appropriation is provided solely for implementation of Engrossed Substitute

House Bill No. 1957 (preventive service coverage). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

(32) \$84,000 of the insurance commissioner's regulatory account—state appropriation is provided solely for implementation of Substitute Senate Bill No. 5798 (insurance notices). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

**Sec. 143.** 2023 c 475 s 145 (uncodified) is amended to read as follows:

**FOR THE STATE INVESTMENT BOARD**

State Investment Board Expense Account—State

Appropriation . . . . . ((~~\$83,426,000~~))

\$83,613,000

TOTAL APPROPRIATION . . . . . ((~~\$83,426,000~~))

\$83,613,000

The appropriation in this section is subject to the following conditions and limitations: \$41,000 of the state investment board expense account—state appropriation is provided solely for implementation of Senate Bill No. 5084 (self-insured pensions/fund). (~~If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.~~)

**Sec. 144.** 2023 c 475 s 146 (uncodified) is amended to read as follows:

**FOR THE LIQUOR AND CANNABIS BOARD**

General Fund—State Appropriation (FY 2024) . . . . . ((~~\$2,383,000~~))

\$2,501,000

General Fund—State Appropriation (FY 2025) . . . . . ((~~\$850,000~~))

\$1,545,000

General Fund—Federal Appropriation . . . . . \$3,187,000

General Fund—Private/Local Appropriation . . . . . \$75,000

Dedicated Cannabis Account—State Appropriation

(FY 2024) . . . . . \$13,481,000

Dedicated Cannabis Account—State Appropriation

(FY 2025) . . . . . ((~~\$14,041,000~~))

\$14,055,000

Liquor Revolving Account—State Appropriation . . . . . ((~~\$124,765,000~~))

\$126,281,000

TOTAL APPROPRIATION . . . . . ((~~\$158,782,000~~))

\$161,125,000

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 cannabis excise tax levied by RCW 69.50.535. The liquor and cannabis board may allow a waiver to the electronic payment requirement for good cause as provided by rule.

(2) Of the liquor revolving account—state appropriation, \$35,278,000 is provided solely for the modernization of regulatory systems and are subject to the conditions, limitations, and review requirements of section 701 of this act.

(3) \$1,526,000 of the liquor revolving account—state appropriation is provided solely for implementation of Substitute Senate Bill No. 5448 (delivery

of alcohol). ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.))~~

(4) \$42,000 of the dedicated cannabis account—state appropriation for fiscal year 2024 and \$42,000 of the dedicated cannabis account—state appropriation for fiscal year 2025 are provided solely for implementation of Second Substitute Senate Bill No. 5263 (psilocybin).

(5) \$250,000 of the dedicated cannabis account—state appropriation for fiscal year 2024 and \$159,000 of the dedicated cannabis account—state appropriation for fiscal year 2025 are provided solely for implementation of Engrossed Second Substitute Senate Bill No. 5367 (products containing THC).

(6) ~~(\$1,527,000)~~ \$1,622,000 of the general fund—state appropriation for fiscal year 2024, \$357,000 of the general fund—state appropriation for fiscal year 2025, \$2,255,000 of the dedicated cannabis account—state appropriation for fiscal year 2024, and \$1,463,000 of the dedicated cannabis account—state appropriation for fiscal year 2025 are provided solely for implementation of Engrossed Second Substitute Senate Bill No. 5080 (cannabis social equity).

(7) \$35,000 of the general fund—state appropriation for fiscal year 2024 is provided solely for the liquor and cannabis board to conduct an agency analysis of commercial tobacco and vaping enforcement actions from fiscal year 2018 through fiscal year 2022 involving youth under the age of 18. This analysis shall be submitted to the appropriate committees of the legislature by December 1, 2023, and must include:

- (a) The total number of such interactions by fiscal year;
- (b) Information on the nature of those interactions;
- (c) How many interactions convert to administrative violation notices (AVNs);
- (d) How many of those interactions and AVNs convert to retailer education and violations; and

(e) Descriptions of training for liquor and cannabis board officers, and the number of officers trained on interacting with youth, particularly LGBTQ youth and youth of color.

(8) \$4,000 of the general fund—state appropriation for fiscal year 2024 is provided solely for implementation of Engrossed Substitute Senate Bill No. 5365 (vapor and tobacco/minors). ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.))~~

(9) \$225,000 of the liquor revolving account—state appropriation is provided solely for implementation of Engrossed Substitute House Bill No. 1731 (short-term rentals/liquor). ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.))~~

(10) \$99,000 of the liquor revolving account—state appropriation is provided solely for implementation of Engrossed Substitute Senate Bill No. 6105 (adult entertainment workers). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

(11) \$245,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for implementation of Substitute Senate Bill No. 5376 (cannabis waste). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

(12) \$63,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for implementation of Second Substitute House Bill No. 2320

(high THC cannabis products). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

(13) \$136,000 of the liquor revolving account—state appropriation is provided solely for implementation of House Bill No. 2204 (emergency liquor permits). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

(14) \$25,000 of the general fund—state appropriation for fiscal year 2024 and \$25,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for implementation of Substitute House Bill No. 1453 (medical cannabis/tax). If the bill is not enacted by June 30, 2024, the amounts provided in this subsection shall lapse.

(15) \$75,000 of the liquor revolving account—state appropriation is provided solely for reviewing all the Washington Administrative Code provisions promulgated by the board for potentially discriminatory language or interpretation that may highlight personal bias. The board must issue a report to the legislature on its findings by September 30, 2024.

**Sec. 145.** 2023 c 475 s 147 (uncodified) is amended to read as follows:

**FOR THE UTILITIES AND TRANSPORTATION COMMISSION**

General Fund—State Appropriation (FY 2024) . . . . .	\$1,201,000
General Fund—State Appropriation (FY 2025) . . . . .	<del>(\$1,201,000)</del>
	<u>\$1,276,000</u>
Public Service Revolving Account—State Appropriation . . . . .	<del>(\$65,664,000)</del>
	<u>\$66,445,000</u>
Public Service Revolving Account—Federal Appropriation . . . . .	\$100,000
Pipeline Safety Account—State Appropriation . . . . .	<del>(\$3,769,000)</del>
	<u>\$3,789,000</u>
Pipeline Safety Account—Federal Appropriation . . . . .	\$3,404,000
TOTAL APPROPRIATION . . . . .	<del>(\$75,339,000)</del>
	<u>\$76,215,000</u>

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) \$43,000 of the public service revolving account—state appropriation is provided solely for implementation of Substitute Senate Bill No. 5165 (electric transm. planning). ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.))~~

(3) \$100,000 of the public service revolving account—state appropriation is provided solely for implementation of Second Substitute House Bill No. 1032 (wildfires/electric utilities). ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.))~~

(4) \$67,000 of the public service revolving account—state appropriation is provided solely for implementation of Engrossed Second Substitute House Bill

No. 1216 (clean energy siting). ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.))~~

(5) \$57,000 of the public service revolving account—state appropriation is provided solely for implementation of Engrossed Substitute House Bill No. 1329 (utility shutoffs/heat). ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.))~~

(6) The commission must report to and coordinate with the department of ecology to track expenditures from climate commitment act accounts, as defined and described in RCW 70A.65.300 and section 302(13) of this act.

(7) \$497,000 of the public service revolving account—state appropriation is provided solely for staff to advance the state's objectives for better transmission planning, organized electric power markets or similar regional power coordination, and expanded regional and interregional transmission capacity.

(8)(a) \$75,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for the commission to report to the legislature with information and recommendations for updating the statutes pertaining to the universal communications services program as described in chapter 80.36 RCW. The report must include:

(i) How the program has been utilized and audited since fiscal year 2022;

(ii) The most efficient and cost-effective technologies available to meet the state's broadband goals in rural areas;

(iii) The ways in which this program can work with the Washington state broadband office to ensure that appropriations for this program are additive and not duplicative to the office's broadband goals and how new technologies would help meet those goals;

(iv) The ways in which these dollars have been used to leverage federal funding;

(v) A list of other sources of state and federal funding that are available to maintain and repair existing broadband infrastructure;

(vi) How changes to the federal universal services fund could impact the provision of telecommunications services in Washington state; and

(vii) Any additional relevant information regarding the benefits of continuing this program that would be helpful for future appropriation decisions.

(b) The report is due to the appropriate committees of the legislature in accordance with RCW 43.01.036 by December 1, 2024.

(9) \$62,000 of the public service revolving account—state appropriation is provided solely for implementation of Engrossed Substitute House Bill No. 2131 (thermal energy networks). If the bill is not enacted by June 30, 2024, the amount in this subsection shall lapse.

**Sec. 146.** 2023 c 475 s 148 (uncodified) is amended to read as follows:

**FOR THE MILITARY DEPARTMENT**

General Fund—State Appropriation (FY 2024) . . . . .	(\$16,490,000)
	\$16,720,000
General Fund—State Appropriation (FY 2025) . . . . .	(\$16,446,000)
	\$19,489,000
General Fund—Federal Appropriation . . . . .	(\$146,122,000)
	\$146,290,000
911 Account—State Appropriation . . . . .	\$54,306,000

Disaster Response Account—State Appropriation . . . . .	<del>(\$59,466,000)</del>
	<u>\$62,179,000</u>
Disaster Response Account—Federal Appropriation . . . . .	<del>(\$1,184,618,000)</del>
	<u>\$1,905,453,000</u>
Military Department Rent and Lease Account—State Appropriation . . . . .	\$1,009,000
Military Department Active State Service Account— State Appropriation . . . . .	\$400,000
Natural Climate Solutions Account—State Appropriation . . . . .	\$113,000
Oil Spill Prevention Account—State Appropriation . . . . .	\$1,040,000
Worker and Community Right to Know Fund—State Appropriation . . . . .	<del>(\$2,042,000)</del>
	<u>\$2,041,000</u>
TOTAL APPROPRIATION . . . . .	<del>(\$1,482,052,000)</del>
	<u>\$2,209,040,000</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 by 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 2023-2025 fiscal 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) \$11,000,000 of the 911 account—state appropriation is provided solely for financial assistance to counties.

(4) \$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.

~~(5) (\$386,000 of the military department rental and lease account—state appropriation is provided solely for maintenance staff.~~

~~(6))~~ (6) \$876,000 of the disaster response account—state appropriation is provided solely for a dedicated access and functional needs program manager, access and functional need services, and a dedicated tribal liaison to assist with disaster preparedness and response.

~~((7))~~ (6) \$136,000 of the general fund—state appropriation for fiscal year 2024 and \$132,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for implementation of Second Substitute Senate Bill No. 5518 (cybersecurity). ~~((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.~~

~~(8))~~ (7) \$750,000 of the general fund—state appropriation for fiscal year 2024 and \$750,000 of the general fund—state appropriation for fiscal year 2025

are provided solely for the department to provide a grant to Whatcom county for disaster relief and recovery activities in response to the November 2021 flooding and mudslides presidentially-declared disaster.

~~((9))~~ (8) \$625,000 of the general fund—state appropriation for fiscal year 2024 and \$625,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for implementation of Second Substitute House Bill No. 1728 (statewide resiliency program). ~~((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.~~

~~(+0))~~ (9) \$113,000 of the natural climate solutions account—state appropriation is provided solely for implementation of Engrossed Second Substitute House Bill No. 1170 (climate response strategy). ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.~~

~~(+1))~~ (10)(a) \$300,000 of the general fund—state appropriation for fiscal year 2024 is provided solely for the department to administer grants to local governments and federally recognized tribes for costs to respond to community needs during periods of extremely hot or cold weather or in situations of severe poor air quality from wildfire smoke.

(b) To qualify for a grant under (a) of this subsection, a local government or federally recognized tribe must:

(i) Be located in a geographic area where vulnerable populations face combined, multiple environmental harms and health impacts, as determined by the department;

(ii) Have demonstrated a lack of local resources to address community needs; and

(iii) Have incurred eligible costs as described in (c) of this subsection for the benefit of vulnerable populations.

(c) Costs eligible for reimbursement under (a) of this subsection include:

(i) Establishing and operating warming and cooling centers, including rental of equipment, purchase of supplies and water, staffing, and other associated costs;

(ii) Transporting individuals and their pets to warming and cooling centers;

(iii) Purchasing fans or other supplies needed for cooling of congregate living settings;

(iv) Providing emergency temporary housing such as rental of a hotel or convention center;

(v) Retrofitting or establishing facilities within warming and cooling centers that are pet friendly in order to permit individuals to evacuate with their pets; and

(vi) Other activities necessary for life safety during a period of extremely hot or cold weather or in situations of severe poor air quality from wildfire smoke, as determined by the department.

~~((+2))~~ (11) The department must report to and coordinate with the department of ecology to track expenditures from climate commitment act accounts, as defined and described in RCW 70A.65.300 and section 302(13) of this act.

(12) \$23,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for implementation of Substitute Senate Bill No. 5803 (national guard recruitment). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

(13) \$250,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for implementation of Substitute House Bill No. 2020 (public infra. assistance prg.). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

(14) \$1,500,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for implementation of Substitute House Bill No. 1012 (extreme weather events). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

(15)(a) \$361,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for the department to conduct a study regarding statewide building code and construction standards pertaining to earthquake and tsunami resilience as well as recommendations for functional recovery of buildings and critical infrastructure directly following an earthquake. In conducting the study, the department must request input from the state building code council and representatives of appropriate public and private sector entities. The department may contract for all or a portion of the study. The study must, at a minimum, include an assessment of:

(i) Functional recovery building code standards that are being developed at the federal level, have been proposed or adopted in other countries, states, or local jurisdictions with a high risk of earthquakes, or are developed by public or private organizations with expertise in earthquake performance standards and safety;

(ii) The levels of functional recovery supported by current state and local building and construction codes;

(iii) The objectives, feasibility, necessary measures, and estimated costs of adopting and implementing statewide functional recovery building code standards, and how this assessment is impacted by whether the standards:

(A) Are mandatory or voluntary;

(B) Apply to only certain types of structures and infrastructure or prioritize certain types of structures and infrastructure;

(C) Apply to existing structures and infrastructure in addition to new construction;

(D) Are intended to apply to only specific seismic hazard levels; or

(E) Include nonstructural components as well as structural systems;

(iv) How statewide standards for functional recovery would fit into an all hazards approach for state emergency response and recovery;

(v) Funding opportunities that provide for the coordination of state and federal funds for the purposes of improving the state's preparedness for functional recovery following a significant earthquake or tsunami; and

(vi) Equity considerations for the development of statewide building code standards for functional recovery.

(b) The department must submit a preliminary report with interim findings to the appropriate committees of the legislature by June 1, 2025. The department must submit a final report summarizing the study's findings and including policy recommendations relating to statewide building code standards for functional recovery to the appropriate committees of the legislature by May 1, 2026. It is the intent of the legislature to provide funding to complete the final report in the 2025-2027 fiscal biennium.

Sec. 147. 2023 c 475 s 149 (uncodified) is amended to read as follows:

**FOR THE PUBLIC EMPLOYMENT RELATIONS COMMISSION**

General Fund—State Appropriation (FY 2024) . . . . .	(( <del>\$2,594,000</del> ))
	<u>\$2,592,000</u>
General Fund—State Appropriation (FY 2025) . . . . .	(( <del>\$2,625,000</del> ))
	<u>\$2,796,000</u>
Personnel Service Account—State Appropriation . . . . .	(( <del>\$4,825,000</del> ))
	<u>\$4,850,000</u>
Higher Education Personnel Services Account—State Appropriation. . . . .	(( <del>\$1,629,000</del> ))
	<u>\$1,632,000</u>
TOTAL APPROPRIATION . . . . .	(( <del>\$11,673,000</del> ))
	<u>\$11,870,000</u>

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

(1) \$98,000 of the higher education personnel services account—state appropriation is provided solely for implementation of Substitute Senate Bill No. 5238 (academic employee bargaining). ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.))~~

(2) \$140,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for implementation of Engrossed Second Substitute Senate Bill No. 6194 (legislative employee bargaining). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

Sec. 148. 2023 c 475 s 150 (uncodified) is amended to read as follows:

**FOR THE BOARD OF ACCOUNTANCY**

Certified Public Accountants' Account—State Appropriation. . . . .	(( <del>\$4,770,000</del> ))
	<u>\$5,188,000</u>
TOTAL APPROPRIATION . . . . .	(( <del>\$4,770,000</del> ))
	<u>\$5,188,000</u>

Sec. 149. 2023 c 475 s 151 (uncodified) is amended to read as follows:

**FOR THE BOARD FOR VOLUNTEER FIREFIGHTERS**

Volunteer Firefighters' and Reserve Officers' Administrative Account—State Appropriation . . . . .	(( <del>\$3,533,000</del> ))
	<u>\$3,679,000</u>
TOTAL APPROPRIATION . . . . .	(( <del>\$3,533,000</del> ))
	<u>\$3,679,000</u>

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

~~((~~\$1,128,000~~))~~ (1) \$2,403,000 of the volunteer firefighters' and reserve officers' administrative account—state appropriation is provided solely for a benefits management system, and is subject to the conditions, limitations, and review requirements of section 701 of this act.

(2) \$91,000 of the volunteer firefighters' and reserve officers' administrative account—state appropriation is provided solely for contracting for small agency budget and accounting services with the department of enterprise services.

(3) \$50,000 of the volunteer firefighters' and reserve officers' administrative account—state appropriation is provided solely for the board to conduct a study on the extension of duty-related occupational disease presumptions to participants in the volunteer firefighters' relief and pension system. The study must examine the presumptions in RCW 51.32.185, and report to the fiscal committees of the legislature by June 30, 2025, on the prevalence of these conditions among volunteer firefighters, and the fiscal impact of extending additional relief and pension benefits to participants.

**Sec. 150.** 2023 c 475 s 152 (uncodified) is amended to read as follows:

**FOR THE FORENSIC INVESTIGATION COUNCIL**

Death Investigations Account—State Appropriation . . . . .	<del>(\$822,000)</del>
	<u>\$821,000</u>
TOTAL APPROPRIATION . . . . .	<del>(\$822,000)</del>
	<u>\$821,000</u>

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

(1)(a) \$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.

(b) Of the amount provided in this subsection, \$30,000 of the death investigations account—state appropriation is provided solely for the Adams county crime lab to investigate a double homicide that occurred in fiscal year 2021.

(2) \$210,000 of the death investigations account—state appropriation is provided solely for providing financial assistance to local jurisdictions in identifying human remains.

(3) Within the amount appropriated in this section, the forensic investigation council may enter into an interagency agreement with the department of enterprise services for the department to provide services related to public records requests, to include responding to, or assisting the council in responding to, public disclosure requests received by the council.

**Sec. 151.** 2023 c 475 s 153 (uncodified) is amended to read as follows:

**FOR THE DEPARTMENT OF ENTERPRISE SERVICES**

General Fund—State Appropriation (FY 2024) . . . . .	<del>(\$14,819,000)</del>
	<u>\$15,236,000</u>
General Fund—State Appropriation (FY 2025) . . . . .	<del>(\$13,426,000)</del>
	<u>\$14,748,000</u>
General Fund—Private/Local Appropriation . . . . .	\$102,000
Building Code Council Account—State Appropriation . . . . .	<del>(\$2,583,000)</del>
	<u>\$2,585,000</u>
<u>Climate Commitment Account—State Appropriation . . . . .</u>	<u>\$750,000</u>
Electric Vehicle Incentive Account—State Appropriation. . . . .	\$1,722,000
Natural Climate Solutions Account—State Appropriation. . . . .	\$7,000,000

TOTAL APPROPRIATION . . . . .	(\$39,652,000)
	<u>\$42,143,000</u>

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

(1) (~~(\$6,970,000)~~) \$7,017,000 of the general fund—state appropriation for fiscal year 2024 and (~~(\$6,894,000)~~) \$7,039,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the payment of facilities and services charges to include campus rent, parking, security, contracts, public and historic facilities, financial cost recovery, 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 have all of the same rights of occupancy and space use on the capitol campus as historically established.

(2) Before any agency may purchase a passenger motor vehicle as defined in RCW 43.19.560, the agency must have 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.

(3) 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 2024 and \$1,300,000 in fiscal year 2025.

(4) Within existing resources, the department, in collaboration with consolidated technology services, must provide a report to the governor and fiscal committees of the legislative by October 31 of each calendar year that reflects information technology contract information based on a contract snapshot from June 30 of that same calendar year, and must also include any contract that was active since July 1 of the previous 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, contract term start and end dates, contract dollar amount in total, and contract dollar amounts by state fiscal year. The report must also include, by contract, the contract spending projections by state fiscal year for each ensuing state fiscal year through the contract term, and note the type of service delivered. The list of contracts must be provided electronically in Excel and be sortable by all field requirements. The report must also include trend analytics on information technology contracts, and recommendations for reducing costs where possible.

(5) \$654,000 of the general fund—state appropriation for fiscal year 2024 and \$654,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the department, in collaboration with the state efficiency and

environmental performance program, to implement the zero emission vehicle strategy.

(6) \$2,671,000 of the general fund—state appropriation for fiscal year 2024 and \$2,671,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for zero emission electric vehicle supply equipment infrastructure at facilities to accommodate charging station installation. The electric vehicle charging equipment must allow for the collection of usage data and must be coordinated with the state efficiency and environmental performance program. The department must prioritize locations based on state efficiency and environmental performance location priorities, and at least where zero emission fleet vehicles are or are scheduled to be purchased. The department must report when and where the equipment was installed, usage data at each charging station, and the state agencies and facilities that benefit from the installation of the charging station to the fiscal committees of the legislature by June 30. The department shall collaborate with the interagency electric vehicle coordinating council to implement this subsection and must work to meet benchmarks established in chapter 182, Laws of 2022 (transportation resources).

(7) \$200,000 of the general fund—state appropriation for fiscal year 2024 is provided solely for implementation of Substitute Senate Bill No. 5491 (residential building exits). ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.~~

~~(9))~~ (8) \$950,000 of the general fund—state appropriation for fiscal year 2024 is provided solely for security enhancements to the governor's office lobby space and for security enhancement design for the remaining lobby and public spaces in the legislative building on the capitol campus. Enhancement designs must be provided to the senate committee on state government and elections and the house of representatives committee on state government and tribal relations no later than ~~((December 31, 2023))~~ June 30, 2024.

~~((+))~~ (9) \$162,000 of the general fund—state appropriation for fiscal year 2024 and \$162,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the department to waive rent fees and charges through June 30, 2025, for vendors who are blind business enterprise program licensees by the department of services for the blind and who lease space and operate food service businesses, inclusive of delis, cafeterias, and espresso stands, in state government buildings.

~~((+))~~ (10) \$7,000,000 of the natural climate solutions account—state appropriation is provided solely to advance the preferred alternative of the final environmental impact statement for the capitol lake-Deschutes estuary long-term management project completed in October 2022. At a minimum, the department shall:

- (a) Make tangible progress toward the next phase of design and permitting;
- (b) Advance the memorandum of understanding for governance and funding of a restored estuary to an interlocal agreement that will govern long-term management of the restored estuary; and
- (c) Initiate grant funding applications for design and permitting.

~~((+))~~ (11) \$400,000 of the state building code council account—state appropriation is provided solely for additional staffing to support the state building code council's work regarding the Washington state energy code.

~~((43))~~ (12) The department must report to and coordinate with the department of ecology to track expenditures from climate commitment act accounts, as defined and described in RCW 70A.65.300 and section 302(13) of this act.

(13) \$500,000 of the climate commitment account—state appropriation for fiscal year 2025 is provided solely for legal services and fees incurred by the state building code council. If Initiative Measure No. 2117 is approved in the 2024 general election, upon the effective date of the measure, funds from the consolidated climate account may not be used for the purposes in this subsection.

(14) Sufficient funding is provided in this section to provide civic education tours for students, including but not limited to students from school districts receiving a grant under section 510(14) of this act.

(15)(a) \$250,000 of the climate commitment account—state appropriation is provided solely for the state building code council to conduct a study that includes:

(i) A review of the language addressing embodied carbon used in the building codes of other jurisdictions, including but not limited to the California Green Building Standards Code and the Vancouver Building By-law; and

(ii) The development of recommendations for language addressing embodied carbon for potential adoption by the council.

(b) The study must consider subject areas including, but not limited to, the applicability to buildings greater than 50,000 square feet; multiple compliance pathways phased in over time; including whole building life cycle assessments; reuse of existing buildings; and compliance with material carbon caps.

(c) In conducting the study, the council must provide opportunities for comment from design, construction, and building industry stakeholders.

(d) The council must submit a report of the study findings to the appropriate committees of the legislature by December 1, 2024.

(e) If Initiative Measure No. 2117 is approved in the 2024 general election, upon the effective date of the measure, funds from the consolidated climate account may not be used for the purposes in this subsection.

(16) \$44,000 of the general fund—state appropriation for fiscal year 2024 and \$136,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for implementation of Second Substitute House Bill No. 2071 (residential housing). If the bill is not enacted by June 30, 2024, the amounts provided in this subsection shall lapse.

**Sec. 152.** 2023 c 475 s 154 (uncodified) is amended to read as follows:  
**FOR THE DEPARTMENT OF ARCHAEOLOGY AND HISTORIC PRESERVATION**

General Fund—State Appropriation (FY 2024) . . . . .	<del>(\$4,043,000)</del>
	\$4,048,000
General Fund—State Appropriation (FY 2025) . . . . .	<del>(\$4,010,000)</del>
	\$4,527,000
General Fund—Federal Appropriation . . . . .	<del>(\$2,899,000)</del>
	\$3,249,000
General Fund—Private/Local Appropriation . . . . .	\$14,000
Climate Commitment Account—State Appropriation . . . . .	\$977,000

TOTAL APPROPRIATION . . . . .	(((\$11,943,000))
	<u>\$12,815,000</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 2024 and \$103,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for archaeological determinations and excavations of inadvertently discovered skeletal human remains, and removal and reinterment of such remains when necessary.~~

~~(2))~~ (2) \$350,000 of the general fund—state appropriation for fiscal year 2024 and \$350,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the Washington main street program.

~~((3))~~ (2) \$125,000 of the general fund—state appropriation for fiscal year 2024 and \$125,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the implementation of the black historic sites survey project.

~~((4))~~ (3) \$477,000 of the climate commitment account—state appropriation is provided solely for implementation of Engrossed Second Substitute House Bill No. 1216 (clean energy siting). ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.~~

~~(5))~~ (4) The department must report to and coordinate with the department of ecology to track expenditures from climate commitment act accounts, as defined and described in RCW 70A.65.300 and section 302(13) of this act.

(5) \$31,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for implementation of Substitute Senate Bill No. 6125 (Lakeland Village records). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

(6) \$150,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for the department of archaeology and historic preservation to partner with a nonprofit organization specializing in Washington state history to produce a publicly available resource for Washington state's forest history.

**Sec. 153.** 2023 c 475 s 155 (uncodified) is amended to read as follows:

**FOR THE CONSOLIDATED TECHNOLOGY SERVICES AGENCY**

General Fund—State Appropriation (FY 2024) . . . . .	(((\$21,697,000))
	<u>\$7,623,000</u>

General Fund—State Appropriation (FY 2025) . . . . .	(((\$1,700,000))
	<u>\$30,310,000</u>

<u>General Fund—Federal Appropriation . . . . .</u>	<u>\$134,292,000</u>
---	----------------------

Consolidated Technology Services Revolving Account—	
State Appropriation . . . . .	(((\$124,249,000))
	<u>\$136,308,000</u>

TOTAL APPROPRIATION . . . . .	(((\$147,646,000))
	<u>\$308,533,000</u>

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

~~(1) ((\$14,752,000 of the consolidated technology services revolving account—state appropriation is provided solely for the office of the chief information officer. Of this amount:~~

~~(a))~~ \$2,000,000 of the consolidated technology services revolving account—state appropriation is provided solely for experienced information technology project managers to provide critical support to agency IT projects that are under oversight from the office of the chief information officer. The staff or vendors will:

~~((i))~~ (a) Provide master level project management guidance to agency IT stakeholders;

~~((ii))~~ (b) Consider statewide best practices from the public and private sectors, independent review and analysis, vendor management, budget and timing quality assurance and other support of current or past IT projects in at least Washington state and share these with agency IT stakeholders and legislative fiscal staff at least twice annually and post these to the statewide IT dashboard; and

~~((iii))~~ (c) Provide independent recommendations to legislative fiscal committees by December of each calendar year on oversight of IT projects to include opportunities for accountability and performance metrics.

~~((b) \$2,960,000 of the consolidated technology services revolving account—state appropriation is provided solely for the office of privacy and data protection.~~

~~(e))~~ (2) \$2,226,000 of the consolidated technology services revolving account—state appropriation is provided solely for the enterprise data management pilot project, and is subject to the conditions, limitations, and review requirements of section 701 of this act.

~~((2) \$16,890,000)~~ (3) \$16,939,000 of the consolidated technology services revolving account—state appropriation is provided solely for the office of cyber security.

~~((3))~~ (4) \$2,737,000 of the consolidated technology services revolving account—state appropriation is provided solely for the office of privacy and data protection.

(5) 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))~~ (6)(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))~~ (7) 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))~~ (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.

~~((7))~~ (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.

~~((8))~~ (10) The health care authority, the health benefit exchange, the department of social and health services, the department of health, the department of corrections, 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. 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 and any project identified as a coalition project is subject to the conditions, limitations, and review provided in section 701 of this act.

~~((9) \$4,508,000)~~ (11) \$7,088,000 of the consolidated technology services revolving account—state appropriation is provided solely for the creation and ongoing delivery of information technology services tailored to the needs of small agencies. The scope of services must include, at a minimum, full-service desktop support, service assistance, security, and consultation.

~~((10) \$75,935,000)~~ (12) \$82,811,000 of the consolidated technology services revolving account—state appropriation is provided solely for the procurement and distribution of Microsoft 365 licenses which must include advanced security features and cloud-based private branch exchange capabilities for state agencies. The office must report annually to fiscal committees of the legislature each December 31, on the count and type of licenses distributed by consolidated technology services to each state agency. The report must also separately report on the count and type of Microsoft 365 licenses that state agencies have in addition to those that are distributed by consolidated

technology services so that the total count, type of license, and cost is known for statewide Microsoft 365 licenses.

~~((44))~~ (13) The office of the chief information officer shall maintain an information technology project dashboard that, at minimum, provides updated information each fiscal month on the projects subject to section 701 of this act.

(a) The statewide information technology dashboard must include, at a minimum, the:

- (i) Start date of the project;
- (ii) End date of the project, when the project will close out and implementation will commence;
- (iii) Term of the project in state fiscal years across all biennia to reflect the start of the project through the end of the project;
- (iv) Total project cost from start date through the end date of the project in total dollars, and a subtotal of near general fund outlook;
- (v) Near general fund outlook budget and actual spending in total dollars and by fiscal month for central service agencies that bill out project costs;
- (vi) Start date of maintenance and operations;
- (vii) Estimated annual state fiscal year cost of maintenance and operations after implementation and close out;
- (viii) Actual spending by state fiscal year and in total for state fiscal years that have closed;
- (ix) Date a feasibility study was completed or note if none has been completed to date;
- (x) Monthly project status assessments on scope, schedule, budget, and overall by the:
  - (A) Office of the chief information officer;
  - (B) Quality assurance vendor, if applicable; and
  - (C) Agency project team;
- (xi) Monthly quality assurance reports, if applicable;
- (xii) Monthly office of the chief information officer status reports on budget, scope, schedule, and overall project status; and
- (xiii) Historical project budget and expenditures through fiscal year 2023.

(b) The statewide dashboard must retain a roll up of the entire project cost, including all subprojects, that can display subproject detail. This includes coalition projects that are active. For projects that include multiple agencies or subprojects and roll up, the dashboard must display:

- (i) A separate technology budget and investment plan for each impacted agency; and
  - (ii) A statewide project technology budget roll up that includes each affected agency at the subproject level.
- (c) The office of the chief information officer may recommend additional elements to include but must have agreement with legislative fiscal committees and the office of financial management prior to including additional elements.

(d) The agency must ensure timely posting of project data on the statewide information technology dashboard for at least each project funded in the budget and those projects subject to the conditions of section 701 of this act to include, at a minimum, posting on the dashboard:

- (i) The budget funded level by project for each project under oversight within 30 calendar days of the budget being signed into law;

(ii) The project historical expenditures through completed fiscal years by December 31; and

(iii) Whether each project has completed a feasibility study.

(e) The office of the chief information officer must post to the statewide dashboard a list of funding received by fiscal year by enacted session law, and how much was received citing chapter law as a list of funding provided by fiscal year.

~~((12))~~ (14) Within existing resources, consolidated technology services must collaborate with the department of enterprise services on the annual contract report that provides information technology contract information. Consolidated technology services will:

(a) Provide data to the department of enterprise services annually by September 1 of each year; and

(b) Provide analysis on contract information for all agencies comparing spending across state fiscal years by, at least, the contract spending towers.

~~((13))~~ (15) \$8,666,000 of the consolidated technology services revolving account—state appropriation is provided solely for implementation of the enterprise cloud computing program as outlined in the December 2020 Washington state cloud readiness report. Funding provided includes, but is not limited to, cloud service broker resources, cloud center of excellence, cloud management tools, a network assessment, cybersecurity governance, and a cloud security roadmap.

~~((14))~~ (16) \$3,498,000 of the consolidated technology services revolving account—state appropriation is provided solely for the implementation of the recommendations of the cloud transition task force report to include:

(a) A cloud readiness program to help agencies plan and prepare for transitioning to cloud computing;

(b) A cloud retraining program to provide a coordinated approach to skills development and retraining; and

(c) Staffing to define career pathways and core competencies for the state's information technology workforce.

~~((15) \$20,000,000)~~ (17) \$5,926,000 of the general fund—state appropriation for fiscal year 2024 ~~((is)), \$27,110,000 of the general fund—state appropriation for fiscal year 2025, and \$134,292,000 of the general fund—federal appropriation~~ are provided solely for statewide electronic health records projects, which must comply with the approved statewide electronic health records plan. The purpose of the plan is to implement a common technology solution to leverage shared business processes and data across the state in support of client services.

(a) The statewide electronic health records plan must include, but is not limited to, the following elements:

(i) A proposed governance model for the electronic health records solution;

(ii) An implementation plan for the technology solution from kickoff through five years maintenance and operations post implementation;

(iii) A technology budget to include estimated budget and resources needed to implement the electronic health records solution by agency and across the state, including fund sources and all technology budget element requirements as outlined in section 701(4) of this act;

(iv) A licensing plan in consultation with the department of enterprise services that seeks to utilize the state data center;

(v) A procurement approach, in consultation with the department of enterprise services;

(vi) A system that must be capable of being continually updated, as necessary;

(vii) A system that will use an agile development model holding live demonstrations of functioning software, developed using incremental user research, held at the end of every two-week sprint;

(viii) A system that will deploy usable functionality into production for users within 180 days from the date there is an executed procurement contract after a competitive request for proposal is closed;

(ix) A system that uses quantifiable deliverables that must include live, accessible demonstrations of software in development to program staff and end users at each sprint or at least monthly;

(x) A requirement that the agency implementing its electronic health record solution must invite the office and the agency comptrollers or their designee to sprint reviews;

(xi) A requirement that there is an annual independent audit of the system to evaluate compliance of the software solution vendor's performance standards and contractual requirements and technical code quality, and that it meets user needs;

(xii) A recommended program structure for implementing a statewide electronic health records solution;

(xiii) A list of individual state agency projects that will need to implement a statewide electronic health records solution and the readiness of each agency to successfully implement;

(xiv) The process for agencies to request funding from the consolidated technology services for their electronic health records projects. The submitted application must:

(A) Include at least a technology budget in compliance with the requirements of section 701(4) of this act that each agency budget office will assist with; and

(B) Be posted to the statewide information technology dashboard and meet all dashboard posting requirements as outlined in ~~((section 155(11) of this act))~~ section 153(13) of this act; and

(xv) The approval criteria for agencies to receive funds for their electronic health records project. The approval may not be given without an approved current technology budget, and the office must notify the fiscal committees of the legislature. The office may not approve funding for the project any earlier than 10 business days from the date of notification to the fiscal committees of the legislature.

(b) The plan described in (a) of this subsection:

(i) Must be submitted to the office of financial management, the chair and ranking member of the senate environment, energy, and information technology policy committee, the chairs and ranking members of the fiscal committees of the legislature, and the technology services board by July 1, 2023; and

(ii) Must be approved by the office of financial management and the technology services board established in RCW 43.105.285.

(c) ~~(\$20,000,000)~~ \$5,926,000 of the general fund—state appropriation for fiscal year 2024 ~~((+s))~~, \$27,110,000 of the general fund—state appropriation for fiscal year 2025, and \$134,292,000 of the general fund—federal appropriation are provided solely for state agency electronic health record projects at the department of corrections, the department of social and health services, and the health care authority in accordance with the approved statewide electronic health record plan requirements in (a) of this subsection. For the amount provided in this subsection ~~((+5))~~ (17):

(i) Funding may not be released until the office of financial management and the technology services board have approved the statewide electronic health record plan.

(ii) As required in section 701(2) of this act, consolidated technology services may not approve funding for the project any earlier than 10 business days from the date of notification to the fiscal committees of the legislature.

(iii) Funding may not cover any costs incurred by the state agencies for services or project costs prior to the date of statewide electronic health record plan approval.

~~((+iii))~~ (iv) State agencies must submit their proposed electronic health records project and technology budget to the office of the chief information officer for approval. The submitted application must:

(A) Include at least a technology budget in compliance with the requirements of section 701(4) of this act that each agency budget office will assist with; and

(B) Be posted to the statewide information technology dashboard and meet all dashboard posting requirements as outlined in section 153(13) of this act.

~~((+iv))~~ (v) When a funding request is approved, consolidated technology services will transfer the funds to the agency to execute their electronic health records project.

(vi) The office must enter into an interagency agreement with the health care authority who is, and will be, the reporting entity to the federal government on the application for and use of the federal funding.

(vii) Consolidated technology services must include this enterprise electronic health records program on the statewide information technology program dashboard and must ensure that the program detail will roll up the below required subprojects:

(A) Enterprise foundational electronic health records system;

(B) Department of corrections electronic health records;

(C) Department of social and health services electronic health records; and

(D) Health care authority electronic health records.

~~((+6))~~ (18) \$134,000 of the consolidated technology services revolving account—state appropriation is provided solely for implementation of Second Substitute Senate Bill No. 5518 (cybersecurity). ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.~~

~~((+7))~~ (19) The office of the chief information officer must collaborate with the office of the secretary of state in the evaluation of the office of the secretary of state's information technology infrastructure and applications in determining the appropriate candidates for the location of data and the systems that could be exempt from consolidated technology services oversight.

~~((48))~~ (20) \$1,500,000 of the general fund—state appropriation for fiscal year 2024 and ~~(\$1,500,000)~~ \$3,000,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for innovative technology solutions and modernization of legacy systems within state government. This funding is to be used for projects at other state agencies to improve the health of the state's overall information technology portfolio. Submitted projects are subject to review and approval by the technology services board as established in RCW 43.105.285. The agency must report to the office of financial management and the fiscal committees of the legislature within 90 days of the close of fiscal year 2024 with the following information to measure the quantity of projects considered for this purpose and use of this funding:

(a) The agency name, project name, estimated time duration, estimated cost, and technology service board recommendation result of each project submitted for funding;

(b) The actual length of time and cost of the projects approved by the technology services board, from start to completion; and

(c) Any other information or metric the agency determines is appropriate to measure the quantity and use of the funding in this subsection.

(21) In collaboration with the department of health and the health care authority, consolidated technology services must actively consult and provide oversight over:

(a) The department of health 988 technology platform that must provide interoperable capabilities between the 988 call center platform and the health care authority's 988-related system;

(b) The health care authority 988 technology platform that must provide interoperable capabilities between the 988-related system and the department of health's 988 call center platform; and

(c) How the platforms in (a) and (b) of this subsection will meet statutory requirements for technology platform functionality and implementation dates as established in Senate Bill No. 6308 (988 system timeline) and must report on the progress of both platforms' budget, scope, and schedule at a technology services board meeting by December 31, 2024.

Sec. 154. 2023 c 475 s 156 (uncodified) is amended to read as follows:

**FOR THE BOARD OF REGISTRATION OF PROFESSIONAL ENGINEERS AND LAND SURVEYORS**

Professional Engineers' Account—State Appropriation . . . . .	<del>(\$4,622,000)</del>
	\$4,684,000
TOTAL APPROPRIATION . . . . .	<del>(\$4,622,000)</del>
	\$4,684,000

NEW SECTION. Sec. 155. A new section is added to 2023 c 475 (uncodified) to read as follows:

**FOR THE DEPARTMENT OF FINANCIAL INSTITUTIONS**

Financial Services Regulation Nonappropriated	
Fund—State Appropriation . . . . .	\$728,000
TOTAL APPROPRIATION . . . . .	\$728,000

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

(1) \$300,000 of the financial services regulation nonappropriated fund—state appropriation is provided solely for the department to study nontraditional financial services such as home equity sharing agreements, and their effect on communities of color, seniors, and other vulnerable populations.

(2) \$428,000 of the financial services regulation nonappropriated fund—state appropriation is provided solely for implementation of Substitute Senate Bill No. 6025 (predatory loans). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

**Sec. 156.** 2023 c 475 s 157 (uncodified) is amended to read as follows:

**FOR THE WASHINGTON STATE LEADERSHIP BOARD**

Washington State Leadership Board Account—State

Appropriation . . . . .	(( <u>\$1,691,000</u> ))
	<u>\$1,857,000</u>
TOTAL APPROPRIATION . . . . .	(( <u>\$1,691,000</u> ))
	<u>\$1,857,000</u>

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

(1) \$374,000 of the Washington state leadership board account—state appropriation is provided solely for implementation of chapter 96, Laws of 2022 (WA state leadership board).

(2) \$1,200,000 of the Washington state leadership board account—state appropriation is provided solely for implementing programming in RCW 43.388.010, and specifically the Washington world fellows program, sports mentoring program/boundless Washington, compassion scholars, and the Washington state leadership awards.

**PART II  
HUMAN SERVICES**

**Sec. 201.** 2023 c 475 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) The health care authority, the health benefit exchange, the department of social and health services, the department of health, the department of corrections, 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. The office of the chief information officer shall maintain a statewide perspective when collaborating with the

coalition to ensure that projects are planned for in a manner that ensures the efficient use of state resources, support the adoption of a cohesive technology and data architecture, and maximize federal financial participation. The work of the coalition is subject to the conditions, limitations, and review provided in section 701 of this act.

(8)(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, 2024, unless prohibited by this act, the department may transfer general fund—state appropriations for fiscal year 2024 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) 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 2024 caseload forecasts and utilization assumptions in the long-term care, developmental disabilities, and public assistance programs, the department may transfer state appropriations that are provided solely for a specified purpose. The department may not transfer funds, 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 legislature 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.

(9) The department may not transfer appropriations for the developmental disabilities program to any other program of the department of social and health services, or between subprograms of the developmental disabilities program itself.

**\*Sec. 202. 2023 c 475 s 202 (uncodified) is amended to read as follows:**

**FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—  
MENTAL HEALTH PROGRAM**

General Fund—State Appropriation (FY 2024) . . . . .	..(( <del>\$610,452,000</del> ))
	<u>\$808,569,000</u>
General Fund—State Appropriation (FY 2025) . . . . .	..(( <del>\$679,312,000</del> ))
	<u>\$781,930,000</u>
General Fund—Federal Appropriation . . . . .	..(( <del>\$148,488,000</del> ))
	<u>\$168,601,000</u>
General Fund—Private/Local Appropriation . . . . .	..(( <del>\$10,732,000</del> ))
	<u>\$6,500,000</u>
TOTAL APPROPRIATION . . . . .	..(( <del>\$1,448,984,000</del> ))
	<u>\$1,765,600,000</u>

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

(1) The state psychiatric hospitals and residential treatment facilities 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.

(2) \$311,000 of the general fund—state appropriation for fiscal year 2024 and \$311,000 of the general fund—state appropriation for fiscal year 2025 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 are for the salaries, benefits, supplies, and equipment for the city of Lakewood to produce incident and police response reports, investigate potential criminal conduct, assist with charging consultations, liaison between staff and prosecutors, provide staff training on criminal justice procedures, assist with parking enforcement, and attend meetings with hospital staff.

(3) \$45,000 of the general fund—state appropriation for fiscal year 2024 and \$45,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for payment to the city of Lakewood for police services provided by the city at western state hospital and adjacent areas.

(4) \$311,000 of the general fund—state appropriation for fiscal year 2024 and \$311,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the salaries, benefits, supplies, and equipment for one full-time investigator, one full-time police officer, and one full-time community services officer for policing efforts at eastern state hospital. The department must collect data from the city of Medical Lake 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.

(5) \$25,000 of the general fund—state appropriation for fiscal year 2024 and \$25,000 of the general fund—state appropriation for fiscal year 2025 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.

(6) \$250,000 of the general fund—state appropriation for fiscal year 2024 and \$250,000 of the general fund—state appropriation for fiscal year 2025 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.

(a) By the first day of each December during the fiscal biennium, the department, in coordination with the health care authority, must submit a report to the office of financial management and the appropriate committees of the legislature that summarizes how the predictive modeling tool has been implemented and includes the following: (i) The number of individuals identified by the tool as having a high risk of future criminal justice involvement; (ii) the method and frequency for which the department is providing lists of high-risk clients to contracted managed care organizations and behavioral health administrative services organizations; (iii) a summary of how the managed care organizations and behavioral health administrative services organizations are utilizing the data to improve the coordination of care for the identified individuals; and (iv) a summary of the administrative data to identify

whether implementation of the tool is resulting in increased access and service levels and lower recidivism rates for high-risk clients at the state and regional level.

(b) The department must provide staff support for the forensic and long-term civil commitment bed forecast which must be conducted under the direction of the office of financial management. The forecast methodology, updates, and methodology changes must be conducted in coordination with staff from the department, the health care authority, 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 estimating 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 forecast must be updated each February, June, and November during the fiscal biennium and the department must submit a report to the legislature and the appropriate committees of the legislature summarizing the updated forecast based on the caseload forecast council's schedule for entitlement program forecasts.

(7) \$9,119,000 of the general fund—state appropriation for fiscal year 2024 and \$9,145,000 of the general fund—state appropriation for fiscal year 2025 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, forensic navigators, crisis diversion and supports, education and training, and workforce development.

(8) \$7,147,000 of the general fund—state appropriation for fiscal year 2024 and \$7,147,000 of the general fund—state appropriation for fiscal year 2025 are provided solely to maintain 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 (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 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.

(9) \$71,690,000 of the general fund—state appropriation for fiscal year 2024 and \$77,825,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for implementation of efforts to improve the timeliness of competency restoration services pursuant to chapter 5, Laws of 2015 (timeliness of competency treatment and evaluation services) and 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. These amounts must be used to maintain increases that were implemented between fiscal year 2016 and fiscal year 2021, and further increase the number of forensic beds at western state hospital during the 2023-2025 fiscal biennium. Pursuant to chapter 7, Laws of 2015 1st sp. sess. (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.

(10) (~~(\$84,483,000)~~ \$84,565,000 of the general fund—state appropriation for fiscal year 2024, \$77,343,000 of the general fund—state appropriation for fiscal year 2025, and (~~(\$1,042,000)~~ \$960,000 of the general fund—federal appropriation 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. The staffing tool must be used 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 evaluate interrater reliability of the tool within each hospital and between the two hospitals. 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.

(a) Within the amounts provided in this section, 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.

(b) By December 1, 2023, and December 1, 2024, the department must submit reports to the office of financial management and the appropriate committees of the legislature that provide a comparison of monthly spending, staffing levels, overtime, and use of locums for the prior year 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 a summary of the results of the evaluation of the interrater reliability in use of the staffing acuity tool and an update from the hospital staffing committees.

(c) 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 30 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 30 days of granting such authorizations and identify the reason and time frame for the extension.

(11) (~~(\$4,994,000)~~ \$5,083,000 of the general fund—state appropriation for fiscal year 2024, \$7,535,000 of the general fund—state appropriation for fiscal year 2025, and (~~(\$672,000)~~ \$583,000 of the general fund—federal appropriation are provided solely for the department to establish a violence reduction team at western state hospital to improve patient and staff safety at eastern and western state hospitals. A report must be submitted by December 1, 2023, and December 1, 2024, which includes a description of the violence reduction or safety strategy, a profile of the types of patients being served, the staffing model being used, and outcomes associated with each strategy. 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.

(12) \$2,593,000 of the general fund—state appropriation for fiscal year 2024 and \$2,593,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the department to increase services to patients found not guilty by reason of insanity under the *Ross v. Lashway* settlement agreement.

(13) Within the amounts provided in this subsection, the department must develop and submit an annual state hospital performance report for eastern and western state hospitals. Each measure included in the performance report must include baseline performance data, agency performance targets, and performance for the most recent fiscal year. The performance report must include a one page dashboard as well as charts for each fiscal year and quality of care measure broken out by hospital and including but not limited to: (a) Monthly FTE expenditures compared to allotments; (b) monthly dollar expenditures compared to allotments; (c) monthly FTE expenditures per thousand patient bed days; (d) monthly dollar expenditures per thousand patient bed days; (e) percentage of FTE expenditures for overtime; (f) average length of stay by category of patient; (g) average monthly civil wait list; (h) average monthly forensic wait list; (i) rate of staff assaults per thousand patient bed days; (j) rate of patient assaults per thousand patient bed days; (k) average number of days to release after a patient has been determined to be clinically ready for discharge; and (l) average monthly vacancy rates for key clinical positions. The department must submit the state hospital performance report to the office of financial management and the appropriate committees of the legislature by the first day of each December of the biennium.

(14) \$546,000 of the general fund—state appropriation for fiscal year 2024 and \$566,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for design and planning activities for the new forensic hospital being constructed on the grounds of western state hospital.

(15) \$135,000 of the general fund—state appropriation for fiscal year 2024 and \$135,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the department to maintain 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.

(16) \$10,364,000 of the general fund state—appropriation for fiscal year 2024 are provided solely for the department to provide behavioral health and stabilization services at the King county south correctional entity to class members of *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.

(17) \$2,619,000 of the general fund—state appropriation for fiscal year 2024 and \$5,027,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the department to hire additional forensic evaluators to provide in-jail competency evaluations and community-based evaluations.

(18) \$100,000 of the general fund—state appropriation for fiscal year 2024 and \$100,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the department to track compliance with the requirements of RCW 71.05.365 for transition of state hospital patients into community settings within 14 days of the determination that they no longer require active psychiatric treatment at an inpatient level of care. The department must use these amounts to track the following elements related to this requirement: (a) The date on which an individual is determined to no longer require active psychiatric treatment at an inpatient level of care; (b) 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 (c) the date on which either the individual is transitioned to the community or has been reevaluated 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 14 day standard by December 1, 2023, and December 1, 2024.

(19) (~~(\$10,547,000)~~) \$2,190,000 of the general fund—state appropriation for fiscal year 2024 and (~~(\$37,480,000)~~) \$28,742,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the department to operate the 48 bed Clark county facility to provide long-term inpatient care beds as defined in RCW 71.24.025. The department must use this facility to provide treatment services for individuals who have been committed to a state hospital pursuant to the dismissal of criminal charges and civil evaluation ordered under RCW 10.77.086 or 10.77.088. In considering placements at the facility, the department must maximize forensic bed capacity at the state hospitals for individuals in jails awaiting admission that are class members of *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 must submit a report to the office of financial management and the appropriate committees of the legislature by December 1, 2023, and December 1, 2024, providing a status update on progress toward opening the new facility.

(20) \$8,048,000 of the general fund—state appropriation for fiscal year 2024 and \$7,677,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the department to reopen and operate a 30 bed ward

for civil patients at western state hospital. The department must prioritize placements on this ward for individuals currently occupying beds on forensic wards at western state hospital who have been committed to a state hospital pursuant to the dismissal of criminal charges and a civil evaluation ordered under RCW 10.77.086 or 10.77.088, in order to maximize forensic bed capacity for individuals in jails awaiting admission that are class members of *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.

(21) (~~(\$13,324,000)~~) \$14,466,000 of the general fund—state appropriation for fiscal year 2024 and (~~(\$44,813,000)~~) \$51,582,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the department to operate the maple lane campus (~~(-Of the amounts provided in this subsection-))~~ as described in (a) and (b) of this subsection.

(a) (~~(\$4,764,000 of the general fund—state appropriation for fiscal year 2024 and \$5,239,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the)~~) The department (~~((to))~~) shall operate the Oak, Columbia, and Cascade cottages to provide:

(i) Treatment services to individuals committed to a state hospital under chapter 71.05 RCW pursuant to the dismissal of criminal charges and a civil evaluation ordered under RCW 10.77.086 or 10.77.088;

(ii) Treatment services to individuals acquitted of a crime by reason of insanity and subsequently ordered to receive treatment services under RCW 10.77.120; and

(iii) Through fiscal year 2024, competency restoration services at the Cascade cottage to individuals under RCW 10.77.086 or 10.77.088.

(b) (~~(\$8,560,000 of the general fund—state appropriation for fiscal year 2024 and \$39,574,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the)~~) The department (~~((to))~~) shall open and operate the Baker and Chelan cottages to provide treatment services to individuals committed to a state hospital under chapter 71.05 RCW pursuant to the dismissal of criminal charges and a civil evaluation ordered under RCW 10.77.086 or 10.77.088.

(c) In considering placements at the maple lane campus, the department must maximize forensic bed capacity at the state hospitals for individuals in jails awaiting admission that are class members of *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.

(22) \$1,412,000 of the general fund—state appropriation for fiscal year 2024 and \$1,412,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for relocation, storage, and other costs associated with building demolition on the western state hospital campus.

(23) \$455,000 of the general fund—state appropriation for fiscal year 2024 and \$455,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for western state hospital's vocational rehabilitation program and eastern state hospital's work readiness program to pay patients working in the programs an hourly wage that is equivalent to the state's minimum hourly wage under RCW 49.46.020.

(24) \$4,054,000 of the general fund—state appropriation for fiscal year 2024 and \$5,236,000 of the general fund—state appropriation for fiscal year

2025 are provided solely for implementation of Engrossed Second Substitute Senate Bill No. 5440 (competency evaluations). ~~((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.))~~

(25) ~~((~~\$2,233,000~~))~~ \$2,283,000 of the general fund—state appropriation for fiscal year 2024, \$4,118,000 of the general fund—state appropriation for fiscal year 2025, and ~~((~~\$297,000~~))~~ \$247,000 of the general fund—federal appropriation are provided solely for the department to address delays in patient discharge as provided in this subsection.

(a) The department shall hire staff dedicated to discharge reviews, including psychologists to complete reviews and staff for additional discharge review work, including, but not limited to, scheduling, planning, and providing transportation; and establish and implement a sex offense and problematic behavior program as part of the sex offense review and referral team program.

(b) Of the amounts provided in this subsection, \$504,000 per year shall be used for bed fees for patients who are not guilty by reason of insanity.

(c) The department shall track data as it relates to this subsection and, where available, compare it to historical data. The department will provide a report to the appropriate fiscal and policy committees of the legislature. A preliminary report is due by December 1, 2023, and the final report is due by September 15, 2024, and at a minimum must include the:

- (i) Volume of patients discharged;
- (ii) Volume of patients in a sex offense or problematic behavior program;
- (iii) Number of beds held for not guilty by reason of insanity patients;
- (iv) Average and median duration to complete discharges;
- (v) Staffing as it relates to this subsection; and
- (vi) Average discharge evaluation caseload.

~~((~~27~~))~~ (26)(a) \$5,000,000 of the general fund—state appropriation for fiscal year 2024 and \$5,000,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the department to pursue immediate strategies to maximize existing forensic bed capacity for individuals in jails awaiting admission to the state hospitals that are class members of *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 immediate strategies must include, but are not limited to:

(i) Additional approaches to resolving barriers to discharge for civil patients, including:

(A) In coordination with the behavioral health teaching facility at the University of Washington, identification of civil patients in the state hospitals that could receive appropriate treatment at the facility and work to resolve any barriers in such placement;

(B) Identification of civil patients in the state hospitals that could receive appropriate treatment at an enhanced services facility or any other community facility and work to resolve any barriers in such placement; and

(C) Coordination with the aging and long-term care administration and the office of public guardianship on the provision of qualified guardians for civil patients in need of guardianship that are otherwise eligible for discharge; and

(ii) Additional approaches to resolving any barriers to maximizing the use of existing civil wards at eastern state hospital for individuals currently occupying beds on forensic wards at western state hospital who have been

committed to a state hospital pursuant to the dismissal of criminal charges and a civil evaluation ordered under RCW 10.77.086 or 10.77.088.

(b) By December 1, 2023, the department must submit a preliminary report to the appropriate committees of the legislature and to the office of financial management that provides:

(i) The number of individuals currently occupying beds on forensic wards at western state hospital who have been committed to a state hospital pursuant to the dismissal of criminal charges and a civil evaluation ordered under RCW 10.77.086 or 10.77.088; and

(ii) The department's plan for utilizing the funds provided in this subsection and estimated outcomes.

(c) By September 1, 2024, the department must submit a final report to the appropriate committees of the legislature and to the office of financial management that provides:

(i) The number of individuals currently occupying beds on forensic wards at western state hospital who have been committed to a state hospital pursuant to the dismissal of criminal charges and a civil evaluation ordered under RCW 10.77.086 or 10.77.088; and

(ii) Detailed reporting on how the funds provided in this subsection were used and the associated outcomes.

~~((28) \$53,000)~~ (27) \$76,000 of the general fund—state appropriation for fiscal year 2024, \$53,000 of the general fund—state appropriation for fiscal year 2025, and ~~((94,000))~~ \$71,000 of the general fund—federal appropriation are provided solely for implementation of Second Substitute House Bill No. 1580 (children in crisis). ~~((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.~~

~~(29))~~ (28) Within the amounts provided in this section, the department is provided funding to operate civil long-term inpatient beds at the state hospitals as follows:

(a) Funding is sufficient for the department to operate 192 civil beds at eastern state hospital in both fiscal year 2024 and fiscal year 2025.

(b) Funding is sufficient for the department to operate 287 civil beds at western state hospital in both fiscal year 2024 and fiscal year 2025.

(c) The department shall fully operate funded civil capacity at eastern state hospital, including reopening and operating civil beds that are not needed for eastern Washington residents to provide services for western Washington residents.

(d) The department shall coordinate with the health care authority toward increasing community capacity for long-term inpatient services required under section 215(50) of this act.

(29)(a) \$60,426,000 of the general fund—state appropriation for fiscal year 2024 and \$74,538,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the department to operate 72 beds in three wards in the Olympic heritage behavioral health facility.

(b) The department may not use the remaining 40 beds at the facility for any purpose and must permit the contractor selected by the health care authority to utilize the beds pursuant to and upon completion of the contracted process outlined in section 215 of this act.

(30) \$100,318,000 of the general fund—state appropriation for fiscal year 2024 is provided solely for the department to pay the court order filed July 7, 2023, issued in the case of *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, which requires the department to "pay all fines held in abeyance from September 2022 through May 2023, which totals \$100,318,000.00."

(31) \$6,900,000 of the general fund—state appropriation for fiscal year 2024 and \$13,610,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the department to operate an additional 30 beds at western state hospital.

(32) \$3,228,000 of the general fund—state appropriation for fiscal year 2024 and \$6,088,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the department to operate an additional eight beds at eastern state hospital.

**(33) \$700,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for implementation of Engrossed Substitute Senate Bill No. 5690 (conditional release transition teams). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.**

(34) \$1,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for implementation of Substitute Senate Bill No. 6106 (DSHS workers/PSERS). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

*\*Sec. 202 was partially vetoed. See message at end of chapter.*

**Sec. 203.** 2023 c 475 s 203 (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 2024) . . . . .	<del>(\$1,129,397,000)</del>
	<u>\$1,130,054,000</u>
General Fund—State Appropriation (FY 2025) . . . . .	<del>(\$1,184,492,000)</del>
	<u>\$1,210,591,000</u>
General Fund—Federal Appropriation . . . . .	<del>(\$2,409,328,000)</del>
	<u>\$2,436,767,000</u>
General Fund—Private/Local Appropriation . . . . .	\$4,058,000
Developmental Disabilities Community Services	
Account—State Appropriation . . . . .	\$32,120,000
<b>TOTAL APPROPRIATION . . . . .</b>	<del><b>(\$4,759,395,000)</b></del>
	<u><b>\$4,813,590,000</b></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 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 2024 and \$225 per bed beginning in fiscal year 2025. 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 2024 and \$116 per bed beginning in fiscal year 2025.

(iii) The current annual renewal license fee for nursing facilities is \$359 per bed beginning in fiscal year 2024 and \$359 per bed beginning in fiscal year 2025.

(c) \$32,240,000 of the general fund—state appropriation for fiscal year 2024, \$52,060,000 of the general fund—state appropriation for fiscal year 2025, and \$108,994,000 of the general fund—federal appropriation are provided solely for the rate increase for the new consumer-directed employer contracted individual providers as set by the consumer-directed employer rate setting board in accordance with RCW 74.39A.530.

(d) \$5,095,000 of the general fund—state appropriation for fiscal year 2024, \$7,299,000 of the general fund—state appropriation for fiscal year 2025, and \$16,042,000 of the general fund—federal appropriation are provided solely for the homecare agency parity consistent with the rate set by the consumer-directed employer rate setting board in accordance with RCW 74.39A.530.

(e) \$1,099,000 of the general fund—state appropriation for fiscal year 2024, \$2,171,000 of the general fund—state appropriation for fiscal year 2025, and \$5,515,000 of the general fund—federal appropriation are provided solely for administrative costs of the consumer-directed employer as set by the consumer-directed employer rate setting board in accordance with RCW 74.39A.530.

(f) \$328,000 of the general fund—state appropriation for fiscal year 2024, \$444,000 of the general fund—state appropriation for fiscal year 2025, and \$998,000 of the general fund—federal appropriation are provided solely to increase the administrative rate for home care agencies by 56 cents per hour effective July 1, 2023.

(g) \$9,371,000 of the general fund—state appropriation for fiscal year 2024, \$10,798,000 of the general fund—state appropriation for fiscal year 2025, and \$25,267,000 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 2023-2025 fiscal biennium, as provided in section 907 of this act.

(h) 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.

(i) 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.

(j) Sufficient appropriations are provided 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 (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) In developing bed capacity, the department shall consider the complex needs of individuals waiting for discharge from the state psychiatric hospitals.

(k) Sufficient appropriations are provided 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.

(l) \$476,000 of the general fund—state appropriation for fiscal year 2024 and \$481,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for implementation of House Bill No. 1128 (personal needs allowance). ~~((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.))~~

(m) The annual certification renewal fee for community residential service businesses is \$859 per client in fiscal year 2024 and \$859 per client in fiscal year 2025. The annual certification renewal fee may not exceed the department's annual licensing and oversight activity costs.

(n) \$2,648,000 of the general fund—state appropriation for fiscal year 2024, \$2,631,000 of the general fund—state appropriation for fiscal year 2025, and \$2,293,000 of the general fund—federal appropriation are provided solely for 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 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.

(o) \$2,173,000 of the general fund—state appropriation for fiscal year 2024 and \$2,154,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for 13 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.

(p) \$144,000 of the general fund—state appropriation for fiscal year 2025 and \$181,000 of the general fund—federal appropriation are provided solely for funding the unfair labor practice settlement in the case of *Adult Family Home Council v Office of Financial Management*, PERC case no. 135737-U-22. If the settlement agreement is not reached by June 30, 2024, the amounts provided in this subsection shall lapse.

(q) ~~\$351,000~~ \$570,000 of the general fund—state appropriation for fiscal year 2025, and ~~(\$905,000)~~ \$1,158,000 of the general fund—federal appropriation are provided solely for rate adjustments for assisted living providers. Of the amounts provided in this subsection:

(i) \$351,000 of the general fund—state appropriation for fiscal year 2024, \$428,000 of the general fund—state appropriation for fiscal year 2025, and \$970,000 of the general fund—federal appropriation are provided solely to increase funding of the assisted living medicaid methodology established in RCW 74.39A.032 to 79 percent of the labor component and 68 percent of the operations component, effective July 1, 2023; and to 82 percent of the labor component and 68 percent of the operations component, effective July 1, 2024.

(ii) \$142,000 of the general fund—state appropriation for fiscal year 2025 and \$188,000 of the general fund—federal appropriation are provided solely for a one-time bridge rate for assisted living facilities, enhanced adult residential centers, and adult residential centers, with high medicaid occupancy. The bridge rate does not replace or substitute the capital add-on rate found in RCW 74.39A.320 and the same methodology from RCW 74.39A.320 shall be used to determine each facility's medicaid occupancy percentage for the purposes of this one-time bridge rate add-on. Facilities with a medicaid occupancy level of 75

percent or more shall receive a \$20.99 add-on per resident day effective July 1, 2024.

(r) The appropriations in this section include sufficient funding to implement chapter 220, Laws of 2020 (adult family homes/8 beds). A nonrefundable fee of \$485 shall be charged for each application to increase bed capacity at an adult family home to seven or eight beds.

(s) The appropriations in this section include sufficient funding to provide access to the individual and family services waiver and the basic plus waiver to those individuals on the service request list as forecasted by the caseload forecast council. For subsequent policy level budgets, the department shall submit a request for funding associated with individuals requesting to receive the individual and family services waiver and the basic plus waiver in accordance with the courtesy forecasts provided by the caseload forecast council.

(t) \$1,729,000 of the general fund—state appropriation for fiscal year 2024, \$2,669,000 of the general fund—state appropriation for fiscal year 2025, and \$4,206,000 of the general fund—federal appropriation are provided solely to operate intensive habilitation services and enhanced out-of-home services facilities.

(u) \$1,363,000 of the general fund—state appropriation for fiscal year 2024, \$1,363,000 of the general fund—state appropriation for fiscal year 2025, and \$2,092,000 of the general fund—federal appropriation are provided solely for additional staff to reduce the timeline for completion of financial eligibility determinations. No later than December 31, 2024, the department of social and health services shall submit a final report to the appropriate committees of the legislature that details how the funds were utilized and the associated outcomes, including, but not limited to, a description of how the timeline for completion of these determinations has changed.

(v) \$485,000 of the general fund—state appropriation for fiscal year 2024 and \$484,000 of the general fund—federal appropriation are provided solely for a feasibility study of the developmental disabilities assessment tool and is subject to the conditions, limitations, and review requirements of section 701 of this act. The resulting study must determine whether the assessment and its technology can be improved to meet regulatory obligations, be quicker and person-centered, reduce manual notations, and maintain viability across age groups and settings.

(w) \$1,223,000 of the general fund—state appropriation for fiscal year 2024, \$2,763,000 of the general fund—state appropriation for fiscal year 2025, and \$3,248,000 of the general fund—federal appropriation are provided solely for supported employment and community inclusion services for those individuals with intellectual or developmental disabilities who are transitioning from high school in the 2023-2025 fiscal biennium and are anticipated to utilize these services.

(x) \$11,074,000 of the general fund—state appropriation for fiscal year 2024, \$13,222,000 of the general fund—state appropriation for fiscal year 2025, and \$19,206,000 of the general fund—federal appropriation are provided solely to increase rates paid to supported employment and community inclusion providers. Within amounts appropriated in this section and no later than October

1, 2024, the department shall submit to the governor and the appropriate committees of the legislature:

(i) A forecast of the caseload of individuals anticipated to utilize supported employment and community inclusion services in order to inform operating budget development for the 2025-2027 fiscal biennium. This forecast shall include data that begins with fiscal year 2018 and that delineates the community inclusion caseload from the supported employment caseload and incorporates actual entries and exits; and

(ii) An analysis of the county supported employment and community inclusion programs in fiscal years 2018 through 2024 that includes:

(A) Data that illustrates, by county and fiscal year, the number of clients served and the number of available providers;

(B) Identification of the counties that have an insufficient number of providers with the identification occurring by zip code to the maximum extent possible;

(C) Identification of any additional barriers that prevent achieving the anticipated level of service delivery anticipated with chapter 142, Laws of 2022; and

(D) Recommendations for resolving the issues noted in (ii)(B) and (C) of this subsection (x).

(y)(i) \$79,000 of the general fund—state appropriation for fiscal year 2024, \$76,000 of the general fund—state appropriation for fiscal year 2025, and \$121,000 of the general fund—federal appropriation are provided solely for the department to develop a plan for implementing an enhanced behavior support specialty contract for community residential supported living, state-operated living alternative, or a group training home to provide intensive behavioral services and support to adults with intellectual and developmental disabilities who require enhanced services and support due to challenging behaviors that cannot be safely and holistically managed in an exclusively community setting, and who are at risk of institutionalization or out-of-state placement, or are transitioning to the community from an intermediate care facility, hospital, or other state-operated residential facility. The enhanced behavior support specialty contract shall be designed to ensure that enhanced behavior support specialty settings serve a maximum capacity of four clients and that they have the adequate levels of staffing to provide 24-hour nonmedical care and supervision of residents.

(ii) No later than June 30, 2025, the department must submit to the governor and the appropriate committees of the legislature a report that includes:

(A) A detailed description of the design of the enhanced behavior support specialty contract and setting, including a description of and the rationale for the number of staff required within each behavior support specialty setting and the necessary qualifications of these staff;

(B) A detailed description of and the rationale for the number of department staff required to manage the enhanced behavior support specialty program;

(C) A plan for implementing the enhanced behavior support specialty contracts that includes:

(I) An analysis of areas of the state where enhanced behavior support specialty settings are needed, including recommendations for how to phase in the enhanced behavior support specialty settings in these areas; and

(II) An analysis of the sufficiency of the provider network to support a phase in of the enhanced behavior support specialty settings, including recommendations for how to further develop this network; and

(D) An estimate of the costs to implement the enhanced behavior support specialty settings and program and any necessary recommendations for legislative actions to facilitate the ability of the department to:

(I) Enter into contracts and payment arrangements with providers choosing to provide the enhanced behavior support specialty setting and to supplement care in all community-based residential settings with experts trained in enhanced behavior support so that state-operated living alternatives, supported living facilities, and other community-based settings can specialize in the needs of individuals with developmental disabilities who are living with high, complex behavioral support needs;

(II) Enter into funding agreements with the health care authority for the provision of applied behavioral analysis and other applicable health care services within the community-based residential setting; and

(III) Provide the enhanced behavior support specialty through a medicaid waiver or other federal authority administered by the department, to the extent consistent with federal law and federal funding requirements to receive federal matching funds.

(z) \$2,494,000 of the general fund—state appropriation for fiscal year 2024 and \$3,345,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the department to provide personal care services for up to 33 clients who are not United States citizens and who are ineligible for medicaid upon their discharge from an acute care hospital. The department must prioritize the funding provided in this subsection for such clients in acute care hospitals who are also on the department's wait list for services.

(aa) \$2,605,000 of the general fund—state appropriation for fiscal year 2024, \$2,402,000 of the general fund—state appropriation for fiscal year 2025, and \$3,840,000 of the general fund—federal appropriation are provided solely to establish transition coordination teams to coordinate transitions of care for clients who move from one care setting to another. The department of social and health services shall submit annual reports no later than December 1, 2023, and December 1, 2024, to the appropriate committees of the legislature that detail how the funds were utilized and the associated outcomes including, but not limited to:

(i) A detailed reporting of the number of clients served, the settings in which clients received care, and the progress made toward increasing stability of client placements;

(ii) A comparison of these outcomes against the outcomes achieved in prior fiscal years;

(iii) A description of lessons learned since the transition coordination teams were first implemented, including an identification of what processes were improved to reduce the timelines for completion; and

(iv) Recommendations for changes necessary to the transition coordination teams to improve increasing stability of client placements.

(bb) \$1,448,000 of the general fund—state appropriation for fiscal year 2024, \$1,807,000 of the general fund—state appropriation for fiscal year 2025, and \$3,626,000 of the general fund—federal appropriation are provided solely to

pilot a specialty rate for adult family homes to serve up to 100 individuals with intellectual or developmental disabilities who also have co-occurring health or behavioral health diagnoses. No later than December 1, 2024, the department of social and health services shall submit a report to the governor and the appropriate committees of the legislature that details how the funds were utilized and the associated outcomes including, but not limited to:

(i) A detailed reporting of the number of clients served and the setting from which each client entered the adult family home receiving this specialty rate;

(ii) A comparison of the rate of admissions to the adult family homes receiving this specialty rate against the rate of admissions to other state-operated settings including, but not limited to, state-operated living alternatives, enhanced services facilities, and the transitional care center of Seattle; and

(iii) A comparison of the length of stay in the setting from which the client entered the adult family home receiving this specialty rate against the average length of stay in settings prior to entering other state-operated settings including, but not limited to, state-operated living alternatives, enhanced services facilities, and the transitional care center of Seattle.

(cc) \$2,856,000 of the general fund—state appropriation for fiscal year 2024, \$3,104,000 of the general fund—state appropriation for fiscal year 2025, and \$5,948,000 of the general fund—federal appropriation are provided solely to pilot a program that provides a specialty rate for community residential providers who receive additional training to support individuals with complex physical and behavioral health needs.

(i) Of the amounts provided in this subsection, \$2,453,000 of the general fund—state appropriation for fiscal year 2024, \$2,705,000 of the general fund—state appropriation for fiscal year 2025, and \$5,259,000 of the general fund—federal appropriation are provided solely for the specialty rate for community residential providers to serve up to 30 individuals.

(ii) Of the amounts provided in this subsection, \$403,000 of the general fund—state appropriation for fiscal year 2024, \$399,000 of the general fund—state appropriation for fiscal year 2025, and \$689,000 of the general fund—federal appropriation are provided solely for the department to hire staff to support this specialty program, including expanding existing training programs available for community residential providers and to support providers in locating affordable housing.

(iii) No later than December 1, 2024, the department of social and health services shall submit a report to the governor and the appropriate committees of the legislature that details how the funds were utilized and the associated outcomes including, but not limited to:

(A) A detailed reporting of the number of clients served and the setting from which each client entered the community residential setting receiving this specialty rate;

(B) A comparison of the rate of admissions to the community residential setting receiving this specialty rate against the rate of admissions to other community residential settings not receiving this specialty rate as well as against the rate of admissions to other state-operated settings including, but not limited to, state-operated living alternatives, enhanced services facilities, and the transitional care center of Seattle; and

(C) A comparison of the length of stay in the setting from which the client entered the community residential setting receiving this specialty rate against the average length of stay in settings prior to entering other community residential settings not receiving this specialty rate as well as prior to entering other state-operated settings including, but not limited to, state-operated living alternatives, enhanced services facilities, and the transitional care center of Seattle.

(dd)(i) \$104,000 of the general fund—state appropriation for fiscal year 2024 is provided solely for the department to contract with the Ruckleshaus center for a progress report on the recommendations in the December 2019 report, "Rethinking Intellectual and Developmental Disability Policy to Empower Clients, Develop Providers and Improve Services."

(ii) By February 29, 2024, a final report shall be submitted to the governor and the appropriate committees of the legislature that includes:

(A) Detailed information about the successes and barriers related to meeting the recommendations in the December 2019 report;

(B) Identification of other potential issues or options for meeting the recommendations in the December 2019 report, including but not limited to, an exploration of the enhanced behavioral support homes concept;

(C) A review of other state's approaches and innovations regarding any of the recommendations in the December 2019 report;

(D) Identification of any emergent issues; and

(E) Identification or recommendation for the organization of focus groups of state agencies and respective stakeholders.

(iii) In compiling the final report, members of the previous workgroup, as well as other interested parties, should be consulted for their feedback and to identify areas where there is potential for agreement to move forward and to make process recommendations if applicable.

(ce) \$127,000 of the general fund—state appropriation for fiscal year 2024, \$28,000 of the general fund—state appropriation for fiscal year 2025, and \$55,000 of the general fund—federal appropriation are provided solely for adult day respite. Of the amounts appropriated in this subsection:

(i) \$27,000 of the general fund—state appropriation for fiscal year 2024, \$28,000 of the general fund—state appropriation for fiscal year 2025, and \$55,000 of the general fund—federal appropriation are provided solely to increase adult day respite rates from \$3.40 to \$5.45 per 15-minute unit to expand and ensure the sustainability of respite services for clients with intellectual or developmental disabilities and their family caregivers.

(ii) \$100,000 of the general fund—state appropriation for fiscal year 2024 is provided solely for the department to hire a project position to conduct a study and submit a report by December 1, 2023 to the governor and the appropriate committees of the legislature that examines the feasibility and operational resources needed to add adult day services to a state plan 1915(i) option or to the existing basic plus and core 1915(c) waivers.

(ff) \$2,500,000 of the general fund—state appropriation for fiscal year 2024, \$4,284,000 of the general fund—state appropriation for fiscal year 2025, and \$4,178,000 of the general fund—federal appropriation are provided solely for the department to add 10 adult stabilization beds by June 2025, increase rates for existing adult stabilization beds by 23 percent, and expand mobile crisis diversion services to cover all three regions of the state.

(gg)(i) \$250,000 of the general fund—state appropriation for fiscal year 2024 is provided solely for the department to study opportunities to enhance data collection on clients in family units with at least one parent having a developmental or intellectual disability. The study must identify:

(A) Opportunities to improve the existing assessment form and information technology systems by adding questions about clients' children, such as their ages, the number of children, and the K-12 enrollment status of each child;

(B) Ways to strengthen data sharing agreements with other departments, including the department of children, youth, and families, and local school districts;

(C) Strategies for surveying clients to collect information on their parenting and living arrangements, including support from other family members;

(D) Methods for analyzing new and existing data to determine and identify the total number of children with parents that have a developmental or intellectual disability, their needs, and access to specialized services;

(E) An inventory of existing support programs designed for families with a parent having a developmental or intellectual disability and their children, including educational support, financial assistance, and access to specialized services.

(ii) The department shall report its findings to the governor and appropriate committees of the legislature by June 30, 2024.

(hh) \$81,000 of the general fund—state appropriation for fiscal year 2024, \$219,000 of the general fund—state appropriation for fiscal year 2025, and \$371,000 of the general fund—federal appropriation are provided solely to implement House Bill No. 1407 (dev. disability/eligibility). ~~((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.))~~

(ii) \$62,000 of the general fund—state appropriation for fiscal year 2024, \$72,000 of the general fund—state appropriation for fiscal year 2025, and \$116,000 of the general fund—federal appropriation are provided solely to implement Second Substitute House Bill No. 1580 (children in crisis). ~~((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.))~~

(jj) \$63,000 of the general fund—state appropriation for fiscal year 2024, \$73,000 of the general fund—state appropriation for fiscal year 2025, and \$136,000 of the general fund—federal appropriation are provided solely for the department to conduct a study to explore opportunities to restructure services offered under the medicaid waivers for individuals with developmental disabilities served by the department. The plan should propose strategies to enhance service accessibility across the state and align services with the needs of clients, taking into account current and future demand. It must incorporate valuable input from knowledgeable stakeholders and a national organization experienced in home and community-based waivers in other states. This plan must be submitted to the governor and relevant legislative committees by December 1, 2024.

(kk) \$5,431,000 of the general fund—state appropriation for fiscal year 2024, ~~(((\$11,084,000))~~ \$16,626,000 of the general fund—state appropriation for fiscal year 2025, and ~~(((\$16,737,000))~~ \$22,279,000 of the general fund—federal appropriation are provided solely to increase rates by 2.5 percent, effective January 1, 2024, and an additional 2.5 percent, effective January 1, 2025, for

community residential service providers offering supported living, group home, group training home, licensed staff residential services, community protection, and children's out-of-home services to individuals with developmental disabilities.

(ll) \$456,000 of the general fund—state appropriation for fiscal year 2024, \$898,000 of the general fund—state appropriation for fiscal year 2025, and \$416,000 of the general fund—federal appropriation are provided solely for implementation of Engrossed Second Substitute House Bill No. 1188 (child welfare services/DD). ~~((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.))~~

(mm) \$446,000 of the general fund—state appropriation for fiscal year 2024, \$5,274,000 of the general fund—state appropriation for fiscal year 2025, and \$2,089,000 of the general fund—federal appropriation are provided solely for implementation of Engrossed Second Substitute Senate Bill No. 5440 (competency evaluations). ~~((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.))~~

(nn)(a) \$2,214,000 of the general fund—state appropriation for fiscal year 2024, \$10,104,000 of the general fund—state appropriation for fiscal year 2025, and \$2,934,000 of the general fund—federal appropriation are provided solely for the department to operate a staff-secure, voluntary, and transitional treatment facility specializing in services for adolescents over the age of 13 who have complex developmental, intellectual disabilities, or autism spectrum disorder and may also have a mental health or substance use diagnosis. These individuals require intensive behavioral supports and may also be in need of behavioral health services. Services must be provided at a leased property in Lake Burien, serve no more than 12 youth at one time, and be implemented in a way that prioritizes transition to less restrictive community-based settings. The department shall collaborate with the department of children, youth, and families to identify youth for placement in this setting and regarding appropriate discharge options with a focus on less restrictive community-based settings. Youth shall enter the facility only by their own consent or the consent of their guardian.

(b) The department and health care authority shall collaborate in the identification and evaluation of strategies to obtain federal matching funding opportunities, specifically focusing on innovative medicaid framework adjustments and the consideration of necessary state plan amendments. This collaborative effort aims not only to enhance the funding available for the operation of the facility but also to maintain adherence to its fundamental objective of offering voluntary, transitional services. These services are designed to facilitate the transition of youth to community-based settings that are less restrictive, aligning with the facility's commitment to supporting youth with complex needs in a manner that encourages their movement toward independence.

(c) By November 1, 2024, the department shall report to the governor and appropriate committees of the legislature on the program's design, results of preliminary implementation, financing opportunities, and recommendations. By June 30, 2025, the department shall report to the governor and appropriate committees of the legislature its initial findings, demographics on children served, and recommendations for program design and expansion.

(oo) \$175,000 of the general fund—state appropriation for fiscal year 2025 and \$175,000 of the general fund—federal appropriation are provided solely for guardianship fee parity for individuals moving from residential habilitation centers to community supported living programs. This funding aims to maintain equal guardianship fees compared to those moving to adult family homes.

(pp) \$108,000 of the general fund—state appropriation for fiscal year 2025 and \$92,000 of the general fund—federal appropriation are provided solely to convene a work group to study day habilitation services, ensuring that work group includes individuals with lived experience. The work group must submit a final report to the governor and appropriate committees of the legislature by October 1, 2024, detailing recommendations for the establishment of community-contracted day habilitation services statewide and their inclusion in the medicaid state plan.

(qq) \$1,260,000 of the general fund—state appropriation for fiscal year 2025 and \$970,000 of the general fund—federal appropriation are provided solely for hiring additional staff to reduce the current caseload ratio, targeting a move from one case manager per 75 clients to one case manager per 66 clients by June 2027.

(rr)(i) \$361,000 of the general fund—state appropriation for fiscal year 2025 and \$387,000 of the general fund—federal appropriation are provided for rates paid, effective January 1, 2025, to independent contractor nurses and agency-employed nurses providing private duty nursing, skilled nursing, and private duty nursing in adult family homes.

(ii) The department must adopt a payment model that incorporates the following adjustments for independent contractor nurses:

(A) Private duty nursing services shall be \$56.58 per hour by a registered nurse and \$46.49 per hour by a licensed practical nurse.

(B) Skilled nursing services shall be \$62.93 per day by a registered nurse.

(iii) The department must adopt a payment model that incorporates the following adjustments for agency-employed nurses:

(A) Private duty nursing services shall be \$67.89 per hour by a registered nurse and \$55.79 per hour by a licensed practical nurse.

(B) Skilled nursing services shall be \$75.52 per day by a registered nurse.

(iv) Private duty nursing services in an adult family home shall be \$898.95 per day.

(ss) \$350,000 of the general fund—state appropriation for fiscal year 2025 is provided solely to establish respite care beds for individuals with intellectual and developmental disabilities in the Tri-Cities.

(2) INSTITUTIONAL SERVICES

General Fund—State Appropriation (FY 2024) . . . . .	..(((\$138,560,000))
	\$138,715,000
General Fund—State Appropriation (FY 2025) . . . . .	..(((\$140,682,000))
	\$141,014,000
General Fund—Federal Appropriation . . . . .	..(((\$254,857,000))
	\$255,118,000
General Fund—Private/Local Appropriation . . . . .	\$19,488,000
TOTAL APPROPRIATION . . . . .	..(((\$553,587,000))
	\$554,335,000

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 2024 and \$495,000 of the general fund—state appropriation for fiscal year 2025 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) \$61,000 of the general fund—state appropriation for fiscal year 2024, \$61,000 of the general fund—state appropriation for fiscal year 2025, and \$117,000 of the general fund—federal appropriation are provided solely for implementation of House Bill No. 1128 (personal needs allowance). ~~((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.))~~

(e) \$73,000 of the general fund—state appropriation for fiscal year 2025 and \$73,000 of the general fund—federal appropriation are provided solely for implementation of Substitute Senate Bill No. 6125 (Lakeland Village records). If the bill is not enacted by June 30, 2024, the amounts provided in this subsection shall lapse.

(3) PROGRAM SUPPORT

General Fund—State Appropriation (FY 2024) . . . . .	(((\$4,103,000))
	\$3,582,000
General Fund—State Appropriation (FY 2025) . . . . .	(((\$4,179,000))
	\$3,660,000
General Fund—Federal Appropriation . . . . .	(((\$4,951,000))
	\$4,249,000
TOTAL APPROPRIATION . . . . .	(((\$13,233,000))
	\$11,491,000

(4) SPECIAL PROJECTS

General Fund—State Appropriation (FY 2024) . . . . .	\$66,000
General Fund—State Appropriation (FY 2025) . . . . .	\$66,000
General Fund—Federal Appropriation . . . . .	\$1,094,000
TOTAL APPROPRIATION . . . . .	\$1,226,000

**Sec. 204.** 2023 c 475 s 204 (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 2024) . . . . .	(((\$2,202,547,000))
	\$2,168,094,000
General Fund—State Appropriation (FY 2025) . . . . .	(((\$2,385,171,000))
	\$2,415,596,000

General Fund—Federal Appropriation . . . . .	(( <u>\$5,611,805,000</u> ))
	<u>\$5,672,133,000</u>
General Fund—Private/Local Appropriation . . . . .	\$53,719,000
Traumatic Brain Injury Account—State Appropriation . . . . .	(( <u>\$5,586,000</u> ))
	<u>\$4,486,000</u>
Skilled Nursing Facility Safety Net Trust Account—	
State Appropriation . . . . .	\$133,360,000
Long-Term Services and Supports Trust Account—State	
Appropriation . . . . .	(( <u>\$44,301,000</u> ))
	<u>\$53,701,000</u>
<b>TOTAL APPROPRIATION . . . . .</b>	<b>((<u>\$10,436,489,000</u>))</b>
	<b><u>\$10,501,089,000</u></b>

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 \$341.41 for fiscal year 2024 and may not exceed \$364.67 for fiscal year 2025. The weighted average nursing facility payment rates in this subsection (1)(a) include the following:

(i) \$17,361,000 of the general fund—state appropriation for fiscal year 2024, \$17,361,000 of the general fund—state appropriation for fiscal year 2025, and \$34,722,000 of the general fund—federal appropriation are provided solely to maintain rate add-ons funded in the 2021-2023 fiscal biennium to address low-wage equity for low-wage direct care workers. To the maximum extent possible, the facility-specific wage rate add-on shall be equal to the wage payment received on June 30, 2023.

(ii) \$2,227,000 of the general fund—state appropriation for fiscal year 2024, \$2,227,000 of the general fund—state appropriation for fiscal year 2025, and \$4,456,000 of the general fund—federal appropriation are provided solely to maintain rate add-ons funded in the 2021-2023 fiscal biennium to address low-wage equity for low-wage indirect care workers. To the maximum extent possible, the facility-specific wage rate add-on shall be equal to the wage payment received on June 30, 2023.

(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 2024 and \$225 per bed beginning in fiscal year 2025. 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 2024 and \$116 per bed beginning in fiscal year 2025.

(c) The current annual renewal license fee for nursing facilities is \$359 per bed beginning in fiscal year 2024 and \$359 per bed beginning in fiscal year 2025.

(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) \$69,777,000 of the general fund—state appropriation for fiscal year 2024, \$113,969,000 of the general fund—state appropriation for fiscal year 2025, and \$237,558,000 of the general fund—federal appropriation are provided solely for the rate increase for the new consumer-directed employer contracted individual providers as set by the consumer-directed rate setting board in accordance with RCW 74.39A.530.

(5) \$19,044,000 of the general fund—state appropriation for fiscal year 2024, \$30,439,000 of the general fund—state appropriation for fiscal year 2025, and \$63,986,000 of the general fund—federal appropriation are provided solely for the homecare agency parity consistent with the rate set by the consumer-directed employer rate setting board in accordance with RCW 74.39A.530.

(6) \$2,385,000 of the general fund—state appropriation for fiscal year 2024, \$4,892,000 of the general fund—state appropriation for fiscal year 2025, and \$12,502,000 of the general fund—federal appropriation are provided solely for administrative costs of the consumer-directed employer as set by the consumer-directed employer rate setting board in accordance with RCW 74.39A.530.

(7) \$2,547,000 of the general fund—state appropriation for fiscal year 2024, \$3,447,000 of the general fund—state appropriation for fiscal year 2025, and \$7,762,000 of the general fund—federal appropriation are provided solely to increase the administrative rate for home care agencies by 56 cents per hour effective July 1, 2023.

(8) \$425,000 of the general fund—state appropriation for fiscal year 2025 and \$542,000 of the general fund—federal appropriation are provided solely for funding the unfair labor practice settlement in the case of *Adult Family Home Council v Office of Financial Management*, PERC case no. 135737-U-22. If the settlement agreement is not reached by June 30, 2024, the amounts provided in this subsection shall lapse.

(9) 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.

(10) In accordance with RCW 18.390.030, the biennial registration fee for continuing care retirement communities shall be \$900 for each facility.

(11) 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 and to serve people with disabilities, 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.

(12) Appropriations in this section are sufficient to fund 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.

(13) Appropriations in this section are sufficient to fund 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.

(14) The department shall continue to administer tailored support for older adults and medicaid alternative care as described in initiative 2 of the 1115 demonstration waiver. This initiative will be funded by the health care authority through the medicaid quality improvement program. The secretary in collaboration with the director of the health care authority shall report to the office of financial management all expenditures of this subsection and shall provide such fiscal data in the time, manner, and form requested. The department shall not increase general fund—state expenditures on this initiative.

(15) \$61,209,000 of the general fund—state appropriation for fiscal year 2024, \$70,352,000 of the general fund—state appropriation for fiscal year 2025, and \$161,960,000 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 2023-2025 fiscal biennium, as provided in section 907 of this act.

(16) \$1,761,000 of the general fund—state appropriation for fiscal year 2024, \$1,761,000 of the general fund—state appropriation for fiscal year 2025, and \$4,162,000 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.

(17) Appropriations provided in this section are sufficient 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.

(18) Appropriations provided in this section are sufficient 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, adult residential care 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.

(19) The annual certification renewal fee for community residential service businesses is \$859 per client in fiscal year 2024 and \$859 per client in fiscal year 2025. The annual certification renewal fee may not exceed the department's annual licensing and oversight activity costs.

(20) \$5,094,000 of the general fund—state appropriation for fiscal year 2024 and \$5,094,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for services and support to individuals who are deaf, hard of hearing, or deaf-blind.

(21)(a) \$63,938,000 of the general fund—state appropriation for fiscal year 2024, \$40,714,000 of the general fund—state appropriation for fiscal year 2025, and \$110,640,000 of the general fund—federal appropriation are provided solely for rate adjustments for skilled nursing facilities.

(b) Of the amounts provided in (a) of this subsection, \$7,700,000 of the general fund—state appropriation for fiscal year 2025 and \$7,700,000 of the general fund—federal appropriation are provided solely for implementation of Substitute Senate Bill No. 5802 (nursing rate calculation). If the bill is not enacted by June 30, 2024, the amounts provided in (b) of this subsection shall lapse.

(22) \$32,470,000 of the general fund—state appropriation for fiscal year 2024, (~~(\$34,090,000)~~) \$44,250,000 of the general fund—state appropriation for fiscal year 2025, and (~~(\$72,783,000)~~) \$84,550,000 of the general fund—federal appropriation are provided solely for rate adjustments for assisted living providers. Of the amounts provided in this subsection:

(a) \$23,751,000 of the general fund—state appropriation for fiscal year 2024, (~~(\$25,487,000)~~) \$29,399,000 of the general fund—state appropriation for fiscal year 2025, and (~~(\$54,687,000)~~) \$59,215,000 of the general fund—federal appropriation are provided solely to increase funding of the assisted living medicaid methodology established in RCW 74.39A.032 to 79 percent of the labor component and 68 percent of the operations component, effective July 1, 2023; and to 82 percent of the labor component and 68 percent of the operations component, effective July 1, 2024. The department of social and health services shall report, by December 1st of each year, on medicaid resident utilization of and access to assisted living facilities.

(b) \$5,505,000 of the general fund—state appropriation for fiscal year 2024, (~~(\$5,389,000)~~) \$6,671,000 of the general fund—state appropriation for fiscal year 2025, and (~~(\$11,588,000)~~) \$13,051,000 of the general fund—federal appropriation are provided solely for a specialty dementia care rate add-on for all assisted living facilities of \$43.48 per patient per day in fiscal year 2024 and \$50.00 per patient per day in fiscal year 2025.

(c) \$2,573,000 of the general fund—state appropriation for fiscal year 2024, (~~(\$2,573,000)~~) \$7,539,000 of the general fund—state appropriation for fiscal year 2025, and (~~(\$5,146,000)~~) \$10,922,000 of the general fund—federal appropriation are provided solely for a one-time bridge rate for assisted living facilities, enhanced adult residential centers, and adult residential centers, with high medicaid occupancy. The bridge rate does not replace or substitute the capital add-on rate found in RCW 74.39A.320 and the same methodology from RCW 74.39A.320 shall be used to determine each facility's medicaid occupancy percentage for the purposes of this one-time bridge rate add-on. Facilities with a medicaid occupancy level of 90 percent or more shall receive a \$20.99 add-on

per resident day effective July 1, 2023, and facilities with a medicaid occupancy level of 75 percent or more shall receive a \$20.99 add-on per resident day effective July 1, 2024.

(d) \$641,000 of the general fund—state appropriation for fiscal year 2024, \$641,000 of the general fund—state appropriation for fiscal year 2025, and \$1,362,000 of the general fund—federal appropriation are provided solely to increase the rate add-on for expanded community services by 5 percent.

(23) 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.

(24) The appropriations in this section include sufficient funding to implement chapter 220, Laws of 2020 (adult family homes/8 beds). A nonrefundable fee of \$485 shall be charged for each application to increase bed capacity at an adult family home to seven or eight beds.

(25) \$1,858,000 of the general fund—state appropriation for fiscal year 2024 and \$1,857,000 of the general fund—state appropriation for fiscal year 2025 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.

(26) \$479,000 of the general fund—state appropriation for fiscal year 2024 and ~~(\$479,000)~~ \$989,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the kinship navigator program in the Colville Indian reservation, Yakama Nation, and other tribal areas.

(27) The traumatic brain injury council shall collaborate with other state agencies in their efforts to address traumatic brain injuries to ensure that efforts are complimentary and continue to support the state's broader efforts to address this issue.

(28) \$1,297,000 of the general fund—state appropriation for fiscal year 2024 and \$1,297,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for community-based dementia education and support activities in three areas of the state, including dementia resource catalyst staff and direct services for people with dementia and their caregivers.

(29) \$5,410,000 of the general fund—state appropriation for fiscal year 2024, \$9,277,000 of the general fund—state appropriation for fiscal year 2025, and \$14,909,000 of the general fund—federal appropriation are provided solely for the operating costs associated with the phase-in of enhanced services facilities and specialized dementia care beds that were established with behavioral health community capacity grants.

(30)(a) \$71,000 of the general fund—state appropriation for fiscal year 2024, \$68,000 of the general fund—state appropriation for fiscal year 2025, and \$141,000 of the general fund—federal appropriation are provided solely for the department to develop a plan for implementing an enhanced behavior support specialty contract for community residential supported living, state-operated living alternative, or a group training home to provide intensive behavioral services and support to adults with intellectual and developmental disabilities who require enhanced services and support due to challenging behaviors that cannot be safely and holistically managed in an exclusively community setting, and who are at risk of institutionalization or out-of-state placement, or are transitioning to the community from an intermediate care facility, hospital, or

other state-operated residential facility. The enhanced behavior support specialty contract shall be designed to ensure that enhanced behavior support specialty settings serve a maximum capacity of four clients and that they have the adequate levels of staffing to provide 24-hour nonmedical care and supervision of residents.

(b) No later than June 30, 2025, the department must submit to the governor and the appropriate committees of the legislature a report that includes:

(i) A detailed description of the design of the enhanced behavior support specialty contract and setting, including a description of and the rationale for the number of staff required within each behavior support specialty setting and the necessary qualifications of these staff;

(ii) A detailed description of and the rationale for the number of department staff required to manage the enhanced behavior support specialty program;

(iii) A plan for implementing the enhanced behavior support specialty contracts that includes:

(A) An analysis of areas of the state where enhanced behavior support specialty settings are needed, including recommendations for how to phase in the enhanced behavior support specialty settings in these areas; and

(B) An analysis of the sufficiency of the provider network to support a phase in of the enhanced behavior support specialty settings, including recommendations for how to further develop this network; and

(iv) An estimate of the costs to implement the enhanced behavior support specialty settings and program and any necessary recommendations for legislative actions to facilitate the ability of the department to:

(A) Enter into contracts and payment arrangements with providers choosing to provide the enhanced behavior support specialty setting and to supplement care in all community-based residential settings with experts trained in enhanced behavior support so that state-operated living alternatives, supported living facilities, and other community-based settings can specialize in the needs of individuals with developmental disabilities who are living with high, complex behavioral support needs;

(B) Enter into funding agreements with the health care authority for the provision of applied behavioral analysis and other applicable health care services within the community-based residential setting; and

(C) Provide the enhanced behavior support specialty through a medicaid waiver or other federal authority administered by the department, to the extent consistent with federal law and federal funding requirements to receive federal matching funds.

(31) (~~(\$2,874,000)~~) \$2,551,000 of the general fund—state appropriation for fiscal year 2024, (~~(\$2,211,000)~~) \$3,134,000 of the general fund—state appropriation for fiscal year 2025, and \$70,000 of the general fund—federal appropriation are provided solely for the kinship care support program. Of the amounts provided in this subsection:

(a) (~~(\$667,000)~~) \$1,344,000 of the general fund—state appropriation for fiscal year 2024 and \$1,944,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the kinship care support program.

(b) \$344,000 of the general fund—state appropriation for fiscal year 2024 (~~(is)~~) and \$323,000 of the general fund—state appropriation for fiscal year 2025

are provided solely to continue the kinship navigator case management pilot program.

~~((b) \$900,000))~~ (c) \$863,000 of the general fund—state appropriation for fiscal year 2024 ~~((and \$900,000)),~~ \$867,000 of the general fund—state appropriation for fiscal year 2025, and \$70,000 of the general fund—federal appropriation are provided solely ~~((to increase the rates paid to))~~ for kinship navigators ~~((and to)),~~ including an increase in the number of kinship navigators so that each area agency on aging has one kinship navigator and King county has two kinship navigators.

(32) \$2,574,000 of the general fund—state appropriation for fiscal year 2024 and \$2,567,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the department to provide personal care services for up to 40 clients who are not United States citizens and who are ineligible for medicaid upon their discharge from an acute care hospital. The department must prioritize the funding provided in this subsection for such clients in acute care hospitals who are also on the department's wait list for services.

(33) \$691,000 of the general fund—state appropriation for fiscal year 2024, \$658,000 of the general fund—state appropriation for fiscal year 2025, and \$1,347,000 of the general fund—federal appropriation are provided solely for the department to provide staff support to the difficult to discharge task force described in ~~((section 135(12) of this act))~~ section 133(11) of this act, including any associated ad hoc subgroups, and to develop home and community services assessment timeliness requirements for pilot participants in cooperation with the health care authority as described in ~~((section 211(65) of this act))~~ section 211(64) of this act.

(34) \$125,000 of the general fund—state appropriation for fiscal year 2024 and \$125,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for a study of functional assessments conducted by the department prior to acute care hospital discharge and placement in a post-acute facility. No later than June 30, 2025, a report must be submitted to the governor and the appropriate committees of the legislature that evaluates:

- (a) The timeliness of the completion of these assessments;
- (b) How requiring these assessments impacts:
  - (i) The length of a patient's hospital stay;
  - (ii) The patient's medical, emotional, and mental well-being;
  - (iii) The hospital staff who care for these patients; and
  - (iv) Access to inpatient and emergency beds for other patients;
- (c) Best practices from other states for placing hospitalized patients in post-acute care settings in a timely and effective manner that includes:
  - (i) Identification of the states that require these assessments prior to post-acute placement; and
  - (ii) An analysis of a patient's hospital length of stay and a patient's medical, emotional, and mental well-being in states that require these assessments compared to the states that do not; and

(d) The potential benefits of, and barriers to, outsourcing some or all of the functional assessment process to hospitals. Barriers evaluated must include department policies regarding staff workloads, outsourcing work, and computer system access.

(35) \$63,000 of the general fund—state appropriation for fiscal year 2024, \$73,000 of the general fund—state appropriation for fiscal year 2025, and \$136,000 of the general fund—federal appropriation are provided solely to employ and train staff for outreach efforts aimed at connecting adult family home owners and their employees with health care coverage through the adult family home training network as outlined in RCW 70.128.305. These outreach activities must consist of:

(a) Informing adult family home owners and their employees about various health insurance options;

(b) Creating and distributing culturally and linguistically relevant materials to assist these individuals in accessing affordable or free health insurance plans;

(c) Offering continuous technical support to adult family home owners and their employees regarding health insurance options and the application process; and

(d) Providing technical assistance as a certified assister for the health benefit exchange, enabling adult family home owners and their employees to comprehend, compare, apply for, and enroll in health insurance via Washington healthplanfinder. Participation in the certified assister program is dependent on meeting contractual, security, and other program requirements set by the health benefit exchange.

(36) \$300,000 of the general fund—state appropriation for fiscal year 2024 is provided solely for the department, in collaboration with the office of the insurance commissioner and the office of the attorney general, to create a regulatory oversight plan for continuing care retirement communities, focusing primarily on establishing and implementing resident consumer protections, as recommended in the 2022 report of the office of the insurance commissioner. As part of the process, the agencies must engage with relevant stakeholder groups for consultation. The final plan must be submitted to the health care committees of the legislature by December 1, 2024.

(37) (~~(\$16,952,000)~~) \$11,509,000 of the general fund—state appropriation for fiscal year 2024, (~~(\$23,761,000)~~) \$15,363,000 of the general fund—state appropriation for fiscal year 2025, and (~~(\$41,407,000)~~) \$27,344,000 of the general fund—federal appropriation are provided solely for nursing home services and emergent building costs at the transitional care center of Seattle. No later than December 1, 2024, the department must submit to the appropriate fiscal committees of the legislature a report that includes, but is not limited to:

(a) An itemization of the costs associated with providing direct care services to residents and managing and caring for the facility; and

(b) An examination of the impacts of this facility on clients and providers of the long-term care and medical care sectors of the state that includes, but is not limited to:

(i) An analysis of areas that have realized cost containment or savings as a result of this facility;

(ii) A comparison of individuals transitioned from hospitals to this facility compared to other skilled nursing facilities over the same period of time; and

(iii) Impacts of this facility on lengths of stay in acute care hospitals, other skilled nursing facility, and transitions to home and community-based settings.

(38) \$911,000 of the general fund—state appropriation for fiscal year 2024, \$935,000 of the general fund—state appropriation for fiscal year 2025, and

\$365,000 of the general fund—federal appropriation are provided solely for implementation of House Bill No. 1128 (personal needs allowance). ~~((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.))~~

(39) \$562,000 of the general fund—state appropriation for fiscal year 2024, \$673,000 of the general fund—state appropriation for fiscal year 2025, and \$1,244,000 of the general fund—federal appropriation are provided solely to increase rates for long-term care case management services offered by area agencies on aging. The department must include this adjustment in the monthly per client rates paid to these agencies for case management services in the governor's projected maintenance level budget process, in accordance with RCW 43.88.030.

(40) \$500,000 of the general fund—state appropriation for fiscal year 2024, ~~((~~\$500,000~~))~~ \$1,000,000 of the general fund—state appropriation for fiscal year 2025, and ~~((~~\$1,000,000~~))~~ \$1,500,000 of the general fund—federal appropriation are provided solely to contract with an organization to design and deliver culturally and linguistically competent training programs for home care workers, including individual providers. Of the amounts provided in this subsection, \$500,000 of the general fund—state appropriation for fiscal year 2025 and \$500,000 of the general fund—federal appropriation are provided solely to develop and implement training programs on emergency preparedness related to climate-related events.

(41) \$200,000 of the general fund—state appropriation for fiscal year 2024, \$200,000 of the general fund—state appropriation for fiscal year 2025, and \$400,000 of the general fund—federal appropriation are provided solely for a pilot project focused on providing translation services for interpreting mandatory training courses offered through the adult family home training network. The department of social and health services must collaborate with the adult family home council and the adult family home training network to assess the pilot project's outcomes. The department of social and health services shall submit a comprehensive report detailing the results to the governor and the appropriate committees of the legislature no later than September 30, 2025.

(42) \$635,000 of the general fund—state appropriation for fiscal year 2024 and \$635,000 of the general fund—state appropriation for fiscal year 2025 are provided solely to continue the current pilot projects to provide personal care services to homeless seniors and people with disabilities from the time the person presents at a shelter to the time they become eligible for medicaid.

(43) \$75,000 of the general fund—state appropriation for fiscal year 2024, \$72,000 of the general fund—state appropriation for fiscal year 2025, and \$147,000 of the general fund—federal appropriation are provided solely for implementation of Engrossed Second Substitute House Bill No. 1188 (child welfare services/DD). ~~((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.))~~

(44) \$125,000 of the general fund—state appropriation for fiscal year 2024, \$125,000 of the general fund—state appropriation for fiscal year 2025, and \$250,000 of the general fund—federal appropriation are provided solely for the department, in collaboration with the consumer directed employer and home care agencies, to establish guidelines, collect and analyze data, and research the reasons and timing behind home care workers leaving the workforce.

(45) \$703,000 of the general fund—state appropriation for fiscal year 2024, \$3,297,000 of the general fund—state appropriation for fiscal year 2025, and \$2,735,000 of the general fund—federal appropriation are provided solely for implementation of Engrossed Second Substitute Senate Bill No. 5440 (competency evaluations). ~~((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.))~~

(46)(a) \$4,792,000 of the general fund—state appropriation for fiscal year 2024, \$4,894,000 of the general fund—state appropriation for fiscal year 2025, and \$9,881,000 of the general fund—federal appropriation are provided solely to support providers that are ready to accept patients who are in acute care beds and no longer require inpatient care, but are unable to be transitioned to appropriate postacute care settings. These patients are generally referred to as difficult to discharge hospital patients because of their behaviors.

(i) The department shall broaden the current discharge and referral case management practices for difficult to discharge hospital patients waiting in acute care hospitals to include referrals to all long-term care behavioral health settings, including enhanced services facilities, enhanced adult residential care, and enhanced adult residential care with community stability supports contracts or community behavioral health support services, including supportive supervision and oversight and skills development and restoration. These home and community-based providers are contracted to provide various levels of personal care, nursing, and behavior supports for difficult to discharge hospital patients with significant behavior support needs.

(ii) Patients ready to discharge from acute care hospitals with diagnosed behaviors or behavior history, and a likelihood of unsuccessful placement in other licensed long-term care facilities, a history of rejected applications for admissions, or a history of unsuccessful placements shall be fully eligible for referral to available beds in enhanced services facilities or enhanced adult residential care with contracts that adequately meet the patient's long-term care needs.

(iii) Previous or current detainment under the involuntary treatment act shall not be a requirement for individuals in acute care hospitals to be eligible for these specialized settings. The department shall develop a standard process for acute care hospitals to refer patients to the department for placement in enhanced services facilities and enhanced adult residential care with contracts to provide behavior support.

(b) The department must adopt a payment model that incorporates the following adjustments:

(i) The enhanced behavior services plus and enhanced behavior services respite rates for skilled nursing facilities shall be converted to \$175 per patient per day add-on in addition to daily base rates to recognize additional staffing and care needs for patients with behaviors.

(ii) Enhanced behavior services plus with specialized services rates for skilled nursing facilities shall be converted to \$235 per patient per day add-on on top of daily base rates.

(iii) The ventilator rate add-on for all skilled nursing facilities shall be \$192 per patient per day.

(iv) The tracheotomy rate add-on for all skilled nursing facilities shall be \$123 per patient per day.

(c) Of the amounts provided in (a) of this subsection, \$3,838,000 of the general fund—state appropriation for fiscal year 2024, \$3,917,000 of the general fund—state appropriation for fiscal year 2025, and \$7,911,000 of the general fund—federal appropriation are provided solely for an increase in the daily rate for enhanced services facilities to \$596.10 per patient per day.

(47) \$926,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for the office of the deaf and hard of hearing within the department to establish a work group to address the statewide shortage of qualified and certified American sign language interpreters and protactile interpreters. The work group shall focus on developing training and certification standards, developing strategies for increasing interpreter numbers across all communities, for enhancing professional development, and for creating pathways to allow interpreters to be financially supported to work statewide. The work group shall primarily be comprised of individuals who identify as deaf, deafblind, and hard of hearing who use American sign language or protactile, with priority for members from historically marginalized communities. The work group shall provide a final report, including recommendations and a plan for implementation, to the governor and appropriate committees of the legislature by June 30, 2025.

(48) \$830,000 of the general fund—state appropriation for fiscal year 2025 and \$80,000 of the general fund—federal appropriation are provided solely for the department, in collaboration with the office of the insurance commissioner and the health care authority, to develop a plan for a phase-in of an essential worker health benefits program.

(a) By December 15, 2024, the department must submit to the appropriate policy and fiscal committees of the legislature an implementation plan to provide nursing home workers with high quality, affordable health coverage through participating nursing home employers beginning January 1, 2026. The implementation plan should address:

(i) The likelihood that the state can obtain approval of supplemental medicaid payments for the program;

(ii) As assessment of current employee health benefit spending by nursing homes participating in the medicaid program, including current health benefit plan eligibility, plan design, employee cost-sharing, and employer premium contributions;

(iii) A mechanism to ensure that nursing home employers participating in the program maintain spending on health benefits such that medicaid payments supplement and do not supplant their health benefit spending;

(iv) The appropriate structure and oversight of the newly established health benefits fund, including the use of an established Taft-Hartley fund, fully insured health coverage, or a self-funded multiemployer welfare arrangement that offers health benefits comparable to the platinum metal level under the affordable care act, including any statutory or regulatory changes necessary to ensure that the plan meets defined plan design, consumer protection, and solvency requirements.

(b) In preparing the implementation plan, the department, commissioner, and authority must review the design and impacts of the essential worker health care trust in Oregon and other similar publicly supported programs from other jurisdictions.

(c) The department must consult with interested organizations in development of the implementation plan.

(d) The department may contract with third parties and consult with other state entities to conduct all or any portion of the study, including actuarial analysis.

(e) A minimum of \$750,000 of the amounts provided in this subsection (48) must be contracted with an entity that is managed through a labor-management partnership. This entity must already be providing health care benefits to no fewer than 20,000 long-term care workers in the state of Washington and should have at least five years of experience in administering health care benefits to this workforce. Their joint efforts will focus on examining the health care needs specific to the nursing home workforce in the state, formulating a benefit plan that effectively addresses these needs, determining the financial requirement to offer such benefits, developing informational materials on health benefits tailored for nursing home workers, and establishing procedures and systems necessary for enrolling employees in the plan, subject to legislative appropriation for implementation.

(49) \$25,990,000 of the long-term services and supports trust account—state appropriation is provided solely for the information technology project for the long-term services and supports trust program, and is subject to the conditions, limitations, and review requirements of section 701 of this act.

(50) \$12,000,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for the area agencies on aging to maintain senior nutrition services. This includes, but is not limited to, meals at sites, through pantries, and home-delivery.

(51) \$125,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for the Washington traumatic brain injury strategic partnership advisory council to support at least one in-person support group in each region of the state served by an accountable community of health as defined in RCW 82.04.43395. The council shall provide recommendations to the department on the criteria to be used in selecting the programs to receive funding. The criteria must reflect the diversity of individuals with traumatic brain injuries, including the range of cognitive and financial barriers that individuals with traumatic brain injuries may experience when accessing web-based services. Preference must be given to programs that facilitate support groups led by individuals with direct lived experience with traumatic brain injuries or individuals certified as brain injury specialists. Each program that receives funding under this section must ensure that the in-person or virtual support groups meet at least quarterly and are free of charge. The department must approve at least one facilitation training curriculum specific to brain injury to be used by the programs that receive funding under this section.

(52) \$440,000 of the general fund—state appropriation for fiscal year 2025 and \$560,000 of the general fund—federal appropriation are provided solely for implementation of Substitute House Bill No. 1942 (long-term care providers). If the bill is not enacted by June 30, 2024, the amounts provided in this subsection shall lapse.

(53) \$843,000 of the long-term services and supports trust account—state appropriation is provided solely for the department to create a secure online

portal to allow program participants to view a summary statement of their benefits.

(54) \$641,000 of the general fund—state appropriation for fiscal year 2025 and \$641,000 of the general fund—federal appropriation are provided solely for a 20 percent increase in the rates for adult day care and adult day health.

(55)(a) \$408,000 of the general fund—state appropriation for fiscal year 2025 and \$438,000 of the general fund—federal appropriation are provided for rates paid, effective January 1, 2025, to independent contractor nurses and agency-employed nurses providing private duty nursing, skilled nursing, and private duty nursing in adult family homes.

(b) The department must adopt a payment model that incorporates the following adjustments for independent contractor nurses:

(i) Private duty nursing services shall be \$56.58 per hour by a registered nurse and \$46.49 per hour by a licensed practical nurse.

(ii) Skilled nursing services shall be \$62.93 per day by a registered nurse.

(c) The department must adopt a payment model that incorporates the following adjustments for agency-employed nurses:

(i) Private duty nursing services shall be \$67.89 per hour by a registered nurse and \$55.79 per hour by a licensed practical nurse.

(ii) Skilled nursing services shall be \$75.52 per day by a registered nurse.

(d) Private duty nursing services in an adult family home shall be \$898.95 per day.

(56) \$38,000 of the general fund—state appropriation for fiscal year 2025 and \$39,000 of the general fund—federal appropriation are provided solely for implementation of Second Substitute House Bill No. 1941 (health home serv./children). If the bill is not enacted by June 30, 2024, the amounts provided in this subsection shall lapse.

(57)(a) Within amounts appropriated in this section, the department shall convene a work group comprised of representatives from the department of social and health services, the department of commerce, the health care authority, and organizations representing relevant assisted living and housing providers utilizing department of housing and urban development housing choice vouchers in assisted living facilities to examine how assisted living facilities can use these vouchers for medicaid residents in a manner that aligns with federal requirements and does not negatively impact receipt of federal medicaid funding.

(b) The work group shall submit a preliminary report by December 1, 2024, to the governor and the appropriate committees of the legislature that includes any findings and policy recommendations for how to use housing and urban development project-based rental vouchers for medicaid residents living in licensed assisted living facilities. The work group findings must identify any barriers within the state and federal systems that would prevent the use of housing and urban development project-based rental vouchers for medicaid residents, including, but not limited to, licensing requirements and duplication of services.

(c) It is the intent of the legislature that this work group will continue its work through September 30, 2025, in order to facilitate completion of a final report to the governor and the appropriate committees of the legislature at that time.

**Sec. 205.** 2023 c 475 s 205 (uncodified) is amended to read as follows:  
**FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—  
ECONOMIC SERVICES PROGRAM**

General Fund—State Appropriation (FY 2024) . . . . .	<del>(\$606,767,000)</del>	<u>\$679,581,000</u>
General Fund—State Appropriation (FY 2025) . . . . .	<del>(\$604,555,000)</del>	<u>\$771,647,000</u>
General Fund—Federal Appropriation . . . . .	<del>(\$1,648,987,000)</del>	<u>\$1,694,306,000</u>
General Fund—Private/Local Appropriation . . . . .	\$5,274,000	
Domestic Violence Prevention Account—State Appropriation . . . . .		\$2,404,000
<b>TOTAL APPROPRIATION . . . . .</b>	<del>(\$2,867,987,000)</del>	<u>\$3,153,212,000</u>

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

(1)(a) ~~(\$169,050,000)~~ \$177,407,000 of the general fund—state appropriation for fiscal year 2024, ~~(\$164,246,000)~~ \$199,303,000 of the general fund—state appropriation for fiscal year 2025, and ~~(\$853,777,000)~~ \$853,786,000 of the general fund—federal 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) ~~(\$450,773,000)~~ \$482,615,000 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. Of the amounts provided in this subsection (1)(b):

(i) \$17,315,000 of the general fund—federal appropriation is provided solely to increase the temporary assistance for needy families and state family assistance cash grants by \$100 per month for households with a child under the age of three, effective November 1, 2023. The funding is intended to assist families with the cost of diapers as described in chapter 100, Laws of 2022.

(ii) \$3,060,000 of the general fund—state appropriation for fiscal year 2024, \$4,665,000 of the general fund—state appropriation for fiscal year 2025, and \$19,000,000 of the general fund—federal appropriation are provided solely for

the department to increase temporary assistance for needy families grants by eight percent, effective January 1, 2024.

(iii) \$296,000 of the general fund—state appropriation for fiscal year 2024, \$5,293,000 of the general fund—state appropriation for fiscal year 2025, and \$1,089,000 of the general fund—federal appropriation are provided solely for implementation of Second Substitute House Bill No. 1447 (assistance programs). ~~((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse:))~~

(iv) \$632,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for the replacement of skimmed or cloned cash benefits for impacted recipients. Benefits may be replaced up to two times each federal fiscal year for the temporary assistance for needy families and the state family assistance program. The replacement of stolen benefits shall align with the supplemental food assistance program benefit replacement guidelines in the consolidated appropriations act, 2023 (136 Stat. 4459). Any unspent funds in this subsection (1)(b)(iv) shall lapse on September 30, 2024, or on the date that the federal government ends the requirement that stolen supplemental nutrition assistance program benefits must be replaced, whichever is later.

(v) \$656,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for implementation of Substitute House Bill No. 2007 (cash assistance time limits). If this bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

(c) ~~(((\$167,710,000))~~ \$167,762,000 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.

(i) \$2,474,000 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.

(ii) \$482,000 of the general fund—state appropriation for fiscal year 2024 and \$1,417,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the costs associated with increasing the temporary assistance for needy families grants by eight percent, effective January 1, 2024.

(iii) \$185,000 of the general fund—state appropriation for fiscal year 2024 and \$1,820,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for implementation of Second Substitute House Bill No. 1447 (assistance programs). ~~((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse:))~~

(iv) \$52,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for implementation of Substitute House Bill No. 2007 (cash assistance time limits). If this bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

(d) Of the amounts in (a) of this subsection, \$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.

(i) The department of social and health services shall work in collaboration with the department of children, youth, and families to determine the appropriate amount of state expenditures for the working connections child care program to claim towards the state's maintenance of effort for the temporary assistance for needy families program. The departments will also collaborate 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 annual temporary assistance for needy families reimbursement from the department of social and health services to the department of children, youth, and families.

(ii) Effective December 1, 2023, and annually thereafter, the department of children, youth, and families must report to the governor and the appropriate fiscal and policy committees of the legislature the total state contribution for the working connections child care program claimed the previous fiscal year towards the state's maintenance of effort for the temporary assistance for needy families program and the total temporary assistance for needy families reimbursement from the department of social and health services for the previous fiscal year.

(e) Of the amounts in (a) of this subsection, \$68,496,000 of the general fund—federal appropriation is for child welfare services within the department of children, youth, and families.

(f) Of the amounts in (a) of this subsection, ~~(\$146,692,000)~~ \$158,221,000 is for WorkFirst administration and overhead. Of the amounts provided in this subsection (1)(f):

(i) \$147,000 of the general fund—state appropriation for fiscal year 2024 and \$69,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for costs associated with increasing the temporary assistance for needy families grants by eight percent, effective January 1, 2024.

(ii) \$204,000 of the general fund—state appropriation for fiscal year 2024, \$179,000 of the general fund—state appropriation for fiscal year 2025, and \$575,000 of the general fund—federal appropriation are provided solely for implementation of Second Substitute House Bill No. 1447 (assistance programs). ~~((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.))~~

(iii) \$10,000 of the general fund—state appropriation for fiscal year 2025 is provided solely to process skimmed or cloned cash benefits for impacted recipients of the temporary assistance for needy families or state family assistance programs. Any unspent funds in this subsection (1)(f)(iii) shall lapse on September 30, 2024, or on the date that the federal government ends the requirement that stolen supplemental nutrition assistance program benefits must be replaced, whichever is later.

(iv) \$352,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for implementation of Substitute House Bill No. 2007 (cash assistance time limits). If this bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

(v) \$407,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for implementation of Engrossed Substitute House Bill No. 1652 (child support pass through). If this bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

(g)(i) The department shall submit quarterly expenditure reports to the governor, the fiscal committees of the legislature, and the legislative WorkFirst poverty reduction oversight task force under RCW 74.08A.341. In addition to these requirements, the department must detail any fund transfers across budget units identified in (a) through (e) of this subsection. The department shall not initiate any services that require expenditure of state general fund moneys that are not consistent with policies established by the legislature.

(ii) The department may transfer up to 10 percent of funding between budget units identified in (b) through (f) of this subsection. 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) On January 2nd and July 1st of each year, 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.

(i) In the 2023-2025 fiscal biennium, it is the intent of the legislature to provide appropriations from the state general fund for the purposes of (a) 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) \$3,545,000 of the general fund—state appropriation for fiscal year 2024 and \$3,545,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for naturalization services.

(3) \$2,366,000 of the general fund—state appropriation for fiscal year 2024 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 2025 is provided solely for the 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, 2024, and January 1, 2025, 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 100 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) 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.

(8) \$1,500,000 of the general fund—state appropriation for fiscal year 2024 and ~~(\$1,500,000)~~ \$2,500,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for operational support of the Washington information network 211 organization.

(9) \$377,000 of the general fund—state appropriation for fiscal year 2024 and \$377,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the consolidated emergency assistance program.

(10) \$560,000 of the general fund—state appropriation for fiscal year 2024 and \$560,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for a state-funded employment and training program for recipients of the state's food assistance program.

(11) ~~(\$5,244,000)~~ \$4,999,000 of the general fund—state appropriation for fiscal year 2024, ~~(\$3,805,000)~~ \$6,843,000 of the general fund—state

appropriation for fiscal year 2025, and (~~(\$21,115,000)~~) \$27,765,000 of the general fund—federal appropriation are provided solely for the integrated eligibility and enrollment modernization project to create a comprehensive application and benefit status tracker for multiple programs, an application and enrollment portal for multiple programs, and to establish a foundational platform. Funding is subject to the conditions, limitations, and review requirements of section 701 of this act.

(12) (~~(\$3,307,000)~~) \$1,993,000 of the general fund—state appropriation for fiscal year 2024, (~~(\$257,000)~~) \$1,230,000 of the general fund—state appropriation for fiscal year 2025, and (~~(\$8,318,000)~~) \$7,576,000 of the general fund—federal appropriation are provided solely for the integrated eligibility and enrollment modernization project for the discovery, innovation, and customer experience phase. Funding is subject to the conditions, limitations, and review requirements of section 701 of this act.

(13) (~~(\$1,067,000)~~) \$2,267,000 of the general fund—state appropriation for fiscal year 2024, (~~(\$1,067,000)~~) \$2,638,000 of the general fund—state appropriation for fiscal year 2025, and (~~(\$4,981,000)~~) \$11,481,000 of the general fund—federal appropriation are provided solely for the integrated eligibility and enrollment modernization project office.

(14) \$189,000 of the general fund—state appropriation for fiscal year 2024 and \$953,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the expansion of the ongoing additional requirements program, effective April 1, 2024. Of the amount provided in this subsection, the maximum amount that may be expended on new items added to the ongoing additional requirements program is \$53,000 in fiscal year 2024 and \$710,000 in fiscal year 2025.

(15)(a) \$500,000 of the general fund—state appropriation for fiscal year 2024 and \$500,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for sponsorship stabilization funds for eligible unaccompanied children and their sponsors and a study to assess needs and develop recommendations for ongoing supports for this population.

(b) Of the amounts provided in (a) of this subsection, \$350,000 of the general fund—state appropriation for fiscal year 2024 and \$350,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for sponsorship stabilization funds for eligible unaccompanied children and their sponsors in order to address financial hardship and support household well-being. Stabilization funds can be used to support the sponsorship household with costs of housing, childcare, transportation, internet and data services, household goods, and other unmet needs. The funds may be provided on behalf of an unaccompanied child when the following eligibility criteria are met:

(i) The unaccompanied child is between the ages of 0-17, has been placed in Washington under the care of a nonparental sponsor following release from the United States office of refugee resettlement custody, and has not been reunified with a parent; and

(ii) The sponsorship household demonstrates financial need and has an income below 250 percent of the federal poverty level. A sponsorship household receiving stabilization funds on behalf of a child who turns 18 may continue to receive funds for an additional 60 days after the child reaches 18 years of age.

(c) The department may work with community-based organizations to administer sponsorship stabilization supports. Up to 10 percent of the amounts provided in (b) of this subsection may be used by the community-based organizations to cover administrative expenses associated with the distribution of these supports.

(d) Of the amounts provided in (a) of this subsection, \$150,000 of the general fund—state appropriation for fiscal year 2024 and \$150,000 of the general fund—state appropriation for fiscal year 2025 are provided solely to cover the administrative resources necessary for the department to administer the sponsorship stabilization program and to convene a work group with the department of children, youth, and families, department of commerce's office of homeless youth prevention and programs, stakeholders, and community-based organization who have pertinent information regarding sponsorship households. The work group shall identify and analyze the resource and service needs for unaccompanied children and their sponsors, including the types and levels of financial supports and related services that will promote stability of sponsorship placements for this population.

(i) The department must produce a report that includes an overview of the number of impacted children and sponsors, existing services and supports that are available, any gaps in services, and potential changes to federal programs and policies that could impact unaccompanied children. The report shall include recommendations for how state agencies and community organizations can partner with the federal government to support sponsorship households, proposed services and supports that the state could provide to promote the ongoing stability of sponsorship households, and a recommended service delivery model.

(ii) The department shall submit the report required by (d)(i) of this subsection (15) to the governor and appropriate legislative committees no later than June 30, 2025.

(16) \$111,000 of the general fund—state appropriation for fiscal year 2024, \$1,016,000 of the general fund—state appropriation for fiscal year 2025, and \$21,000 of the general fund—federal appropriation are provided solely for implementation of Second Substitute House Bill No. 1447 (assistance programs) for the aged, blind, or disabled, refugee cash assistance, pregnant women assistance, and consolidated emergency assistance programs. ~~((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.))~~

(17) \$500,000 of the general fund—state appropriation for fiscal year 2024 is provided solely for the department to contract with an organization located in Seattle with expertise in culturally and linguistically appropriate communications and outreach to conduct an outreach, education, and media campaign related to communities significantly impacted by or at risk for benefits trafficking, skimming, or other fraudulent activities, with particular focus on immigrant, refugee, migrant, and senior populations. This campaign must provide community-focused, culturally and linguistically appropriate education and assistance targeted to meet the needs of each community and related to safeguarding public assistance benefits provided through an electronic benefit card and how to avoid the trafficking or skimming of benefits. To the extent practical, the department must make available information and data to refine this campaign for those communities most impacted to ensure inclusion of any

relevant groups not already identified in this provision. The contracted organization, in collaboration with the department, must focus its outreach in highly impacted geographic areas including, but not limited to, Burien, Federal Way, Kent, Lynnwood, White Center, West Seattle, Seattle's International District, Chinatown, and the Central District, Yakima and other identified locations.

(18) ~~\$10,881,000~~ of the general fund—state appropriation for fiscal year 2024, ~~(\$10,131,000)~~ \$10,416,000 of the general fund—state appropriation for fiscal year 2025, \$6,734,000 of the general fund—federal appropriation, and \$2,404,000 of the domestic violence prevention account—state appropriation are provided solely for domestic violence victim services. Of the amounts provided in this subsection(~~;~~):

(a) \$750,000 of the general fund—state appropriation for fiscal year 2024 must be distributed to domestic violence services providers proportionately, based upon bed capacity; and

(b) \$285,000 of the general fund—state appropriation for fiscal year 2025 must be distributed to domestic violence emergency shelters that are experiencing a reduction in compensation/FTE enhancements funding from the department of social and health services, and funding must be used to continue current service levels to survivors of domestic violence. Funding in this subsection (b) must be allocated as follows:

(i) \$70,000 is for a department-contracted shelter providing services in Thurston county;

(ii) \$50,000 is for a department-contracted shelter providing services in Spokane county;

(iii) \$45,000 is for a department-contracted shelter providing services in Lewis county;

(iv) \$40,000 is for a department-contracted shelter providing services in eastern Clallam county;

(v) \$30,000 is for a department-contracted shelter providing services in northern Yakima county;

(vi) \$25,000 is for a department-contracted shelter providing services in Mason county; and

(vii) \$25,000 is for a department-contracted shelter providing services in Cowlitz county.

(19) \$1,100,000 of the general fund—state appropriation for fiscal year 2024 and \$715,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the department to meet the terms of its settlement agreement with the United States department of agriculture (USDA).

(a) Of the amounts provided in this subsection, \$500,000 of the general fund—state appropriation for fiscal year 2024 is provided solely for the department to repay USDA as part of the settlement agreement.

(b) Of the amounts provided in this subsection, \$600,000 of the general fund—state appropriation for fiscal year 2024 and \$715,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the department to fund employment and training program services and activities ~~((for))~~ targeted to able-bodied adults without dependents receiving food benefits from the USDA supplemental nutrition assistance program, but open to all basic

food employment and training participants including participants who are not able-bodied adults without dependents.

(20) \$3,844,000 of the general fund—state appropriation for fiscal year 2024, \$7,921,000 of the general fund—state appropriation for fiscal year 2025, and \$1,374,000 of the general fund—federal appropriation are provided solely for the department to increase the aged, blind, or disabled, refugee cash assistance, pregnant women assistance, and consolidated emergency assistance grants by eight percent, effective January 1, 2024.

(21) \$950,000 of the general fund—state appropriation for fiscal year 2024 and \$950,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for a nonprofit organization in Pierce county to continue the operation of the guaranteed basic income program in Tacoma.

(22) \$58,000 of the general fund—state appropriation for fiscal year 2024 and \$59,000 of the general fund—state appropriation for fiscal year 2025 are provided solely to implement Substitute Senate Bill No. 5398 (domestic violence funding). ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.))~~

(23) \$113,000 of the general fund—state appropriation for fiscal year 2024, \$1,487,000 of the general fund—state appropriation for fiscal year 2025, and \$1,599,000 of the general fund—federal appropriation are provided solely to fully integrate the asset verification system into the automated client eligibility system (ACES).

(24) \$16,000 of the general fund—state appropriation for fiscal year 2024 and \$34,000 of the general fund—state appropriation for fiscal year 2025 are provided solely to implement the changes made to the state supplemental payment program in chapter 201, Laws of 2023.

(25) \$51,000 of the general fund—state appropriation for fiscal year 2024 and \$178,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the staffing necessary to process medical assistance cases resulting from the July 1, 2024, implementation for the apple health expansion program.

(26) \$1,393,000 of the general fund—state appropriation for fiscal year 2024, \$5,888,000 of the general fund—state appropriation for fiscal year 2025, and \$6,995,000 of the general fund—federal appropriation are provided solely for the transition of the automated client eligibility system (ACES) mainframe hardware operations to cloud technologies, using an enterprise contracted service through the consolidated technology services agency. Funding is subject to the conditions, limitations, and review requirements of section 701 of this act.

(27) \$5,024,000 of the general fund—state appropriation for fiscal year 2024, \$7,206,000 of the general fund—state appropriation for fiscal year 2025, and \$12,230,000 of the general fund—federal appropriation are provided solely for the implementation of the summer electronic benefit transfer program for the summer break months following the 2023-2024 and 2024-2025 school years. The program implementation must align with the federal summer electronic benefit program requirements defined in the consolidated appropriations act, 2023 (136 Stat. 4459). The department may use a third-party entity to administer the program.

(28) \$10,904,000 of the general fund—state appropriation for fiscal year 2024, \$464,000 of the general fund—state appropriation for fiscal year 2025,

and \$10,921,000 of the general fund—federal appropriation are provided solely to cover the increased costs of the maintenance and operations of the automated client eligibility system (ACES), including but not limited to a one-time vendor transition.

(29) \$251,000 of the general fund—state appropriation for fiscal year 2025 and \$21,000 of the general fund—federal appropriation are provided solely to process and replace skimmed or cloned cash and food benefits for impacted recipients. Benefits may be replaced up to two times each federal fiscal year for the pregnant women assistance, refugee cash assistance, aged, blind, or disabled assistance, and state food assistance program. The replacement of stolen cash and food benefits shall align with the supplemental food assistance program benefit replacement guidelines in the consolidated appropriations act, 2023 (136 Stat. 4459). Any unspent funds in this subsection shall lapse on September 30, 2024, or on the date that the federal government ends the requirement that stolen supplemental nutrition assistance program benefits must be replaced, whichever is later.

(30)(a) \$250,000 of the general fund—state appropriation for fiscal year 2024 and \$25,000,000 of the general fund—state appropriation for fiscal year 2025 are provided solely to the office of refugee and immigrant assistance to expand support services for individuals newly arriving to the United States and Washington who do not qualify for federal refugee resettlement program services. Support services include, but are not limited to, housing assistance, food, transportation, childhood education services, education and employment supports, connection to legal services, and social services navigation.

(b) Of the amounts in (a) of this subsection, \$250,000 for fiscal year 2024 and \$750,000 for fiscal year 2025 are provided solely for school districts who have seen a significant increase in McKinney-Vento students seeking asylum with the opportunity to receive grants that provide students in their district with additional education opportunities and family supports.

(c) Of the amounts in (a) of this subsection, \$700,000 for fiscal year 2025 is provided solely for members of the Sub-Saharan African community.

(d) Of the amounts in (a) of this subsection, \$810,000 for fiscal year 2025 is provided solely for staffing at the office of refugee and immigrant assistance to cover the administrative expenses of implementing this subsection.

(31)(a) \$593,000 of the general fund—state appropriation for fiscal year 2024, \$1,406,000 of the general fund—state appropriation for fiscal year 2025, and \$193,000 of the general fund—federal appropriation are provided solely to implement changes made through the fiscal responsibility act of 2023 (137 Stat. 10) for the supplemental nutrition assistance program's work requirements for able-bodied adults without dependents, and the corresponding impacts to the state food assistance program.

(b) Of the amounts in (a) of this subsection, \$104,000 of the general fund—state appropriation for fiscal year 2024, \$115,000 of the general fund—state appropriation for fiscal year 2025, and \$193,000 of the general fund—federal appropriation are provided solely for administrative and information technology expenses.

(32)(a) \$236,000 of the general fund—state appropriation for fiscal year 2024, \$3,367,000 of the general fund—state appropriation for fiscal year 2025, and \$1,329,000 of the general fund—federal appropriation are provided solely

for the department to hire additional public benefit specialists to help reduce the call center and lobby wait times within the community services division.

(b) \$1,878,000 of the general fund—state appropriation for fiscal year 2024, \$3,660,000 of the general fund—state appropriation for fiscal year 2025, and \$3,541,000 of the general fund—federal appropriation are provided solely for technology enhancements and project governance necessary to create efficiencies that will reduce call center and lobby wait times for customers of the community services division. Enhancements include, but are not limited to, chatbots, robotic process automation, interactive voice response, and document upload. The amounts provided in this subsection (32)(b) are subject to the conditions, limitations, and review requirements of section 701 of this act.

(c) By June 30, 2025, the department must submit a report to the governor and the legislature that shows the prior fiscal year's call and lobby wait times by month and queue, number of customer contacts by month and queue, processing times for the various queues for the three most recent fiscal years along with an explanation for any changes to the most recent year's processing times, number of filled public benefit specialists 3 positions and vacancies by month, wait time impacts associated with the individual technology solution enhancements, any telephonic savings experienced due to fewer customers waiting on hold, and recommendations to continue reducing customer wait times.

**Sec. 206.** 2023 c 475 s 206 (uncodified) is amended to read as follows:  
**FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—  
VOCATIONAL REHABILITATION PROGRAM**

General Fund—State Appropriation (FY 2024) . . . . .	(\$26,670,000)
	\$26,677,000
General Fund—State Appropriation (FY 2025) . . . . .	(\$26,962,000)
	\$26,976,000
General Fund—Federal Appropriation . . . . .	\$110,047,000
TOTAL APPROPRIATION . . . . .	(\$163,679,000)
	\$163,700,000

**Sec. 207.** 2023 c 475 s 207 (uncodified) is amended to read as follows:  
**FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—  
SPECIAL COMMITMENT PROGRAM**

General Fund—State Appropriation (FY 2024) . . . . .	(\$82,011,000)
	\$81,273,000
General Fund—State Appropriation (FY 2025) . . . . .	(\$81,976,000)
	\$80,519,000
TOTAL APPROPRIATION . . . . .	(\$163,987,000)
	\$161,792,000

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.

~~((4))~~ (2)(a) \$125,000 of the general fund—state appropriation for fiscal year 2024 is provided solely for the department to:

(i) Explore regulatory framework options for conditional release less restrictive alternative placements and make recommendations for a possible

future framework. This exploration shall include collaboration with the department of corrections regarding their community custody programs;

(ii) Review and refine agency policies regarding communication and engagement with impacted local governments related to less restrictive alternatives, including exploring options for public facing communications on current county fair share status and any projected future need;

(iii) Identify opportunities for greater collaboration and possible fiscal support for local government entities regarding placements of conditional release less restrictive alternatives; and

(iv) Provide recommendations to improve cost-effectiveness of all less restrictive alternative placements.

(b) The department shall submit a report to the governor and appropriate fiscal and policy committees of the legislature by December 1, 2023, with a summary of the results and provide any additional recommendations to the legislature that the department identifies. The report shall also include a summary of costs to the department for contracted and uncontracted less restrictive alternatives.

~~((5))~~ (3) \$150,000 of the general fund—state appropriation for fiscal year 2024 is provided solely for the department to conduct an assessment of wireless internet implementation needs and options, and must include an assessment of satellite and fiber options. The department shall provide a report that includes the assessment and estimated implementation time frame and costs to the appropriate committees of the legislature by December 15, 2023.

(4) \$189,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for the department to establish one position for a special commitment center communications manager to support information sharing to the public related to conditional release for less restrictive alternative placements.

(5) \$2,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for implementation of Substitute Senate Bill No. 6106 (DSHS workers/PSERS). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

**Sec. 208.** 2023 c 475 s 208 (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 2024) . . . . .	<del>(\$49,968,000))</del>
	<u>\$50,946,000</u>
General Fund—State Appropriation (FY 2025) . . . . .	<del>(\$50,544,000))</del>
	<u>\$62,924,000</u>
General Fund—Federal Appropriation . . . . .	<del>(\$57,444,000))</del>
	<u>\$62,593,000</u>
<u>Climate Commitment Account—State Appropriation . . . . .</u>	<u>\$2,000,000</u>
TOTAL APPROPRIATION . . . . .	<del>(\$157,956,000))</del>
	<u>\$178,463,000</u>

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, 2024, and February 1, 2025. 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) \$5,000 of the general fund—state appropriation for fiscal year 2024, \$22,000 of the general fund—state appropriation for fiscal year 2025, and \$14,000 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 2023-2025 fiscal biennium as provided in section 907 of this act.

(3) \$85,000 of the general fund—state appropriation for fiscal year 2024 and \$85,000 of the general fund—state appropriation for fiscal year 2025 are provided solely to support the joint legislative and executive committee on behavioral health established in (~~section 135 of this act~~) section 133 of this act.

(4) \$115,000 of the general fund—state appropriation for fiscal year 2024, \$111,000 of the general fund—state appropriation for fiscal year 2025, and \$64,000 of the general fund—federal appropriation are provided solely for implementation of Second Substitute House Bill No. 1745 (diversity in clinical trials). (~~If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.~~)

(5) \$100,000 of the general fund—state appropriation for fiscal year 2024, \$96,000 of the general fund—state appropriation for fiscal year 2025, and \$149,000 of the general fund—federal appropriation are provided solely for implementation of Senate Bill No. 5497 (medicaid expenditures). (~~If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.~~)

(6) \$231,000 of the general fund—state appropriation for fiscal year 2024 and \$65,000 of the general fund—federal appropriation are provided solely for implementation of Substitute Senate Bill No. 5304 (language access/testing). (~~If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.~~)

(7)(a) \$4,876,000 of the general fund—state appropriation for fiscal year 2025 and \$2,961,000 of the general fund—federal appropriation are provided solely for the system for integrated leave, attendance, and scheduling (SILAS) project and is subject to the conditions, limitations, and review requirements of section 701 of this act. Funding is provided solely for continued project expansion at the:

- (i) Yakima Valley school;
- (ii) Maple Lane campus;
- (iii) Brockmann campus;
- (iv) Rainier school; and
- (v) Fircrest school.

(b) By July 1, 2024, the department must submit a report to the appropriate committees of the legislature to include, at least, the implementation schedule and budget plans by facility deployment for each of the facilities listed in (a) of this subsection.

(c) By June 30, 2025, the department must submit a report to the appropriate committees of the legislature to include, but not be limited to, how funding was spent compared to the spending plan and the actual roll out by facility compared to the implementation schedule for each facility that the SILAS solution was planned and/or implemented at in the prior 12 calendar months.

(8) \$100,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for the research and data analysis division of the department to analyze historical trends of admissions for felony civil conversion cases based on behavioral health administrative service organization regions. The research and data analysis division must create a report that provides information on the monthly averages for admission by region and any information about trends or cycles, and shall make a recommendation about how best to predict and model future admissions for this population by region. The report must be submitted to the governor, office of financial management, and appropriate committees of the legislature no later than November 1, 2024.

(9) \$2,000,000 of the climate commitment account—state appropriation is provided solely for the department to pilot a statewide network of community assemblies fully centered on overburdened communities as defined in RCW 70A.02.010. The department must select topics for community assemblies that fall within its authority or must consult and coordinate with the agency who has authority on the proposed topic before selection. These assemblies will elevate community expertise and solutions to budget and policy makers on sustainable investments to create a more climate resilient Washington. If Initiative Measure No. 2117 is approved in the 2024 general election, upon the effective date of the measure, funds from the consolidated climate account may not be used for the purposes in this subsection.

(10) \$20,000 of the general fund—state appropriation for fiscal year 2024 and \$70,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the research and data analysis division of the department to conduct a study of the costs to expand apple health categorically needy coverage for SSI-related individuals who meet the criteria in WAC 182-512-0050. The study shall provide the cost of expanding medicaid services to individuals at the following percentages of the federal poverty level: 75 percent, 80 percent, 85 percent, 90 percent, 95 percent, and 100 percent. The study should also provide the cost of eliminating the state asset limits at each of these income increments. The study must be submitted to the appropriate committees of the legislature by December 1, 2024.

(11)(a) \$250,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for the department to complete a gap analysis of the existing housing and health care system and provide a report to the legislature detailing its findings. This report shall include, but not be limited to, a review of existing models related to individuals experiencing:

(i) Housing instability who have significant medical and/or behavioral health needs, including the inability to stay in or return to their current housing;

(ii) Homelessness and/or a significant history of being unhoused, including permanent supportive housing residents; and

(iii) Significant health-related social needs that are not severe enough to qualify for placement in existing facilities, but are too significant to be met in a shelter or permanent supportive housing.

(b) The gap analysis shall also include a review of:

(i) Hospitals with patients that have resolved the acute hospital-level needs of the patient, but cannot discharge patients to the community because there is no appropriate lower level of care available; and

(ii) Permanent supportive housing and shelter providers with residents whose medical needs exceed the location's ability to provide care.

(c) The department shall provide recommendations to fill the gaps identified in (a) and (b) of this subsection, which may include creation of complex care locations and enhanced behavioral health supports until an individual qualifies for either a higher or lower level of care.

(d) This report must be submitted to the appropriate committees of the legislature by December 1, 2024.

**Sec. 209.** 2023 c 475 s 209 (uncodified) is amended to read as follows:  
**FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES—  
PAYMENTS TO OTHER AGENCIES PROGRAM**

General Fund—State Appropriation (FY 2024) . . . . .	..(( <del>\$63,781,000</del> ))
	\$66,435,000
General Fund—State Appropriation (FY 2025) . . . . .	..(( <del>\$60,934,000</del> ))
	\$85,489,000
General Fund—Federal Appropriation . . . . .	..(( <del>\$60,794,000</del> ))
	\$62,969,000
TOTAL APPROPRIATION . . . . .	..(( <del>\$185,509,000</del> ))
	\$214,893,000

The appropriations in this section are subject to the following conditions and limitations: Within the amounts appropriated in this section, the department must extend master property insurance to all buildings owned by the department valued over \$250,000 and to all locations leased by the department with contents valued over \$250,000.

**Sec. 210.** 2023 c 475 s 210 (uncodified) is amended to read as follows:  
**FOR THE STATE HEALTH CARE AUTHORITY**

(1)(a) During the 2023-2025 fiscal biennium, the health care authority shall provide support and data as required by the office of the state actuary in providing the legislature with health care actuarial analysis, including providing any information in the possession of the health care authority or available to the health care authority through contracts with providers, plans, insurers, consultants, or any other entities contracting with the health care authority.

(b) Information technology projects or investments and proposed projects or investments impacting time capture, payroll and payment processes and systems, eligibility, case management, and authorization systems within the health care authority are subject to technical oversight by the office of the chief information officer.

(2) The health care authority shall not initiate any services that require expenditure of state general fund moneys unless 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.

(3)(a) The health care authority, the health benefit exchange, the department of social and health services, the department of health, the department of corrections, 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. The office of the chief information officer shall maintain a statewide perspective when collaborating with the coalition to ensure that projects are planned for in a manner that ensures the efficient use of state resources, supports the adoption of a cohesive technology and data architecture, and maximizes federal financial participation. The work of the coalition and any project identified as a coalition project is subject to the conditions, limitations, and review provided in section 701 of this act.

(b) The health care authority must submit a report on November 1, 2023, and annually thereafter, to the fiscal committees of the legislature. The report must include, at a minimum:

(i) A list of active coalition projects as of July 1st of the fiscal year. This must include all current and ongoing coalition projects, which coalition agencies are involved in these projects, and the funding being expended on each project, including in-kind funding. For each project, the report must include which federal requirements each coalition project is working to satisfy, and when each project is anticipated to satisfy those requirements; and

(ii) A list of coalition projects that are planned in the current and following fiscal year. This must include which coalition agencies are involved in these projects, including the anticipated in-kind funding by agency, and if a budget request will be submitted for funding. This must reflect all funding required by fiscal year and by fund source and include the budget outlook period.

(4) The appropriations to the health care authority in this act shall be expended for the programs and in the amounts specified in this act. However, after May 1, 2024, unless prohibited by this act, the authority may transfer general fund—state appropriations for fiscal year 2024 among programs after approval by the director of the office of financial management. To the extent that appropriations in this section are insufficient to fund actual expenditures in excess of caseload forecast and utilization assumptions, the authority may transfer general fund—state appropriations for fiscal year 2024 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 legislature 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.

**Sec. 211.** 2023 c 475 s 211 (uncodified) is amended to read as follows:  
**FOR THE STATE HEALTH CARE AUTHORITY—MEDICAL ASSISTANCE**

General Fund—State Appropriation (FY 2024) . . . . .	(((\$2,682,912,000))	
		<u>\$2,853,617,000</u>
General Fund—State Appropriation (FY 2025) . . . . .	(((\$2,672,393,000))	
		<u>\$2,976,729,000</u>
General Fund—Federal Appropriation . . . . .	(((\$15,431,138,000))	
		<u>\$16,820,407,000</u>
General Fund—Private/Local Appropriation . . . . .	(((\$1,074,465,000))	
		<u>\$1,252,273,000</u>
Dedicated Cannabis Account—State Appropriation (FY 2024). . . . .	(((\$25,544,000))	
		<u>\$24,105,000</u>
Dedicated Cannabis Account—State Appropriation (FY 2025). . . . .	(((\$28,936,000))	
		<u>\$23,212,000</u>
Emergency Medical Services and Trauma Care Systems Trust Account—State Appropriation. . . . .	\$15,086,000	
<u>Family Medicine Workforce Development Account—State Appropriation. . . . .</u>	<u>\$7,000,000</u>	
Hospital Safety Net Assessment Account—State Appropriation. . . . .	(((\$1,524,493,000))	
		<u>\$1,517,493,000</u>
<u>Long-Term Services and Supports Trust Account—State Appropriation. . . . .</u>	<u>\$314,000</u>	
Medical Aid Account—State Appropriation . . . . .	\$540,000	
Statewide 988 Behavioral Health Crisis Response Line Account—State Appropriation . . . . .	(((\$21,606,000))	
		<u>\$11,624,000</u>
Telebehavioral Health Access Account—State Appropriation. . . . .	(((\$8,394,000))	
		<u>\$8,318,000</u>
Ambulance Transport Fund—State Appropriation. . . . .	(((\$13,872,000))	
		<u>\$14,316,000</u>
TOTAL APPROPRIATION . . . . .	(((\$23,499,379,000))	
		<u>\$25,525,034,000</u>

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

(1) The authority shall submit an application to the centers for medicare and medicaid services to renew the 1115 demonstration waiver for an additional five years as described in subsections (2), (3), and (4) of this section. The authority may not accept or expend any federal funds received under an 1115 demonstration waiver except as described in this section unless the legislature has appropriated the federal funding. To ensure compliance with legislative requirements and terms and conditions of the waiver, the authority shall implement the renewal of the 1115 demonstration waiver and reporting requirements with oversight from the office of financial management. The legislature finds that appropriate management of the renewal of the 1115 demonstration waiver as set forth in subsections (2), (3), and (4) of this section requires sound, consistent, timely, and transparent oversight and analytic review in addition to lack of redundancy with other established measures. The patient must be considered first and foremost in the implementation and execution of the demonstration waiver. To accomplish these goals, the authority shall develop consistent performance measures that focus on population health and health outcomes. The authority shall limit the number of projects that accountable communities of health may participate in under initiative 1 to a maximum of six and shall seek to develop common performance measures when possible. The joint select committee on health care oversight will evaluate the measures chosen: (a) For effectiveness and appropriateness; and (b) to provide patients and health care providers with significant input into the implementation of the demonstration waiver to promote improved population health and patient health outcomes. In cooperation with the department of social and health services, the authority shall 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 these waivers for federal approval. Prior to final approval or acceptance of funds by the authority, the authority shall submit the special terms and conditions as submitted to the centers for medicare and medicaid services and the anticipated budget for the duration of the renewed waiver to the governor, the joint select committee on health care, and the fiscal committees of the legislature. By federal standard any programs created or funded by this waiver do not create an entitlement. The demonstration period for the waiver as described in subsections (2), (3), and (4) of this section begins July 1, 2023.

(2)(a) (~~(\$150,219,000)~~) \$342,398,000 of the general fund—federal appropriation and (~~(\$150,219,000)~~) \$213,592,000 of the general fund—local appropriation are provided solely for accountable communities of health described in initiative 1 of the 1115 demonstration waiver and this is the maximum amount that may be expended for this purpose. In renewing this initiative, the authority shall consider local input regarding community needs and shall limit total local projects to no more than six. To provide 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 supplement the amounts provided in this subsection with any general

fund—state moneys appropriated in this section or any moneys that may be transferred pursuant to subsection (1) of this section. The director shall report to the fiscal committees of the legislature all expenditures under this subsection and provide such fiscal data in the time, manner, and form requested by the legislative fiscal committees.

(b) (~~(\$438,515,000)~~) \$467,787,000 of the general fund—federal appropriation and (~~(\$179,111,000)~~) \$191,068,000 of the general fund—private/local appropriation are provided solely for the medicaid quality improvement program and this is the maximum amount that may be expended for this purpose. Medicaid quality improvement program payments do not count against the 1115 demonstration waiver spending limits and are excluded from the waiver's budget neutrality calculation. The authority may provide medicaid quality improvement program payments to apple health managed care organizations and their partnering providers as they meet designated milestones. Partnering providers and apple health managed care organizations must work together to achieve medicaid quality improvement program goals according to the performance period timelines and reporting deadlines as set forth by the authority. The authority may only use the medicaid quality improvement program to support initiatives 1, 2, and 3 as described in the 1115 demonstration waiver and may not pursue its use for other purposes. Any programs created or funded by the medicaid quality improvement program do not constitute an entitlement for clients or providers. The authority shall not supplement the amounts provided in this subsection with any general fund—state, general fund—federal, or general fund—local moneys appropriated in this section or any moneys that may be transferred pursuant to subsection (1) of this section. The director shall report to the joint select committee on health care oversight not less than quarterly on financial and health outcomes. The director shall report to the fiscal committees of the legislature all expenditures under this subsection and shall provide such fiscal data in the time, manner, and form requested by the legislative fiscal committees.

(c) In collaboration with the accountable communities of health, the authority will submit a report to the governor and the joint select committee on health care oversight describing how each of the accountable community of health's work aligns with the community needs assessment no later than December 1, 2023.

(d) Performance measures and payments for accountable communities of health shall reflect accountability measures that demonstrate progress toward transparent, measurable, and meaningful goals that have an impact on improved population health and improved health outcomes, including a path to financial sustainability. While these goals may have variation to account for unique community demographics, measures should be standardized when possible.

(3) (~~(\$115,713,000)~~) \$87,665,000 of the general fund—federal appropriation and (~~(\$115,725,000)~~) \$87,666,000 of the general fund—local appropriation are provided solely for long-term support services as described in initiative 2 of the 1115 demonstration waiver as well as administrative expenses for initiative 3 and this is the maximum amount that may be expended for this purpose. The authority shall contract with and provide funding to the department of social and health services to administer initiative 2. The director in cooperation with the secretary of the department of social and health services

shall report to the office of financial management all of the expenditures of this section and shall provide such fiscal data in the time, manner, and form requested. The authority shall not supplement the amounts provided in this subsection with any general fund—state moneys appropriated in this section or any moneys that may be transferred pursuant to subsection (1) of this section.

(4)(a) (~~(\$54,912,000)~~) \$46,450,000 of the general fund—federal appropriation and (~~(\$30,162,000)~~) \$21,432,000 of the general fund—local appropriation are provided solely for supported housing and employment services described in initiative 3a and 3b of the 1115 demonstration waiver and this is the maximum amount that may be expended for this purpose. 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 medical assistance expenditure forecast work group, shall ensure that reasonable reimbursements are established for services deemed necessary within an identified limit per individual. The authority shall not supplement the amounts provided in this subsection with any general fund—state moneys appropriated in this section or any moneys that may be transferred pursuant to subsection (1) of this section. 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.

(b) (~~The authority and the department shall seek~~) \$28,156,000 of the general fund—federal appropriation and \$22,067,000 of the general fund—local appropriation are provided solely for additional ((flexibilities for)) housing supports ((through the centers for medicare and medicaid services and shall coordinate with the office of financial management and the department of commerce to ensure that services are not duplicated)) described in the 1115 demonstration waiver and this is the maximum amount that may be expended for this purpose. The authority shall not supplement the amounts provided in this subsection with any general fund—state moneys appropriated in this section or any moneys that may be transferred pursuant to subsection (1) of this section. 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.

(c) The director shall report to the joint select committee on health care oversight no less than quarterly on utilization and caseload statistics for both supportive housing and employment services and its progress toward increasing uptake and availability for these services.

(5) \$1,432,000 of the general fund—state appropriation for fiscal year 2024 and \$3,008,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for supported employment services and \$1,478,000 of the general fund—state appropriation for fiscal year 2024 and \$3,162,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for supported housing services, similar to the services described in initiatives 3a and

3b of the 1115 demonstration waiver to individuals who are ineligible for medicaid. Under these initiatives, 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 third-party administrator. Before authorizing services, eligibility for initiative 3a or 3b of the 1115 demonstration waiver must first be determined.

(6) 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).

(7) 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.

(8) 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.

(9) 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.

(10) 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.

(11) 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.

(12) (~~(\$4,176,000)~~) \$4,261,000 of the general fund—state appropriation for fiscal year 2024, \$4,261,000 of the general fund—state appropriation for fiscal year 2025, and (~~(\$8,607,000)~~) \$8,522,000 of the general fund—federal appropriation are provided solely for low-income disproportionate share hospital payments.

(13) 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.

(14) \$7,000,000 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.

(15) The health care authority shall continue the inpatient hospital certified public expenditures program for the 2023-2025 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, 2023, and by November 1, 2024, 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 2024 and fiscal year 2025, hospitals in the program shall be paid and shall retain 100 percent of the federal portion of the allowable hospital cost for each medicaid inpatient fee-for-service claim payable by medical assistance and 100 percent of the federal portion of the maximum disproportionate share hospital payment allowable under federal regulations. For the purpose of determining the amount of any state grant under this subsection, payments will include the federal portion of medicaid program supplemental payments received by the hospitals. 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 2023-2025 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 11 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. (~~(\$237,000 of the general fund—state appropriation for fiscal year 2024 and \$218,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for state grants for the participating hospitals.)~~)

(16) The health care authority shall seek public-private partnerships and federal funds that are or may become available to provide ongoing support for outreach and education efforts under the federal children's health insurance program reauthorization act of 2009.

(17) 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.

(18) The authority shall submit reports to the governor and the legislature by September 15, 2023, and no later than September 15, 2024, 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.

(19) 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.

(20) Sufficient amounts are appropriated in this section for the authority to provide an adult dental benefit.

(21) 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.

(22) 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.

(23) \$90,000 of the general fund—state appropriation for fiscal year 2024, \$90,000 of the general fund—state appropriation for fiscal year 2025, 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.

(24) Within the amounts appropriated in this section, the authority shall reimburse for primary care services provided by naturopathic physicians.

(25) 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.

(26) 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.

(27) The authority shall use revenue appropriated from the dedicated cannabis account 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.

(28) Beginning no later than July 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.

(29) 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.

(30) During the 2023-2025 fiscal 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 19 years of age;
- (b) Are at or below 260 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.

~~((32))~~ (31)(a) The authority shall ensure that appropriate resources are dedicated to implementing 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. Additionally, the authority shall:

(i) Work to ensure the efficient operations of the managed care plans, including but not limited to, a deconflicting process for audits with and among the managed care plans and the medicaid fraud division at the attorney general's office, to ensure the authority staff perform central audits of cases that appear across multiple managed care plans, versus the audits performed by the individual managed care plans or the fraud division;

(ii) Remain accountable for operating in an effective and efficient manner, including performing program integrity activities that ensure high value in the medical assistance program in general and in medicaid managed care specifically;

(iii) Work with its contracted actuary and the medical assistance expenditure forecast work group to develop methods and metrics related to managed care program integrity activity that shall be incorporated into annual rate setting; and

(iv) Work with the medical assistance expenditure forecast work group to ensure the results of program integrity activity are incorporated into the rate setting process in a transparent, timely, measurable, quantifiable manner.

(b) \$50,000 of the general fund—state appropriation for fiscal year 2024, \$50,000 of the general fund—state appropriation for fiscal year 2025, and \$100,000 of the general fund—federal appropriation are provided solely for the authority to consider, as part of its program integrity activities, whether it is providing economical, efficient, and quality prescription drug services through its administrative services model and the quantifiable cost and benefit of this service delivery method. The authority must establish an annual reporting requirement for all covered entities participating in the 340B drug pricing program that receive medicaid funds under this section; and the authority shall provide at an aggregate level, broken down by covered entities defined by 42 U.S.C. §256b(a)(4)(A)-(O), the following minimum information to the governor and fiscal committees of the legislature no later than October 15, 2023:

(i) The cost and benefits of providing these prescription drug benefits through a carved-out fee-for-service benefit, both total cost and net of rebates;

(ii) The cost and benefits of providing these prescription drug benefits through a carved-in managed care benefit, both total cost and net of rebates;

(iii) The cost and benefits of providing these prescription drug benefits through the administrative services model, both total and net of rebates;

(iv) The community benefit attributable to 340B providers as a result of the administrative services or carved-in model as compared to each other and as compared to the carved-out model; and

(v) The federal financial participation provided to the state under each of these models.

(c) The authority shall submit a report to the governor and appropriate committees of the legislature by October 1, 2023, that includes, but is not limited to:

(i) Specific, quantified actions that have been taken, to date, related to 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;

(ii) Specific, quantified information regarding the work done with its contracted actuary and the medical assistance expenditure forecast expenditure work group to develop methods and metrics related to managed care program integrity activity that shall be incorporated into annual rate setting;

(iii) Specific, quantified information regarding the work done with the medical assistance expenditure forecast work group to ensure the results of program integrity activity are incorporated into the rate setting process in a transparent, timely, measurable, quantifiable manner;

(iv) Accounting by fiscal year, medicaid eligibility group, and service beginning with state fiscal year 2020 to include all program integrity recoveries attributable to the authority, including how these recoveries are categorized, to which year they are reported, how these recoveries are applied against legislative savings requirements, and what recoveries are attributable to the office of the attorney general's medicaid fraud control division and how these recoveries are considered when reporting program integrity activity and determining managed care rates; and

(v) Information detailing when the agency acquired a new fraud and abuse detection system and to what extent this system is being utilized.

~~((33))~~ (32)(a) The authority shall not enter into any future value-based arrangements with federally qualified health centers or rural health clinics prior to receiving approval from the office of financial management and the appropriate committees of the legislature.

(b) The authority shall not modify the reconciliation process with federally qualified health centers or rural health clinics without notification to and the opportunity to comment from the office of financial management.

(c) The authority shall require all managed care organizations to provide information to the authority to account for all payments to rural health clinics and federally qualified health centers to include how payments are made, including any additional payments and whether there is a sub-capitation arrangement or value-based purchasing arrangement.

(d) Beginning with fiscal year 2021 and for each subsequent year thereafter, the authority shall reconcile on an annual basis with rural health clinics and federally qualified health centers.

(e) Beginning with fiscal year 2021 and for each subsequent year thereafter, the authority shall properly accrue for any anticipated reconciliations with rural health clinics and federally qualified health centers during the fiscal year close process following generally accepted accounting practices.

~~((34))~~ (33) Within the amounts appropriated in this section, the authority is 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.

~~((35) Within the amounts appropriated in this section, the authority shall reimburse for maternity services provided by doulas.~~

~~(36))~~ (34) \$23,000 of the general fund—state appropriation for fiscal year 2024, \$324,000 of the general fund—state appropriation for fiscal year 2025, and \$469,000 of the general fund—federal appropriation are provided solely for the reimbursement of services provided by doulas for apple health clients

consistent with utilization and uptake assumptions anticipated by the authority in its report to the legislature on December 1, 2020. The centers for medicare and medicaid services must approve a state plan amendment to reimburse for doula services prior to the implementation of this policy.

~~((35))~~ (35) Sufficient funds are provided in this section for the authority to extend continuous eligibility for apple health to children ages zero to six with income at or below 215 percent of the federal poverty level. The centers for medicare and medicaid services must approve the 1115 medicaid waiver prior to the implementation of this policy.

~~((37))~~ (36) Sufficient funds are provided to continue reimbursing 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 or the United States court of appeals for the ninth circuit.

~~((38))~~ (37) Within the amounts appropriated in this section, the authority shall implement the requirements of RCW 74.09.830 (postpartum health care) and the American rescue plan act of 2021, P.L. 117-2, in extending health care coverage during the postpartum period. The authority shall make every effort to expedite and complete eligibility determinations for individuals who are likely eligible to receive health care coverage under Title XIX or Title XXI of the federal social security act to ensure the state is receiving maximum federal match. This includes, but is not limited to, working with managed care organizations to provide continuous outreach in various modalities until the individual's eligibility determination is completed. Beginning June 1, 2022, the authority must submit quarterly reports to the caseload forecast work group on the number of individuals who are likely eligible to receive health care coverage under Title XIX or Title XXI of the federal social security act but are waiting for the authority to complete eligibility determination, the number of individuals who were likely eligible but are now receiving health care coverage with the maximum federal match under Title XIX or Title XXI of the federal social security act, and outreach activities including the work with managed care organizations.

~~((39))~~ (38) \$500,000 of the general fund—state appropriation for fiscal year 2024 and \$500,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the perinatal support warm line to provide peer support, resources, and referrals to new and expectant parents and people in the emotional transition to parenthood experiencing, or at risk of, postpartum depression or other mental health issues.

~~((40))~~ (39) Sufficient funding is provided to remove the asset test from the medicare savings program review process.

~~((41))~~ (40) Sufficient funding is provided to eliminate the mid-certification review process for the aged, blind, or disabled and housing and essential needs referral programs.

~~((42))~~ (41) \$403,000 of the general fund—state appropriation for fiscal year 2025 and \$1,185,000 of the general fund—federal appropriation are provided solely for an adult acupuncture benefit beginning January 1, 2025.

~~((43))~~ (42) \$581,000 of the general fund—state appropriation for fiscal year 2025 and \$1,706,000 of the general fund—federal appropriation are provided solely for an adult chiropractic benefit beginning January 1, 2025.

~~((44))~~ (43)(a) \$4,109,000 of the general fund—state appropriation for fiscal year 2024 and ~~(\$2,055,000)~~ \$4,204,000 of the general fund—state appropriation for fiscal year 2025, and \$1,214,000 of the general fund—federal appropriation are provided solely for the authority to ~~((establish a two-year))~~ continue the grant program for reimbursement for services to patients up to age 18 provided by community health workers in primary care clinics whose patients are significantly comprised of pediatric patients enrolled in medical assistance under chapter 74.09 RCW ~~((beginning January 1, 2023))~~ until June 30, 2025. Community health workers may receive merit increases within this funding. Community health workers funded under this subsection may provide outreach, informal counseling, and social supports for health-related social needs. ~~((The authority shall seek a state plan amendment or federal demonstration waiver should they determine these services are eligible for federal matching funds.))~~ Within the amounts provided in this subsection, the authority will provide ~~((an initial report to the governor and appropriate committees of the legislature by January 1, 2024, and))~~ a final report by ~~((January 1, 2025))~~ June 30, 2025. The report shall include, but not be limited to ~~((, the))~~:

- (i) The quantitative impacts of the grant program~~((, how))~~;
- (ii) How many community health workers are participating in the grant program~~((, how))~~;
- (iii) How many clinics these community health workers represent~~((, how))~~;
- (iv) How many clients are being served~~((, and evaluation))~~;
- (v) Evaluation of any measurable health outcomes identified in the planning period prior to January 2023; and
- (vi) The number of children who received community health worker services between June 1, 2023, and June 30, 2024. For the children who received community health worker services within this period, the authority must compare the following data to children of the same ages and languages receiving coverage through apple health: Well-child visits; mental health services when a need is identified; and emergency department utilization.

~~((In collaboration with key stakeholders including pediatric primary care clinics and medicaid managed care organizations, the authority shall explore longer term, sustainable reimbursement options for the integration of community health workers in primary care to address the health-related social needs of families, including approaches to incorporate federal funding.))~~ To the extent that funds are appropriated, the authority must establish a community health worker benefit under the medical assistance program, as codified at Title XIX of the federal social security act, the state children's health insurance program, as codified at Title XXI of the federal social security act, and any other federal funding sources that are now available or may become available, pursuant to approval from the center for medicare and medicaid services.

~~((45))~~ (44) \$1,635,000 of the general fund—state appropriation for fiscal year 2024, \$1,024,000 of the general fund—state appropriation for fiscal year 2025, and \$1,765,000 of the general fund—federal appropriation are provided solely for a technology solution for an authoritative client identifier, or master person index, for state programs within the health and human services coalition to uniformly identify clients across multiple service delivery systems. The coalition will clearly identify all state programs impacted by and all fund sources used in development and implementation of this project. This subsection is

subject to the conditions, limitations, and review requirements of section 701 of this act.

~~((46))~~ (45)(a) Sufficient amounts are appropriated in this section for the authority to provide coverage for all federal food and drug administration-approved HIV antiviral drugs without prior authorization. This coverage must be provided to apple health clients enrolled in both fee-for-service and managed care programs.

(b) Beginning July 1, 2023, upon initiation or renewal of a contract with the authority to administer a medicaid managed care plan, a managed care health care system shall provide coverage without prior authorization for all federal food and drug administration-approved HIV antiviral drugs.

(c) By December 1, 2023, and December 1, 2024, the authority must submit to the fiscal committees of the legislature the projected and actual expenditures and percentage of medicaid clients who switch to a new drug class without prior authorization as described in (a) and (b) of this subsection.

~~((47))~~ (46) The authority shall consider evidence-based recommendations from the Oregon health evidence review commission when making coverage decisions for the treatment of pediatric autoimmune neuropsychiatric disorders associated with streptococcal infections and pediatric acute-onset neuropsychiatric syndrome.

~~((48))~~ (47) \$2,120,000 of the general fund—state appropriation for fiscal year 2024, \$2,120,000 of the general fund—state appropriation for fiscal year 2025, and \$9,012,000 of the general fund—federal appropriation are provided solely to increase advanced life support code A0426 by 64 percent, basic life support base rates for nonemergency ambulance transports code A0428 by 80 percent, and mileage for both nonemergency and emergency ambulance transportation code A0425 by 35 percent, beginning July 1, 2023.

~~((49))~~ (48) \$2,047,000 of the general fund—state appropriation for fiscal year 2024, \$3,390,000 of the general fund—state appropriation for fiscal year 2025, and \$5,135,000 of the general fund—federal appropriation are provided solely to increase reimbursement rates by 20 percent for applied behavior analysis codes 0362T and 0373T for individuals with complex behavioral health care needs; and by 15 percent for all other applied behavior analysis codes with the exception of Q3014, beginning January 1, 2024.

~~((50))~~ (49) \$280,000 of the general fund—state appropriation for fiscal year 2024 and \$1,992,000 of the general fund—federal appropriation are provided solely for modular replacement costs of the ProviderOne pharmacy point of sale system and are subject to the conditions, limitations, and review provided in section 701 of this act.

~~((51))~~ (50) \$709,000 of the general fund—state appropriation for fiscal year 2024, \$1,410,000 of the general fund—state appropriation for fiscal year 2025, and \$4,075,000 of the general fund—federal appropriation are provided solely to maintain and increase access for behavioral health services through increased provider rates. The rate increases are effective January 1, 2024, and must be applied to the following codes for children and adults enrolled in the medicaid program: 90785, 90791, 90832, 90833, 90834, 90836, 90837, 90838, 90845, 90846, 90847, 90849, 90853, 96156, 96158, 96159, 96164, 96165, 96167, 96168, 96170, 96171, H0004, H0023, H0036, and H2015. The authority may use a substitute code in the event that any of the codes identified in this

subsection are discontinued and replaced with an updated code covering the same service. Within the amounts provided in this subsection the authority must:

(a) Implement this rate increase in accordance with the process established in RCW 71.24.885 (medicaid rate increases);

(b) Raise the state fee-for-service rates for these codes by up to 7 percent, except that the state medicaid rate may not exceed the published medicare rate or an equivalent relative value unit rate if a published medicare rate is not available;

(c) Require in contracts with managed care organizations that, beginning January 2024, managed care organizations pay no lower than the fee-for-service rate for these codes, and adjust managed care capitation rates accordingly; and

(d) Not duplicate rate increases provided in subsection ~~((52))~~ (51) of this section.

~~((52))~~ (51) \$1,055,000 of the general fund—state appropriation for fiscal year 2025 and \$2,046,000 of the general fund—federal appropriation are provided solely to maintain and increase access for primary care services for medicaid-enrolled patients through increased provider rates beginning January 1, 2025. Within the amounts provided in this subsection the authority must:

(a) Increase the medical assistance rates for adult primary care services that are reimbursed solely at the existing medical assistance rates on a fee-for-service basis, as well as through managed care plans, by at least 2 percent above medical assistance rates in effect on January 1, 2023;

(b) Increase the medical assistance rates for pediatric primary care services that are reimbursed solely at the existing medical assistance rates on a fee-for-service basis, as well as through managed care plans, by at least 2 percent above medical assistance rates in effect on January 1, 2023;

(c) Increase the medical assistance rates for pediatric critical care, neonatal critical care, and neonatal intensive care services that are reimbursed solely at the existing medical assistance rates on a fee-for-service basis, as well as through managed care plans, by at least 2 percent above medical assistance rates in effect on January 1, 2023;

(d) Apply reimbursement rates required under this subsection to payment codes in a manner consistent with the temporary increase in medicaid reimbursement rates under federal rules and guidance in effect on January 1, 2014, implementing the patient protection and affordable care act, except that the authority may not require provider attestations;

(e) Pursue state plan amendments to require medicaid managed care organizations to increase rates under this subsection through adoption of a uniform percentage increase for network providers pursuant to 42 C.F.R. Sec. 438.6(c)(1)(iii)(B), as existing on January 1, 2023; and

(f) Not duplicate rate increases provided in subsection ~~((54))~~ (50) of this section.

~~((53))~~ (52) The authority shall seek a waiver from the federal department of health and human services necessary to implement the requirements of RCW 74.09.670 (medical assistance benefits—incarcerated or committed persons—suspension). Additionally, the authority shall ~~((explore expanding))~~ implement its waiver application for prerelease services ~~((from 30))~~ up to 90 days; and provide the governor and fiscal committees of the legislature estimates of costs

for implementation or maintenance of effort requirements of this expansion prior to entering into agreement with the centers for medicare and medicaid services.

(a) \$124,000 of the general fund—state appropriation for fiscal year 2025, \$60,925,000 of the general fund—federal appropriation, and \$60,785,000 of the general fund—private/local appropriation are provided solely for prerelease services including, but not limited to, case management, clinical consultations, medication assisted therapy, community health worker services, 30-day supply of medications, durable medical equipment, medications, laboratory services, and radiology services.

(b) The authority shall coordinate with the department of corrections for prison reentry implementation pursuant to the waiver terms. The authority will coordinate with tribes, other state agencies, and jail administrations as necessary to achieve the terms of the 1115 medicaid transformation waiver. The authority shall use its statutory reentry advisory work group and subgroups as necessary to coordinate with partners to achieve these goals.

~~((54))~~ (53) Within the amounts appropriated in this section the authority in collaboration with UW Medicine shall explore funding options for clinical training programs including, but not limited to, family medical practice, psychiatric residencies, advanced registered nurse practitioners, and other primary care providers. Options should include, but not be limited to, shifting direct medicaid graduate medical education payments or indirect medicaid graduate medical education payments, or both, from rates to a standalone program. The authority in collaboration with UW Medicine shall submit a report outlining its findings to the office of financial management and the fiscal committees of the legislature no later than December 1, 2023.

~~((55))~~ (54) \$143,000 of the general fund—state appropriation for fiscal year 2024 is provided solely for implementation of Second Substitute Senate Bill No. 5263 (psilocybin). ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.~~

~~(56))~~ (55) \$100,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for implementation of Second Substitute Senate Bill No. 5532 (small rural hospital payment). ~~((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.~~

~~(57))~~ (56) \$56,000 of the general fund—state appropriation for fiscal year 2024, \$111,000 of the general fund—state appropriation for fiscal year 2025, and \$166,000 of the general fund—federal appropriation are provided solely for the authority to increase pediatric palliative care rates to the equivalent medicare rates paid for hospice care in effect October 1, 2022, beginning January 1, 2024.

~~((58))~~ (57) \$598,000 of the general fund—state appropriation for fiscal year 2024 and \$591,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for work required of the authority as specified in RCW 41.05.840 (universal health care commission). Of the amounts provided in this subsection:

(i) \$216,000 of the general fund—state appropriation for fiscal year 2024 and \$216,000 of the general fund—state appropriation for fiscal year 2025 are for staff dedicated to contract procurement, meeting coordination, legislative reporting, federal application requirements, and administrative support;

(ii) \$132,000 of the general fund—state appropriation for fiscal year 2024 and \$125,000 of the general fund—state appropriation for fiscal year 2025 are

for additional staff dedicated to the work of the finance technical advisory committee; and

(iii) \$250,000 of the general fund—state appropriation for fiscal year 2024 and \$250,000 of the general fund—state appropriation for fiscal year 2025 are for consultant services, dedicated actuarial support, and economic modeling.

~~((59))~~ (58) \$2,395,000 of the general fund—state appropriation for fiscal year 2024, \$2,395,000 of the general fund—state appropriation for fiscal year 2025, and \$10,178,000 of the general fund—federal appropriation are provided solely to increase air ambulance-fixed wing code A0430 by 189 percent, air ambulance-rotary wing code A0431 by 265 percent, fixed wing air mileage code A0435 by 57 percent, and rotary wing air mileage code A0436 by 68 percent, beginning July 1, 2023.

~~((60))~~ (59) \$37,000 of the general fund—state appropriation for fiscal year 2024, \$73,000 of the general fund—state appropriation for fiscal year 2025, and \$218,000 of the general fund—federal appropriation are provided solely for the authority to increase the allowable number of periodontal treatments to up to four per 12 month period for apple health eligible adults, ages 21 and over, with a current diagnosis of diabetes, beginning January 1, 2024.

~~((61))~~ (60)(a) \$8,000,000 of the general fund—state appropriation for fiscal year 2024 ~~((is))~~ and \$3,960,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for one-time bridge grants to hospitals or birth centers in financial distress or at risk of limiting access to labor and delivery services due to a low-volume of deliveries at the hospital.

(b) To qualify for these grants, a hospital or birth center must:

(i) Be located in Washington and not be part of a system of three or more hospitals;

(ii) Serve individuals enrolled in state and federal medical assistance programs;

(iii) Continue to maintain a medicaid population at similar utilization levels as ~~((in calendar year 2022))~~ the most current complete calendar year data;

(iv) Be necessary for an adequate provider network for the medicaid program;

(v) Demonstrate a plan for long-term financial sustainability; and

(vi) Meet one of the following criteria:

(A) Lack adequate cash-on-hand to remain financially solvent;

(B) Have experienced financial losses during ~~((hospital fiscal year 2022; or))~~ the most current complete calendar year data;

(C) Be at risk of bankruptcy;

(D) Be at risk of closing labor and delivery services; or

(E) Be at risk of limiting access to labor and delivery services due to a low-volume of deliveries at the hospital as defined in (f)(i) and (ii) of this subsection.

(c) Of the amounts ~~((appropriated))~~ provided in this subsection for fiscal year 2024, \$4,000,000 must be distributed to a hospital that meets the qualifications in subsection (b) and is located on tribal land.

(d) Of the amounts provided in this subsection for fiscal year 2025, \$1,360,000 must be distributed to a hospital that:

(i) Is certified by the centers for medicare and medicaid services as sole community hospitals as of January 1, 2014;

(ii) Had fewer than 150 acute care licensed beds in fiscal year 2011;

(iii) Has a level III adult trauma service designation from the department of health as of January 1, 2014; and

(iv) Is owned and operated by the state or a political subdivision.

(e) Of the amounts provided in this subsection for fiscal year 2025, \$1,000,000 must be distributed to birth centers that meet the qualification in (b)(vi)(D) of this subsection. Facilities receiving funding under this subsection (e) shall provide the authority with a documented plan for how the funds will be invested in labor and delivery services and an accounting at the end of the fiscal year for how the funds were expended.

(f) Of the amounts provided in this subsection for fiscal year 2025, \$1,600,000 must be distributed in grant amounts not to exceed \$200,000 per hospital to a hospital that:

(i) Has had fewer than 200 births funded by medicaid in the hospital's labor and delivery unit in the previous calendar year according to health care authority records; and

(ii) Is located in a municipality with a population of less than 50,000.

~~((62))~~ (61)(a) Sufficient funds are provided in this section for an outpatient directed payment program.

(b) The authority shall:

(i) Maintain the program to support the state's access and other quality of care goals and to not increase general fund—state expenditures;

(ii) Seek approval from the centers for medicare and medicaid services to expand the medicaid outpatient directed payment program for hospital outpatient services provided to medicaid program managed care recipients by UW Medicine hospitals and, at their option, UW Medicine affiliated hospitals;

(iii) Direct managed care organizations to make payments to eligible providers at levels required to ensure enrollees have timely access to critical high-quality care as allowed under 42 C.F.R. 438.6(c); and

(iv) Increase medicaid payments for hospital outpatient services provided by UW Medicine hospitals and, at their option, UW Medicine affiliated hospitals to the average payment received from commercial payers.

(c) Any incremental costs incurred by the authority in the development, implementation, and maintenance of this program shall be the responsibility of the participating hospitals.

(d) Participating hospitals shall retain the full amount of payments provided under this program.

~~((63))~~ (62)(a) No more than \$200,661,000 of the general fund—federal appropriation and no more than \$91,430,000 of the general fund—local appropriation may be expended for an inpatient directed payment program.

(b) The authority shall:

(i) Design the program to support the state's access and other quality of care goals and to not increase general fund—state expenditures;

(ii) Seek approval from the centers for medicare and medicaid services to create a medicaid inpatient directed payment program for hospital inpatient services provided to medicaid program managed care recipients by UW Medicine hospitals and, at their option, UW Medicine affiliated hospitals;

(iii) Upon approval, direct managed care organizations to make payments to eligible providers at levels required to ensure enrollees have timely access to critical high-quality care as allowed under 42 C.F.R. 438.6(c); and

(iv) Increase medicaid payments for hospital inpatient services provided by UW Medicine and, at their option, UW Medicine affiliated hospitals to the average payment received from commercial payers.

(c) Any incremental costs incurred by the authority in the development, implementation, and maintenance of this program shall be the responsibility of the participating hospitals.

(d) Participating hospitals shall retain the full amount of payments provided under this program.

(e) Participating hospitals will provide the local funds to fund the required nonfederal contribution.

(f) This program shall be effective as soon as administratively possible.

~~((64))~~ (63) Within the amounts appropriated in this section, the authority shall maintain and increase access for family planning services for patients seeking services through department of health sexual and reproductive health program family planning providers based on the rates in effect as of July 1, 2022.

~~((65))~~ (64)(a) ~~((9,563,000))~~ \$5,063,000 of the general fund—state appropriation for fiscal year 2024, ~~((12,727,000))~~ \$17,227,000 of the general fund—state appropriation for fiscal year 2025, and \$259,000 of the general fund—federal appropriation are provided solely for the authority to implement a ~~((five site))~~ pilot program for difficult to discharge individuals as described in ~~((section 135(12) of this act))~~ section 133(11) of this act.

(b) The authority shall work in collaboration with the contractor and task force identified in ~~((section 135(12) of this act))~~ section 133(11) of this act to carry out the goals and objectives of the pilot program, including but not limited to:

(i) Providing enhanced care management and wraparound services that shall be provided by or delegated by managed care pilot participants, based on services currently provided by the Harborview medical center program;

(ii) Providing incentive payments to participating post acute care providers;

(iii) Developing home and community services assessment timeliness requirements for pilot participants in cooperation with the department of social and health services; and

(iv) Providing reimbursement for administrative support through Harborview medical center for the duration of the pilot project, including training and education to support pilot participants.

(c) Of the amounts provided in this subsection, \$44,000 of the general fund—state appropriation for fiscal year 2024, \$42,000 of the general fund—state appropriation for fiscal year 2025, and \$259,000 of the general fund—federal appropriation are provided solely for the authority to provide staff support to the difficult to discharge task force described in ~~((section 135(12) of this act))~~ section 133(11) of this act, including any associated ad hoc subgroups.

~~((66))~~ (65)(a) Within the amounts appropriated in this section the authority, in consultation with the health and human services enterprise coalition, community-based organizations, health plans, accountable communities of health, and safety net providers, shall determine the cost and implementation impacts of a statewide community information exchange (CIE). A CIE platform must serve as a tool for addressing the social determinants of health, defined as nonclinical community and social factors such as housing,

food security, transportation, financial strain, and interpersonal safety, that affect health, functioning, and quality-of-life outcomes.

(b) Prior to issuing a request for proposals or beginning this project, the authority must work with stakeholders in (a) of this subsection to determine which platforms already exist within the Washington public and private health care system to determine interoperability needs and fiscal impacts to both the state and impacted providers and organizations that will be using a single statewide community information exchange platform.

(c) The authority shall provide the office of financial management and fiscal committees of the legislature a proposal to leverage medicaid enterprise financing or other federal funds prior to beginning this project and shall not expend funds under a 1115 waiver or any other waiver without legislative authorization.

(d) ~~((This subsection))~~ \$4,817,000 of the general fund—federal appropriation and \$4,817,000 of the general fund—private/local appropriation are provided solely for the authority to implement the community information exchange program. The technology solution chosen by the health care authority should be capable of interoperating with other state funded systems in Washington and should be able to electronically refer individuals to services using a closed-loop referral process. Funding for the community information exchange program is subject to the conditions, limitations, and review requirements of section 701 of this act.

~~((67))~~ (66) \$252,000 of the general fund—state appropriation for fiscal year 2024 and \$252,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for staff dedicated to data review, analysis, and management, and policy analysis in support of the health care cost transparency board as described in chapter 70.390 RCW.

~~((68))~~ (67) \$76,000 of the general fund—state appropriation for fiscal year 2024, \$76,000 of the general fund—state appropriation for fiscal year 2025, \$152,000 of the general fund—federal appropriation, and \$606,000 of the telebehavioral health access account—state appropriation are provided solely for additional staff support for the mental health referral service for children and teens.

~~((69))~~ (68) \$1,608,000 of the general fund—state appropriation for fiscal year 2024, \$2,015,000 of the general fund—state appropriation for fiscal year 2025, and \$3,681,000 of the general fund—federal appropriation are provided solely for a rate increase for the health homes program for fee-for-service enrollees, beginning July 1, 2023.

~~((70))~~ (69) \$295,000 of the general fund—state appropriation for fiscal year 2024, \$307,000 of the general fund—state appropriation for fiscal year 2025, and \$123,000 of the general fund—federal appropriation are provided solely for the first approach skills training program through the partnership access line.

~~((71))~~ (70)(a) ~~((358,000))~~ \$362,000 of the general fund—state appropriation for fiscal year 2024, ~~((358,000))~~ \$482,000 of the general fund—state appropriation for fiscal year 2025, and ~~((568,000))~~ \$895,000 of the general fund—federal appropriation are provided solely for implementation of Engrossed Second Substitute House Bill No. 1357 (prior authorization) and the center for medicare and medicaid services' interoperability and prior

~~authorization final rule (CMS-0057-F). ((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.))~~

(b) The authority, in collaboration with managed care organizations, must provide a report to the office of financial management and the fiscal committees of the legislature no later than December 1, 2023, outlining any challenges experienced by carriers in hiring sufficient numbers and types of staff to comply with the prior authorization response times required by Engrossed Second Substitute House Bill No. 1357 (prior authorization).

~~((72))~~ (71) \$9,369,000 of the general fund—state appropriation for fiscal year 2025 and \$22,611,000 of the general fund—federal appropriation are provided solely for an increase in medicaid reimbursement rates for professional services, beginning July 1, 2024, as follows:

(a) Service categories including diagnostics, intense outpatient, opioid treatment programs, emergency room, inpatient and outpatient surgery, inpatient visits, low-level behavioral health, office administered drugs, and other physician services are increased up to 50 percent of medicare rates.

(b) Service categories including office and home visits and consults are increased up to 65 percent of medicare rates.

(c) Service categories including maternity services are increased up to 100 percent of medicare rates.

~~((73))~~ \$21,606,000 of the statewide 988 behavioral health crisis response line account—state appropriation and \$2,946,000 of the general fund—federal appropriation are provided solely for the 988 technology platform implementation project. These amounts are subject to the conditions, limitations, and review provided in section 701 of this act and any requirements as established in Engrossed Second Substitute House Bill No. 1134 (988 system).

~~(74))~~ (72) \$11,624,000 of the statewide 988 behavioral health crisis response line account—state appropriation and \$1,151,000 of the general fund—federal appropriation are provided solely for the 988 technology platform implementation project as described in RCW 71.24.890 (5) and (6). These amounts are subject to the conditions, limitations, and review requirements provided in section 701 of this act and any requirements as established in Senate Bill No. 6308 (extending timelines for implementation of the 988 system). The authority must actively collaborate with consolidated technology services and the department of health so that the statewide 988 technology solutions will be coordinated and interoperable.

(73) \$969,000 of the general fund—state appropriation for fiscal year 2024, \$1,938,000 of the general fund—state appropriation for fiscal year 2025, and \$3,024,000 of the general fund—federal appropriation are provided solely for the authority, beginning January 1, 2024, to increase the children's dental rate for procedure code D1120 by at least 40 percent above the medical assistance fee-for-service rate in effect on January 1, 2023.

~~((75))~~ (74) \$300,000 of the general fund—state appropriation for fiscal year 2024 is provided solely for a grant to the nonprofit foundation managing the Washington patient safety coalition to support the communication and resolution programs certification program to improve outcomes for patients by providing in-depth feedback to health care organizations.

~~((76))~~ (75) \$250,000 of the general fund—state appropriation for fiscal year 2024 and \$250,000 of the general fund—state appropriation for fiscal year

2025 are provided solely for the authority to continue a public-private partnership with a state-based oral health foundation to connect medicaid patients to dental services and reduce barriers to accessing care. The authority shall submit a progress report to the appropriate committees of the legislature by June 30, 2024.

~~((77))~~ (76) \$103,000 of the general fund—state appropriation for fiscal year 2024, \$205,000 of the general fund—state appropriation for fiscal year 2025, and \$442,000 of the general fund—federal appropriation are provided solely to increase birth center facility fee reimbursement to \$2,500 and home birth kit reimbursement to \$500 for providers approved by the authority within the planned home births and births in birth centers program.

~~((78))~~ (77) \$90,000 of the general fund—state appropriation for fiscal year 2024, \$45,000 of the general fund—state appropriation for fiscal year 2025, and \$133,000 of the general fund—federal appropriation are provided solely for implementation of Substitute House Bill No. 1435 (home care safety net assess.). ~~((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.~~

(79)) (78) \$194,000 of the general fund—state appropriation for fiscal year 2024, \$1,724,000 of the general fund—state appropriation for fiscal year 2025 and \$1,918,000 of the general fund—federal appropriation are provided solely for the authority in coordination with the department of social and health services to develop and implement a Katie Beckett 1115 demonstration waiver. The authority shall limit enrollment to 1,000 clients during the waiver period. Based upon the experience developed during the waiver period, the authority shall make recommendations to the legislature for a future tax equity and fiscal responsibility act state plan option.

~~((80))~~ (79) \$1,089,000 of the general fund—state appropriation for fiscal year 2024, \$2,231,000 of the general fund—state appropriation for fiscal year 2025, and \$2,657,000 of the general fund—federal appropriation are provided solely for kidney dialysis services for medicaid-enrolled patients through increased reimbursement rates beginning January 1, 2024. Within the amounts provided in this subsection, the authority must increase the medical assistance rates for revenue code 0821 billed with procedure code 90999 and revenue codes 0831, 0841, and 0851, when reimbursed on a fee-for-service basis or through managed care plans, by at least 30 percent above the fee-for-service composite rates in effect on January 1, 2023.

~~((81))~~ (80) \$1,360,000 of the general fund—state appropriation for fiscal year 2024 and \$3,252,000 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 150 percent of the hospital's fee-for-service rates. The authority must discontinue this rate increase after June 30, 2024, 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, 2014;

(b) Have had less than 150 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.

~~((82))~~ (81) \$55,000 of the general fund—state appropriation for fiscal year 2024 and \$110,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the authority to contract with a medicaid managed care organization for continuous coverage beginning January 1, 2024, for individuals under age 26 that were enrolled in the unaccompanied refugee minor program as authorized by the office of refugee and immigrant assistance. There are no residency, social security number, or citizenship requirements to receive the continuous coverage as described in this subsection.

~~((83))~~ (82)(a) ~~(\$45,696,000)~~ \$221,000 of the general fund—state appropriation for fiscal year 2024 and \$71,037,000 of the general fund—state appropriation for fiscal year 2025 ~~((is))~~ are provided solely for the authority, beginning July 1, 2024, to implement a program with coverage comparable to the amount, duration, and scope of care provided in the categorically needy medicaid program for adult individuals who:

(i) Have an immigration status making them ineligible for federal medicaid or federal subsidies through the health benefit exchange;

(ii) Are age 19 and older, including over age 65, and have countable income of up to 138 percent of the federal poverty level; and

(iii) Are not eligible for another full scope federally funded medical assistance program, including any expansion of medicaid coverage for deferred action for childhood arrivals recipients.

(b) Within the amounts provided in this subsection, the authority shall use the same eligibility, enrollment, redetermination and renewal, and appeals procedures as categorically needy medicaid, except where flexibility is necessary to maintain privacy or minimize burden to applicants or enrollees.

(c) The authority in collaboration with the health benefit exchange, the department of social and health services, and community organizations must develop and implement an outreach and education campaign.

(d) The authority must provide the following information to the governor's office and appropriate committees of the legislature by February 1st and November 1st of each year:

(i) Actual and forecasted expenditures;

(ii) Actual and forecasted data from the caseload forecast council; and

(iii) The availability and impact of any federal program or proposed rule that expands access to health care for the population described in this subsection, such as the expansion of medicaid coverage for deferred action for childhood arrivals recipients.

(e) The amount provided in this subsection is the maximum amount allowable for the purposes of this program.

~~((84))~~ (83)(a) \$604,000 of the general fund—state appropriation for fiscal year 2024, \$2,528,000 of the general fund—state appropriation for fiscal year 2025, and \$3,132,000 of the general fund—federal appropriation are provided

solely for the authority to increase the eligibility threshold for the qualified medicare beneficiary program to up to 110 percent of the federal poverty level.

(b) The authority shall seek to maximize the availability of the qualified individual program through the centers for medicare and medicaid services.

(c) The authority may adopt any rules necessary to administer this subsection. Nothing in this subsection limits the authority's existing rule-making authority related to medicare savings programs.

~~((85))~~ (84) \$361,000 of the general fund—state appropriation for fiscal year 2024, \$766,000 of the general fund—state appropriation for fiscal year 2025, and \$2,093,000 of the general fund—federal appropriation are provided solely for the costs of, and pursuant to the conditions prescribed for, implementing the rate increase directed in section 215(44) for children for whom base funding for community behavioral health services is provided within this section.

(85)(a) \$1,301,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for the health care cost transparency board and the implementation of Second Engrossed Substitute House Bill No. 1508 (health care cost board).

(b) Of the amounts provided in this subsection, \$100,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for the health care cost transparency board, in conjunction with the health care authority, to study:

(i) Regulatory approaches to encouraging compliance with the health care cost growth benchmark established under chapter 70.390 RCW; and

(ii) Best practices from other states regarding the infrastructure of state health care cost growth programs, including the scope, financing, staffing, and agency structure of such programs.

(c) The board may conduct all or part of the study through the authority, by contract with a private entity, or by arrangement with another state agency conducting related work.

(d) The study, as well as any recommendations for changes to the health care cost transparency board arising from the study, must be submitted by the board as part of the annual report required under RCW 70.390.070, no later than December 1, 2024.

(86) The authority must enter into an interagency agreement with consolidated technology services for the federal funding authority for the electronic health records statewide solution given the authority is the single state agency responsible for reporting to the federal government on the application for and use of the federal funding.

(87) Within the amounts appropriated in this section, the authority shall make administrative and system changes in anticipation of receiving federal authority to provide continuous eligibility for children ages zero to six covered through the apple health children's health insurance program. The centers for medicare and medicaid services must approve the section 1115 medicaid waiver prior to the implementation of this policy.

(88)(a) No more than \$42,809,000 of the general fund—federal appropriation and no more than \$13,314,000 of the general fund—local appropriation may be expended for a medicaid managed care multidisciplinary graduate medical education direct payment program.

(b) Participating hospitals are:

(i) University of Washington medical center, a state-owned and operated teaching hospital; and

(ii) Harborview medical center, a state-operated teaching hospital.

(c) The authority shall:

(i) Design the program to support the state's access and other quality of care goals and to not increase general fund—state expenditures;

(ii) Seek approval from the centers for medicare and medicaid services to create a medicaid managed care direct payment program for hospital multidisciplinary graduate medical education program for state-owned and state-operated teaching hospitals;

(iii) Reimburse participating hospitals for the medicaid managed care program's share of the unfunded costs incurred in providing graduate medical education training; and

(iv) Make payments directly to participating hospitals.

(d) Participating hospitals shall continue to be paid for inpatient and outpatient services provided to fee-for-service clients according to fee-for-service policies and rates, including payments under the certified public expenditure program.

(e) Payments shall be additional and separate from any graduate medical education funding included in managed care capitation payments.

(f) The authority shall calculate the medicaid managed care graduate medical education direct payments using cost and utilization data from the participating hospital's most recently filed medicare cost report to identify the participating hospital's total graduate medical education cost.

(g) Total allowable graduate medical education costs shall be calculated using medicare methodologies and must:

(i) Exclude medicare full-time equivalent and per resident amount limits;

(ii) Include indirect medical education costs related to both outpatient and inpatient services; and

(iii) Include other reimbursable training costs incurred by participating hospitals.

(h) The authority shall:

(i) Use ProviderOne as the primary source for fee-for-service and managed care claims and encounter data;

(ii) Calculate the medicaid managed care program's share of the total allowable graduate medical education cost as the participating hospital's total allowable graduate medical education cost, as derived from the medicare cost report, times the total managed care charges divided by total medicaid fee-for-service charges plus managed care charges, as derived from ProviderOne data;

(iii) Reduce the medicaid managed care graduate medical education direct payments by the fee-for-service equivalent graduate medical education payment included in managed care organization payments by applying the fee-for-service APR-DRG and EAPG conversion factors and rate adjustments applicable to the same year as the medicare cost report used to calculate allowable graduate medical education costs; and

(iv) Calculate the medicaid managed care graduate medical education direct payments as graduate medical education allowable cost less fee-for-service equivalent graduate medical education payment for managed care services.

(i) Medicaid managed care graduate medical education direct payments must be calculated prior to the beginning of the payment year.

(j) Medicaid managed care graduate medical education direct payments must be made quarterly.

(k) Any incremental costs incurred by the authority in the development, implementation, and maintenance of this program shall be the responsibility of the participating hospitals up to an amount not to exceed \$150,000 per year.

(l) Participating hospitals shall retain the full amount of payments provided under this program.

(m) Payments received by hospitals and nonhospital participants in this program shall be in addition to all other payments received and shall not be used to supplant payments received through other programs.

(n) Participating hospitals shall provide the local funds to fund the required nonfederal contribution through intergovernmental transfer.

(o) The authority shall amend its current interagency agreement for funding and administration of similar programs to include the medicaid managed care graduate medical education direct payment program.

(p) This program shall be effective as soon as administratively possible.

(89)(a) \$69,957,000 of the general fund—state appropriation for fiscal year 2024, \$111,234,000 of the general fund—state appropriation for fiscal year 2025, and \$290,634,000 of the general fund—federal appropriation are provided solely for apple health managed care medical assistance. The authority must not change its risk sharing requirements without first providing notice to the governor and fiscal committees of the legislature detailing anticipated and potential fiscal impacts, unless required by the centers for medicare and medicaid services.

(b) The authority must conduct annual retrospective rate acuity analyses to ensure that managed care rates have been set using practicable acuity assumptions. Adjustments must be made as appropriate.

(c) For managed care plan year 2024 only, the authority must conduct a midyear acuity review to ensure that managed care rates for plan year 2024 were set using appropriate acuity assumptions and make any adjustments as appropriate reflective of the unique challenges of eligibility redeterminations and posteligibility review after the end of the public health emergency.

(d) The authority must provide information about any potential changes to rates or acuity assumptions to the medicaid expenditure forecast work group at the same time or before providing this information to managed care organizations.

(e) The authority may update managed care contracts as practicable.

(f) The authority must review national best practices for risk sharing to determine if its contracting methods should be updated. If the authority, in consultation with its contracted actuary, determines it is appropriate to update any risk sharing agreements with managed care organizations, it must share its findings with the governor and fiscal committees of the legislature detailing anticipated and potential fiscal impacts prior to implementing these changes.

(90)(a) \$100,000 of the general fund—state appropriation for fiscal year 2025 and \$100,000 of the general fund—federal appropriation are provided solely for the authority to contract with an external organization for participatory and equity-focused engagement with doulas and doula partners across the state

of Washington. This organization must work in collaboration with community partners who advance equitable access to improve perinatal outcomes and care through holistic services for multiracial communities.

(b) The external organization will be responsible for:

(i) Creating a design and implementation plan for a statewide doula hub and referral system; and

(ii) Drafting a report, in partnership with the authority, summarizing the design and implementation plan, outlining ongoing funding required to support the doula workforce and clients accessing doula services through apple health, and providing any recommendations for both the doula hub and referral system.

(c) The report will include, but not be limited to, prioritized recommendations on how to:

(i) Provide statewide professional and workforce development support for birth doulas;

(ii) Increase statewide access to doula services for apple health birthing people;

(iii) Assist doulas with department of health credentialing requirements;

(iv) Assist doulas with the medicaid provider enrollment process, including, but not limited to, support with:

(A) Provider enrollment with the authority;

(B) Contracting with medicaid managed care organizations;

(C) Provider billing and claims submission processes;

(D) Provider payment requirements; and

(E) Eligibility support within ProviderOne; and

(v) Establish communications with birthing people, families, birth workers, and healthcare providers who are seeking to connect with state-certified and medicaid-enrolled birth doulas through a statewide directory or referral system.

(d) The report required in (c) of this subsection is due to the governor and appropriate committees of the legislature no later than June 30, 2025.

(91) \$2,548,000 of the general fund—state appropriation for fiscal year 2025 and \$2,964,000 of the general fund—federal appropriation are provided solely for implementation of Second Engrossed Second Substitute Senate Bill No. 5580 (maternal health outcomes). If the bill is not enacted by June 30, 2024, the amounts provided in this subsection shall lapse.

(92)(a) \$7,000,000 of the family medicine workforce development account—state appropriation and \$12,834,000 of the general fund—federal appropriation are provided solely for the authority, in collaboration with the family medicine residency network and UW medicine, to establish a medicaid direct payment program to supplement family medicine provider graduate medical education funding in Washington state.

(b) The medicaid family medicine graduate medical education direct payment program shall:

(i) Support graduate medical education training;

(ii) Improve access to quality healthcare services;

(iii) Improve the state's ability to ensure that medicaid graduate medical education funding supports the state's workforce development goals; and

(iv) Focus on improving underserved populations' and regions' access to health care.

(c) The medicaid family medicine graduate medical education direct payment program participants shall include teaching sites that pay resident full-time equivalent costs that are eligible for federal financial participation.

(d) The authority must seek any necessary state plan amendments or waivers from the centers for medicare and medicaid services that are necessary to implement this program and receive federal financial participation at the earliest possible date, but no later than January 1, 2025.

(e) Any incremental costs incurred by the authority in the development, implementation, and maintenance of this program shall be the responsibility of the medicaid family medicine graduate medical education direct payment program up to an amount not to exceed \$100,000 per year.

(f) The family medicine family education advisory board created in RCW 70.112.080 will have administrative oversight, including the amount and methodologies used to distribute funds deposited within the family medicine workforce development account, subject to the conditions described in this subsection (92).

(g) Of the amounts provided in this section, \$150,000 of the family medicine workforce development account—state appropriation is provided for consultant assistance, including program design and a payment model to estimate the effect of family medicine family education advisory board allocation decisions on all family medicine residency network participants.

(h) Annual allocations from the family medicine workforce development account—state appropriation will be determined by the family medicine family education advisory board.

(i) Participants in the medicaid family medicine graduate medical education direct payment program shall retain the full amount of payments provided under this program.

(j) Payments received by participants in the medicaid family medicine graduate medical education direct payment program shall be in addition to all other payments received and shall not be used to supplant payments received through other programs.

(93)(a) \$481,000 of the general fund—state appropriation for fiscal year 2025 and \$489,000 of the general fund—federal appropriation are provided solely for the authority to conduct internal assessment of indirect costs and staff attrition trends to inform administrative needs. The assessment shall include, but not be limited to:

(i) Reconciliation of full time equivalent positions as provided by the legislature for fiscal year 2024, agency financial reporting system allotments, and vacancies as of June 30, 2024;

(ii) A comparison of current needs in relation to current vacancies;

(iii) An analysis of costs and benefits of reallocating positions, as appropriate, to meet immediate staffing needs, especially if positions have remained historically, or long-term vacant; and

(iv) A detailed description of assumptions related to indirect costs used in budget requests to the office of financial management.

(b) The authority shall report its findings to the governor and fiscal committees of the legislature no later than December 31, 2024.

(94)(a) \$1,615,000 of the general fund—state appropriation for fiscal year 2025 and \$3,911,000 of the general fund—federal appropriation are provided

solely for the authority to increase inpatient per diem rates for inpatient prospective payment system hospitals providing services under the substance using pregnant people program beginning July 1, 2024. Hospitals participating in the certified public expenditures program or the sole community hospital program may not receive increased reimbursement under this subsection.

(b) Within the amounts appropriated in this section, the authority will review the rates for the substance using pregnant person program to determine if rebasing is appropriate and what rates would be required to sustain the program at current utilization levels.

(c) If the authority determines that rates require rebasing for this program, the authority will submit a request to the legislature through its normal budget process.

(95) \$314,000 of the long-term services and supports trust account—state appropriation is provided solely for implementation of Substitute House Bill No. 2467 (LTSS trust access). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

(96) The authority and department of social and health services must collaborate in the identification and evaluation of strategies to obtain federal matching funding opportunities, specifically focusing on innovative medicaid framework adjustments and the consideration of necessary state plan amendments for the treatment facility described in section 203(1)(nn) of this act.

(97) \$2,854,000 of the general fund—state appropriation for fiscal year 2025 and \$4,208,000 of the general fund—federal appropriation are provided solely for the authority to increase the nonemergency medical transportation broker administrative rate to ensure access to health care services for medicaid patients.

(98)(a) \$266,000 of the general fund—state appropriation for fiscal year 2025 and \$348,000 of the general fund—federal appropriation are provided solely for rate increases, effective January 1, 2025, for private duty nursing, home health, and the medically intensive children's group home program services.

(b) The authority must adopt a payment model that incorporates the following adjustments:

(i) A 7.5 percent rate increase for home health and the medically intensive children's group home program services; and

(ii) Private duty nursing services shall be \$67.89 per hour by a registered nurse and \$55.70 per hour by a licensed practical nurse.

(99) \$50,000 of the general fund—state appropriation for fiscal year 2025 and \$450,000 of the general fund—federal appropriation are provided solely for the authority to contract for the development of an application programming interface or software to streamline eligibility and provider payments for the foundational community supports program. In developing the software design, the authority must consult with current and prospective foundational community supports providers. A report on the status of implementation and an end-user satisfaction survey shall be submitted to the office of financial management and appropriate committees of the legislature by December 1, 2024.

(100) \$300,000 of the general fund—state appropriation for fiscal year 2024 and \$400,000 of the general fund—state appropriation for fiscal year 2025 are

provided solely for the Bree collaborative to support collaborative learning and targeted technical assistance for quality improvement initiatives.

(101) \$500,000 of the general fund—state appropriation for fiscal year 2025 and \$500,000 of the general fund—federal appropriation are provided solely for the authority to contract with access to baby and child dentistry local programs for the purpose of maintaining and expanding capacity for local program coordinators.

(102) \$91,000 of the general fund—state appropriation for fiscal year 2025 and \$91,000 of the general fund—federal appropriation are provided solely to increase funding for the existing contract with the University of Washington to support primary care providers that are designated as an autism spectrum disorder (ASD) center of excellence.

(103) \$1,750,000 of the general fund—state appropriation for fiscal year 2025 and \$3,250,000 of the general fund—federal appropriation are provided solely for the authority to:

(a) Increase screening reimbursement rates for primary care providers, beginning January 1, 2025, for postnatal, child, and adolescent mental health screenings sufficient to provide follow up and coordination in primary care settings for children aged 0-21 years and their families, per the American academy of pediatrics' bright futures guidelines; and

(b) To implement a funding mechanism using code G0136 for a social determinants of health risk assessment benefit for children and their families.

(104) \$23,000 of the general fund—state appropriation for fiscal year 2025 and \$20,000 of the general fund—federal appropriation are provided solely for implementation of Engrossed Substitute House Bill No. 2041 (physician assistant practice). If the bill is not enacted by June 30, 2024, the amounts provided in this subsection shall lapse.

(105) \$181,000 of the general fund—state appropriation for fiscal year 2025 and \$162,000 of the general fund—federal appropriation are provided solely for implementation of Second Substitute House Bill No. 1941 (health home serv./children). If the bill is not enacted by June 30, 2024, the amounts provided in this subsection shall lapse.

**Sec. 212.** 2023 c 475 s 212 (uncodified) is amended to read as follows:

**FOR THE STATE HEALTH CARE AUTHORITY—PUBLIC EMPLOYEES' BENEFITS BOARD AND EMPLOYEE BENEFITS PROGRAM**

State Health Care Authority Administrative Account—

State Appropriation . . . . .	..((\$44,102,000))
	\$44,982,000
TOTAL APPROPRIATION . . . . .	..((\$44,102,000))
	\$44,982,000

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

(1) Any savings from reduced claims costs must be reserved for funding employee benefits during future fiscal biennia and may not be used for administrative expenses. 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 offsetting cost reductions from other benefit revisions are sufficient to fund the changes. The board shall not make any change in retiree eligibility criteria that reestablishes eligibility for enrollment in retiree benefits.

(3) Except as may be provided in a health care bargaining agreement pursuant to RCW 41.80.020, to provide benefits within the level of funding provided in part IX of this bill, the public employees' benefits board shall require: Employee premium copayments, increases increase 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 \$25 dollars per month from members who use tobacco products, and a surcharge payment of not less than \$50 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 95 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) \$78,000 of the health care authority administrative account—state appropriation is provided solely for administrative costs associated with extending retiree coverage under Substitute House Bill No. 1804 (PEBB/subdivision retirees). ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.))~~

(6) \$500,000 of the state health care authority administrative account—state appropriation is provided solely for consultation with retirees, including conducting listening sessions and facilitating public forums to gather feedback about retiree needs. By December 1, 2023, the authority must report to the legislature with its findings, including an analysis of government self-insured plans with benefits that are equal to or richer, and with more affordable premiums, than uniform medical plan classic medicare. The legislature intends that the results of stakeholder engagements will be used to inform future health care plan selections.

(7) During the 2023-2025 fiscal biennium, the health care authority, in consultation with the office of financial management, shall review consolidating the administrative sections of the operating budget for the public employees' and school employees' benefits boards. Any change in budget structure must not result in changes to board or benefit policies. A budget structure change developed under this subsection may be included in the 2024 supplemental or the 2025-2027 biennial governor's budget submittal without being subject to the legislative evaluation and accountability program committee approval under RCW 43.88.030(7).

(8)(a) \$100,000 of the health care authority administrative account—state appropriation is provided solely for a study on consolidating the public

employees' benefits board (PEBB) and school employees' benefits board (SEBB) programs. By December 1, 2024, the authority must report to the legislature the necessary statutory and program changes required to achieve consolidation of:

(i) The public employees' benefits board and school employees' benefits board into a single governing board;

(ii) The current risks pools described in RCW 41.05.022 (2) and (3);

(iii) The existing eligibility provisions of the PEBB and SEBB programs;  
and

(iv) Benefit offerings into more aligned plans.

(b) In considering statutory and program changes, the authority must consider:

(i) Ways to engage with impacted participants to understand their priorities related to consolidation;

(ii) Options that maintain benefit eligibility for current participants;

(iii) Options for ensuring equity among participants in a consolidated program; and

(iv) Data and findings from previous reports related to consolidating PEBB and SEBB plans.

(9) By December 1, 2024, the authority shall submit a report to the legislature describing options, and a recommendation, for possible future coverage in the uniform medical plan for food and drug administration approved glucagon-like peptide 1 agonists for the treatment of obesity and weight loss.

Sec. 213. 2023 c 475 s 213 (uncodified) is amended to read as follows:

**FOR THE STATE HEALTH CARE AUTHORITY—SCHOOL EMPLOYEES' BENEFITS BOARD**

School Employees' Insurance Administrative Account—

State Appropriation . . . . .((\$33,743,000))  
\$33,739,000

TOTAL APPROPRIATION . . . . .((\$33,743,000))  
\$33,739,000

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

(1) \$324,000 of the school employees' insurance administrative account—state appropriation is provided solely for implementation of Substitute Senate Bill No. 5275 (SEBB benefit access). (~~If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.~~)

(2) By December 1, 2024, the authority shall submit a report to the legislature describing options, and a recommendation, for possible future coverage in the uniform medical plan for food and drug administration approved glucagon-like peptide 1 agonists for the treatment of obesity and weight loss.

Sec. 214. 2023 c 475 s 214 (uncodified) is amended to read as follows:

**FOR THE STATE HEALTH CARE AUTHORITY—HEALTH BENEFIT EXCHANGE**

General Fund—State Appropriation (FY 2024) . . . . .((\$8,242,000))  
\$9,671,000

General Fund—State Appropriation (FY 2025) . . . . .((\$6,472,000))  
\$7,156,000

General Fund—Federal Appropriation . . . . .	<del>(\$61,983,000)</del>
	\$67,396,000
Education Legacy Trust Account—State Appropriation . . . . .	\$350,000
Health Benefit Exchange Account—State Appropriation . . . . .	<del>(\$76,214,000)</del>
	\$83,528,000
State Health Care Affordability Account—State Appropriation . . . . .	<del>(\$110,000,000)</del>
	\$125,000,000
TOTAL APPROPRIATION . . . . .	<del>(\$263,261,000)</del>
	\$293,101,000

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, October 15th, and January 15th of each year, the authority shall make a payment of ~~((one-half))~~ 30 percent of the general fund—state appropriation, ((one-half)) 30 percent of the health benefit exchange account—state appropriation, and ((one-half)) 30 percent of the health care affordability account—state appropriation to the exchange. By April 15th of each year, the authority shall make a payment of 10 percent of the general fund—state appropriation, 10 percent of the health benefit exchange account—state appropriation, and 10 percent of the health care affordability 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) \$1,939,000 of the health benefit exchange account—state appropriation and \$6,189,000 of the general fund—federal appropriation are provided solely for the modernizing healthplanfinder project. These amounts are subject to the conditions, limitations, and review provided in section 701 of this act.

(4)(a) ~~(\$100,000,000)~~ \$115,000,000 of the state health care affordability account—state appropriation is provided solely for the exchange to administer a premium assistance program, beginning for plan year 2023, as established in RCW 43.71.110. An individual is eligible for the premium assistance provided if the individual: (i) Has income up to 250 percent of the federal poverty level; and (ii) meets other eligibility criteria as established in RCW 43.71.110(4)(a).

(b) \$260,000 of the general fund—state appropriation for fiscal year 2024 is provided solely for a study, in consultation with the health care authority and office of the insurance commissioner, of how the exchange's current section 1332 waiver could be amended to generate federal pass-through funding to support the affordability programs established in RCW 43.71.110. The actuarial study must focus on methods that could be most readily leveraged in Washington, considering those being used in other public option programs. Study findings must be reported to the appropriate committees of the legislature by December 1, 2023.

(5) \$10,000,000 of the state health care affordability account—state appropriation is provided solely to provide premium assistance for customers ineligible for federal premium tax credits who meet the eligibility criteria established in subsection (4)(a) of this section, and is contingent upon continued approval of the applicable waiver described in RCW 43.71.120.

(6) \$102,000 of the general fund—state appropriation for fiscal year 2024, \$865,000 of the general fund—federal appropriation, and \$123,000 of the health benefit exchange account—state appropriation are provided solely for a technology solution for an authoritative client identifier, or master person index, in Healthplanfinder to support the health and human services coalition in uniformly identifying clients across multiple state service delivery systems. These amounts are subject to the conditions, limitations, and review requirements of section 701 of this act.

(7) \$200,000 of the general fund—state appropriation for fiscal year 2024 and \$200,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the exchange, in collaboration with the department of social and health services and the home training network as described in RCW 70.128.305, to provide educational resources and trainings to help connect owners and employees of adult family homes to health care coverage.

(8) \$299,000 of the general fund—state appropriation for fiscal year 2024, \$299,000 of the general fund—state appropriation for fiscal year 2025, and \$202,000 of the general fund—federal appropriation are provided solely for pass-through funding in the annual amount of \$100,000 for each lead navigator organization in the four regions with the highest concentration of citizens of the compact of free association (COFA) to:

(a) Support a staff position within the COFA community to provide enrollment assistance to the COFA community beyond the scope of the current COFA program; and

(b) Support COFA community-led outreach and enrollment activities.

(9)(a) \$300,000 of the health benefit exchange account—state appropriation is provided solely for staff and consultants to complete a study of options and recommendations for the state to ensure continuous health care coverage through qualified health plans for medicaid beneficiaries losing medicaid coverage through Washington Healthplanfinder. In coordination with the health care authority and department of social and health services, the study must include, but not be limited to:

(i) An analysis of transitional solutions used in other states to continue coverage for individuals losing medicaid eligibility;

(ii) In coordination with the department of social and health services' research and data analysis division, an analysis of monthly enrollment rates for

persons who are determined no longer eligible for medicaid, including demographic and employment information, and those who enroll in qualified health plans, including demographic and employment information; and

(iii) A feasibility analysis of auto-enrolling clients that lose medicaid eligibility and are eligible for a no-premium qualified health plan through Washington Healthplanfinder.

(b) The study must be submitted to the office of financial management and appropriate committees of the legislature by December 31, 2024.

Sec. 215. 2023 c 475 s 215 (uncodified) is amended to read as follows:

**FOR THE STATE HEALTH CARE AUTHORITY—COMMUNITY BEHAVIORAL HEALTH PROGRAM**

General Fund—State Appropriation (FY 2024) . . . . .	(( <del>\$1,015,063,000</del> ))
	<u>\$1,025,616,000</u>
General Fund—State Appropriation (FY 2025) . . . . .	(( <del>\$1,097,193,000</del> ))
	<u>\$1,226,089,000</u>
General Fund—Federal Appropriation . . . . .	(( <del>\$2,853,321,000</del> ))
	<u>\$3,078,664,000</u>
General Fund—Private/Local Appropriation . . . . .	(( <del>\$38,826,000</del> ))
	<u>\$38,904,000</u>
Criminal Justice Treatment Account—State	
Appropriation . . . . .	\$22,001,000
Problem Gambling Account—State Appropriation . . . . .	(( <del>\$2,243,000</del> ))
	<u>\$3,738,000</u>
Dedicated Cannabis Account—State Appropriation	
(FY 2024) . . . . .	\$28,498,000
Dedicated Cannabis Account—State Appropriation	
(FY 2025) . . . . .	\$28,501,000
Opioid Abatement Settlement Account—State	
Appropriation . . . . .	(( <del>\$54,415,000</del> ))
	<u>\$78,744,000</u>
Statewide 988 Behavioral Health Crisis Response Line	
Account—State Appropriation . . . . .	(( <del>\$33,135,000</del> ))
	<u>\$33,499,000</u>
TOTAL APPROPRIATION . . . . .	(( <del>\$5,173,196,000</del> ))
	<u>\$5,564,254,000</u>

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 behavioral health administrative services organizations that reimburse providers for behavioral health services.

(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)(a) (~~(\$44,320,000)~~) \$43,429,000 of the general fund—state appropriation for fiscal year 2024, (~~(\$49,525,000)~~) \$48,634,000 of the general fund—state appropriation for fiscal year 2025, and (~~(\$17,368,000)~~) \$15,538,000 of the general fund—federal appropriation are provided solely to continue 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 authority, in collaboration with the department of social and health services 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. Within these amounts, sufficient funding is provided to implement Engrossed Second Substitute Senate Bill No. 5440 (competency evaluations).

(b) Of the amounts provided in this subsection, \$5,108,000 of the general fund—state appropriation for fiscal year 2024 and \$6,341,000 of the general fund—state appropriation for fiscal year 2025 are provided for implementation of Engrossed Second Substitute Senate Bill No. 5440 (competency evaluations). Of these amounts, \$186,000 of the general fund—state appropriation for fiscal year 2024 and \$186,000 of the general fund—state appropriation for fiscal year 2025 are provided solely to increase compensation for staff in outpatient competency restoration programs pursuant to Engrossed Second Substitute Senate Bill No. 5440 (competency evaluations).

(c) By December 1, 2024, the authority must provide notification to the office of financial management and the appropriate committees of the legislature of the estimated opening date and operating costs for the Trueblood phase three crisis stabilization center.

(4) \$8,000,000 of the general fund—state appropriation for fiscal year 2024 (~~(\*)~~) and \$8,000,000 of the general fund—state appropriation for fiscal year 2025 are provided solely to continue diversion grant programs funded through contempt fines pursuant to *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 authority must consult with the plaintiffs and court monitor to determine, within the amounts provided, which of the programs will continue to receive funding through this appropriation. The programs shall use this funding to provide assessments, mental health treatment, substance use disorder treatment, case management, employment, and other social services. By December 1, 2023, the authority, in consultation with the plaintiffs and the court monitor, must submit a report to the office of financial management and the appropriate fiscal committees of the legislature which includes: Identification of the programs that receive funding through this subsection; a narrative description of each program model; the number of individuals being served by each program on a monthly basis; metrics or

outcomes reported as part of the contracts; and recommendations related to further support of these programs in the 2023-2025 fiscal biennium.

(5) ~~\$12,359,000~~ of the general fund—state appropriation for fiscal year 2024, ~~(\$12,359,000)~~ \$24,187,000 of the general fund—state appropriation for fiscal year 2025, and ~~(\$23,444,000)~~ \$28,598,000 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. Of the amounts provided in this subsection:

(a) \$4,628,000 of the general fund—state appropriation for fiscal year 2025 and \$920,000 of the general fund—federal appropriation are provided solely for two new programs for assertive community treatment teams.

(b) \$6,032,000 of the general fund—state appropriation for fiscal year 2025 and \$2,907,000 of the general fund—federal appropriation are provided solely for current assertive community treatment teams contingent upon a plan submitted to and approved by the authority to increase and maintain average monthly caseloads to no less than 80 percent of the maximum capacity for full and half teams as established in the WA-PACT program standards.

(c) \$669,000 of the general fund—state appropriation for fiscal year 2025 and \$994,000 of the general fund—federal appropriation are provided solely for a rate increase for existing programs for assertive community treatment teams. The rate increase must be implemented to provide the same percentage increase to all providers and the authority must employ mechanisms such as directed payment or other options allowable under federal medicaid law to assure funding provided through managed care organizations must be used to increase rates for their contracted assertive community treatment team providers.

(d) \$399,000 of the general fund—state appropriation for fiscal year 2025 and \$333,000 of the general fund—federal appropriation are provided solely for administrative costs related to assertive community treatment teams including contracted training, technical assistance, and assessment services.

(e) \$100,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for the authority to contract for an assessment on the access of young adults to assertive community treatment team services. The study must include identification of: (i) The number and percentage of young adults receiving services through assertive community treatment teams; (ii) barriers and strategies for increasing access to assertive community treatment team services for young adults; and (iii) identification of evidence-based alternative models for providing high intensity wraparound services that may be more appropriate for some young adult populations. The authority must submit a

report to the office of financial management and the appropriate committees of the legislature summarizing the findings and recommendations of the study by December 1, 2024.

(6) ~~(\$3,520,000)~~ \$1,668,000 of the general fund—state appropriation for fiscal year 2025 and \$3,280,000 of the general fund—federal appropriation ~~((is))~~ are 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) \$144,519,000 of the general fund—state appropriation for fiscal year 2024 and ~~(\$163,088,000)~~ \$139,238,000 of the general fund—state appropriation for fiscal year 2025 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 as follows:

(a) \$108,803,000 of the general fund—state appropriation for fiscal year 2024 and \$124,713,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the authority to contract with behavioral health administrative service organizations for behavioral health treatment services not covered under the medicaid program. Within these amounts, behavioral health administrative service organizations must provide a 15 percent rate increase to providers receiving state funds for nonmedicaid services under this section effective January 1, 2024.

(b) \$35,716,000 of the general fund—state appropriation for fiscal year 2024 and ~~(\$38,375,000)~~ \$14,525,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the authority to contract with medicaid managed care organizations for wraparound services to medicaid enrolled individuals that are not covered under the medicaid program. Within the amounts provided in this subsection:

(i) Medicaid managed care organizations must provide a 15 percent rate increase to providers receiving state funding for nonmedicaid services under this section effective January 1, 2024.

~~(ii) ((The authority shall assure that managed care organizations reimburse the department of social and health services, aging and long-term support administration for the general fund—state cost of exceptional behavioral health personal care services for medicaid enrolled individuals who require these because of a psychiatric disability. Funding for the federal share of these services is separately appropriated to the department of social and health services.~~

~~(iii))~~ Pursuant to RCW 41.56.029, during fiscal year 2024, the authority may work with the office of financial management to negotiate a tiered rate structure for behavioral health personal care services for adult family home providers serving medicaid enrollees. An agreement reached with the adult family home council must be submitted to the director of financial management by October 1, 2023, and certified as financially feasible in order to be considered for funding during the 2024 legislative session. Upon completion of bargaining, the authority shall coordinate with the department of social and health services

to develop and submit to the centers for medicare and medicaid services an application to provide a 1915(i) state plan home and community-based services benefit. The application shall be developed to allow for the delivery of wraparound supportive behavioral health services for individuals with mental illnesses who also have a personal care need. The 1915(i) state plan shall be developed to standardize coverage and administration, improve the current benefit design, and clarify roles in administration of the behavioral health personal care services benefit.

(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 2024 and \$1,204,000 of the general fund—state appropriation for fiscal year 2025 are provided solely to reimburse Pierce and Spokane counties for the cost of conducting 180-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 2024 and \$2,291,000 of the general fund—state appropriation for fiscal year 2025 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.

(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)(a) The authority must establish minimum and maximum funding levels for all reserves allowed under behavioral health administrative service organization contracts and include contract language that clearly states the requirements and limitations. The reserve levels must be informed by the types of risk carried by behavioral health administrative service organizations for mandatory services and also consider reasonable levels of operating reserves. The authority must monitor and ensure that behavioral health administrative service organization reserves do not exceed maximum levels. The authority must monitor revenue and expenditure reports and must require a behavioral health administrative service 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 administrative service 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. The authority must submit to the office of financial management and the appropriate committees of the legislature, each December of the biennium, the minimum and maximum reserve levels established in contract for each of the behavioral health administrative service organizations for the prior fiscal year and the actual reserve levels reported at the end of the fiscal year.

(b) In contracts effective during fiscal year 2025, the authority must allow the north sound behavioral health administrative services organization to pilot reserve funding flexibility by allowing the north sound behavioral health administrative services organization to utilize, for other purposes, 30 percent of funding received prior to that contract period currently in reserves and that was received pursuant to a specific legislative proviso. Funding repurposed under this subsection must be used to support the duties of the administrative services organization under RCW 71.24.045 through programs serving individuals with severe and persistent behavioral health conditions and behavioral health services that promote stability and recovery within their regional service area. Expenditures pursuant to this pilot program may include, but are not limited to, crisis wraparound services, jail transition and diversion services, court costs, and coresponder programs. The authority, in partnership with the north sound behavioral health administrative services organization, must provide a report to the appropriate committees of the legislature by December 31, 2024, describing the impacts of this pilot program to the regional crisis continuum of care. The report must also include information on which specific legislative provisos north sound behavioral health administrative services organization repurposed funding from under this subsection and for what purpose those funds were used.

(14) During the 2023-2025 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 pregnant and parenting women case management providers.

(15) \$3,500,000 of the general fund—federal appropriation is provided solely for the continued funding of existing county drug and alcohol use prevention programs.

(16) 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, postpartum, 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 10 percent of the total contract amount.

(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). Funding from the criminal justice treatment account may be used to provide treatment and support services through the conclusion of an individual's treatment plan to individuals participating in a drug court program as of February 24, 2021, if that individual wishes to continue treatment following dismissal of charges they were facing under RCW 69.50.4013(1). Such participation is voluntary and contingent upon substantial compliance with drug court program requirements. The authority must provide a report to the office of financial management and the appropriate committees of the legislature that identifies the distribution of criminal justice treatment account funds by September 30, 2023.

(19)(a) \$11,426,000 of the general fund—state appropriation for fiscal year 2024, (~~(\$15,501,000)~~) \$15,651,000 of the general fund—state appropriation for fiscal year 2025, and \$21,554,000 of the general fund—federal appropriation are provided solely for crisis triage facilities, crisis relief centers, or crisis stabilization units. 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.

(b) Within these amounts, the health care authority shall convene representatives from medicaid managed care organizations, behavioral health administrative organizations, private insurance carriers, self-insured organizations, crisis providers, and the office of the insurance commissioner to assess gaps in the current funding model for crisis and co-response services and recommend options for addressing these gaps including, but not limited to, an alternative funding model for crisis and co-response services. The assessment must consider available data to determine to what extent the costs of crisis and co-response services for clients of private insurance carriers, medicaid managed care organizations, and individuals enrolled in medicaid fee-for-service are being subsidized through state funded behavioral health administrative services

organization contracts. The analysis shall examine crisis and co-response services provided by mobile crisis teams and co-response teams as well as facility-based services such as crisis triage and crisis stabilization units. In the development of an alternative funding model, the authority and office of the insurance commissioner must explore mechanisms that: (i) Determine the annual cost of operating crisis and co-response services and collect a proportional share of the program cost from each health insurance carrier; ~~((and))~~ (ii) differentiate between crisis and co-response services eligible for medicaid funding from other nonmedicaid eligible activities; and (iii) simplify administrative complexity of billing for service providers such as the use of a third party administrator. The authority must submit a preliminary report to the office of financial management and the appropriate committees of the legislature by December 1, 2023, and a final report by December 1, 2024. Up to \$300,000 of the general fund—state appropriation for fiscal year 2024, and ~~((300,000))~~ \$450,000 of the general fund—state appropriation for fiscal year 2025 may be used for the assessment and reporting activities required under this subsection.

(c) Sufficient funding is provided in this subsection to implement Second Substitute Senate Bill No. 5120 (crisis relief centers).

(20) \$9,795,000 of the general fund—state appropriation for fiscal year 2024, \$10,015,000 of the general fund—state appropriation for fiscal year 2025, and \$15,025,000 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 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.

(21) \$1,401,000 of the general fund—state appropriation for fiscal year 2024, \$1,401,000 of the general fund—state appropriation for fiscal year 2025, 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 chapter 324, Laws of 2019 (2SHB 1394).

(22)(a) \$12,878,000 of the dedicated cannabis account—state appropriation for fiscal year 2024 and \$12,878,000 of the dedicated cannabis account—state appropriation for fiscal year 2025 are provided solely 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))~~ (vi) Maintaining increased residential treatment services for children and youth;

~~((viii))~~ (vii) Training and technical assistance for the implementation of evidence-based, research based, and promising programs which prevent or reduce substance use disorder;

~~((ix))~~ (viii) Expenditures into the home visiting services account; and

~~((x))~~ (ix) 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 2021 allocation.

(23)(a) \$1,125,000 of the general fund—state appropriation for fiscal year 2024 and \$1,125,000 of the general fund—state appropriation for fiscal year 2025 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 16-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.

(24) \$1,850,000 of the general fund—state appropriation for fiscal year 2024, \$1,850,000 of the general fund—state appropriation for fiscal year 2025, and \$13,312,000 of the general fund—federal appropriation are provided solely for substance use disorder peer support services included in behavioral health capitation rates 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.

(25) \$1,423,000 of the general fund—state appropriation for fiscal year 2024, \$1,423,000 of the general fund—state appropriation for fiscal year 2025, and \$5,908,000 of the general fund—federal appropriation are provided solely for the authority to continue 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.

(26) \$500,000 of the general fund—state appropriation for fiscal year 2024, \$500,000 of the general fund—state appropriation for fiscal year 2025, and \$1,000,000 of the general fund—federal appropriation are provided solely for the authority to maintain a memorandum of understanding with the criminal justice training commission to provide funding for community grants pursuant to RCW 36.28A.450.

(27) \$350,000 of the general fund—federal appropriation and \$300,000 of the opioid abatement settlement account—state appropriation are provided solely to contract with a nationally recognized recovery residence organization and to provide technical assistance to operators of recovery residences seeking certification in accordance with chapter 264, Laws of 2019 (2SHB 1528).

(28) \$3,396,000 of the general fund—state appropriation for fiscal year 2024, \$3,396,000 of the general fund—state appropriation for fiscal year 2025, and \$16,200,000 of the general fund—federal appropriation are provided solely for support of and to continue to increase clubhouse programs 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.

(29) \$708,000 of the general fund—state appropriation for fiscal year 2024, \$708,000 of the general fund—state appropriation for fiscal year 2025, and \$1,598,000 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 in accordance with chapter 324, Laws of 2019 (2SHB 1394).

(30) \$800,000 of the general fund—state appropriation for fiscal year 2024, \$800,000 of the general fund—state appropriation for fiscal year 2025, and \$1,452,000 of the general fund—federal appropriation are provided solely for the authority to implement strategies related to suicide prevention and treatment.

(31) \$446,000 of the general fund—state appropriation for fiscal year 2024, \$446,000 of the general fund—state appropriation for fiscal year 2025, 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.

(32) As an element of contractual network adequacy requirements and reporting, the authority shall direct managed care organizations to make all reasonable efforts to develop or maintain contracts with provider networks that leverage local, federal, or philanthropic funding to enhance effectiveness of medicaid-funded integrated care services. These networks must promote medicaid clients' access to a system of services that addresses additional social

support services and social determinants of health as defined in RCW 43.20.025 in a manner that is integrated with the delivery of behavioral health and medical treatment services.

(33) \$9,000,000 of the criminal justice treatment account—state appropriation is provided solely for the authority to maintain funding for new therapeutic courts created or expanded during fiscal year 2021, or to maintain the fiscal year 2021 expansion of services being provided to an already existing therapeutic court that engages in evidence-based practices, to include medication assisted treatment in jail settings pursuant to RCW 71.24.580. Funding provided under this subsection shall not supplant existing funds utilized for this purpose.

(34) In establishing, re-basing, enhancing, or otherwise updating medicaid rates for behavioral health services, the authority and contracted actuaries shall use a transparent process that provides an opportunity for medicaid managed care organizations, behavioral health administrative service organizations, and behavioral health provider agencies, and their representatives, to review and provide data and feedback on proposed rate changes within their region or regions of service operation. The authority and contracted actuaries shall transparently incorporate the information gained from this process and make adjustments allowable under federal law when appropriate.

(35) The authority shall seek input from representatives of the managed care organizations (MCOs), licensed community behavioral health agencies, and behavioral health administrative service organizations to develop specific metrics related to behavioral health outcomes under integrated managed care. These metrics must include, but are not limited to: (a) Revenues and expenditures for community behavioral health programs, including medicaid and nonmedicaid funding; (b) access to services, service denials, and utilization by state plan modality; (c) claims denials and record of timely payment to providers; (d) client demographics; and (e) social and recovery measures and managed care organization performance measures. The authority must work with managed care organizations and behavioral health administrative service organizations to integrate these metrics into an annual reporting structure designed to evaluate the performance of the behavioral health system in the state over time. The authority must submit a report to the office of financial management and the appropriate committees of the legislature, before December 30th of each year during the fiscal biennium, that details the implemented metrics and relevant performance outcomes for the prior calendar year.

(36) \$4,061,000 of the general fund—state appropriation for fiscal year 2024, \$3,773,000 of the general fund—state appropriation for fiscal year 2025, and \$6,419,000 of the general fund—federal appropriation are provided solely for the authority to maintain pilot programs for intensive outpatient services and partial hospitalization services for certain children and adolescents and, pursuant to chapter 94, Laws of 2022 (2SSB 5736), add coverage for these services into the state medicaid program beginning January 1, 2024.

(a) The authority must establish minimum standards, eligibility criteria, authorization and utilization review processes, and payment methodologies for the programs in contract.

(b) Eligibility for the pilot sites is limited pursuant to the following:

(i) Children and adolescents discharged from an inpatient hospital treatment program who require the level of services offered by the pilot programs in lieu of continued inpatient treatment;

(ii) Children and adolescents who require the level of services offered by the pilot programs in order to avoid inpatient hospitalization; and

(iii) Services may not be offered if there are less costly alternative community-based services that can effectively meet the needs of an individual referred to the program.

(c) Eligibility for services through the state medicaid program shall be consistent with criteria approved by the centers for medicare and medicaid services pursuant to implementation of chapter 94, Laws of 2022 (2SSB 5736).

(d) The authority must collect data on the program sites and work with the actuaries responsible for establishing managed care rates for medicaid enrollees to develop and submit an annual report to the office of financial management and the appropriate committees of the legislature each December of the fiscal biennium that includes the following information:

(i) A narrative description of the services provided at each program site and identification of any specific gaps the sites were able to fill in the current continuum of care;

(ii) Clinical outcomes and estimated reductions in psychiatric inpatient costs associated with each of the program sites;

(iii) Recommendations for whether the pilot models should be expanded statewide, whether modifications should be made to the models to better address gaps in the continuum identified through the pilot sites, whether the models could be expanded to community behavioral health providers, and whether statewide implementation should be achieved through a state plan amendment or some other mechanism for leveraging federal medicaid match;

(iv) Actuarial projections on the statewide need for services related to the pilot sites and estimated costs of adding each of the services to the medicaid behavioral health benefit for children and adolescents and adults; and

(v) Annual costs and any quantifiable cost offsets associated with the program sites.

(37) \$25,587,000 of the general fund—federal appropriation (ARPA) and \$9,828,000 of the general fund—federal appropriation are provided solely to promote the recovery of individuals with substance use disorders through expansion of substance use disorder services. The authority shall implement this funding to promote integrated, whole-person care to individuals with opioid use disorders, stimulant use disorders, and other substance use disorders. The authority shall use this funding to support evidence-based and promising practices as follows:

(a) \$8,500,000 of the amounts provided in this subsection is provided solely for treatment services to low-income individuals with substance use disorders who are not eligible for services under the medicaid program and for treatment services that are not covered under the medicaid program. A minimum of \$7,500,000 of this amount must be contracted through behavioral health administrative services organizations. The amounts in this subsection may be used for services including, but not limited to, outpatient treatment, residential treatment, mobile opioid use disorder treatment programs, law enforcement assisted diversion programs, contingency management interventions, modified

assertive community treatment, trauma informed care, crisis respite, and for reimbursement of one-time start-up operating costs for opening new beds in withdrawal management treatment programs.

(b) \$2,015,000 of the amounts provided in this subsection is provided solely for outreach programs that link individuals with substance use disorders to treatment options to include medication for opioid use disorder. The authority must contract for these services with programs that use interdisciplinary teams, which include peer specialists, to engage and facilitate linkage to treatment for individuals in community settings such as homeless encampments, shelters, emergency rooms, harm reduction programs, churches, community service offices, food banks, libraries, legal offices, and other settings where individuals with substance use disorders may be engaged. The services must be coordinated with emergency housing assistance and other services administered by the authority to promote access to a full continuum of treatment and recovery support options.

(c) \$7,500,000 of the amounts provided in this subsection is provided solely for substance use disorder recovery support services not covered by the medicaid program including, but not limited to, emergency housing, recovery housing vouchers, supported employment, skills training, peer support, peer drop-in centers, and other community supports.

(d) \$3,550,000 of the amounts provided in this subsection is provided solely for efforts to support the recovery of American Indians and Alaska natives with substance use disorders. This funding may be used for grants to urban Indian organizations, tribal opioid prevention media campaigns, and support for government to government communication, planning, and implementation of opioid use disorder related projects.

(e) \$5,000,000 of the amounts provided in this subsection is provided solely for the authority, in coordination with the department of health, to expand the distribution of naloxone through the department's overdose education and naloxone distribution program. Funding must be prioritized to fill naloxone access gaps in community behavioral health and other community settings, including providing naloxone for agency staff in organizations such as syringe service programs, housing providers, and street outreach programs, and for law enforcement and emergency responders.

(f) \$7,100,000 of the amounts provided in this subsection is provided solely for community services grants that support the implementation and evaluation of substance use disorder prevention services.

(g) Up to \$1,750,000 of the amounts provided in this subsection may be used for the authority's administrative costs associated with services funded in this subsection.

(38) \$3,109,000 of the general fund—state appropriation for fiscal year 2024 and \$3,109,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for short-term rental subsidies for individuals with mental health or substance use disorders. This funding may be used for individuals enrolled in the foundational community support program while waiting for a longer term resource for rental support or for individuals transitioning from behavioral health treatment facilities or local jails. Individuals who would otherwise be eligible for the foundational community support program but are not eligible because of their citizenship status may also be

served. Each December of the fiscal biennium, the authority must submit a report identifying the expenditures and number of individuals receiving short-term rental supports through the agency budget during the prior fiscal year broken out by region, treatment need, and the demographics of those served, including but not limited to age, country of origin within racial/ethnic categories, gender, and immigration status.

(39) \$25,332,000 of the general fund—federal appropriation (ARPA) is provided solely to promote the recovery of individuals with mental health disorders through expansion of mental health services. The authority shall implement this funding to promote integrated, whole-person care through evidence based and promising practices as follows:

(a) \$8,153,000 of the amounts provided in this subsection is provided solely for treatment services to low-income individuals with mental health disorders who are not eligible for services under the medicaid program and for treatment services that are not covered under the medicaid program. A minimum of \$7,000,000 of this amount must be contracted through behavioral health administrative services organizations. The amounts in this subsection may be used for services including, but not limited to, outpatient treatment, residential treatment, law enforcement assisted diversion programs, modified assertive community treatment, and trauma informed care.

(b) \$8,200,000 of the amounts provided in this subsection is provided solely for mental health recovery support services not covered by the medicaid program including, but not limited to, supportive housing, emergency housing vouchers, supported employment, skills training, peer support, peer drop-in centers, and other community supports.

(c) \$2,553,000 of the amounts provided in this subsection is provided solely for efforts to support the recovery of American Indians and Alaska natives with mental health disorders.

(d) \$1,300,000 of the amounts provided in this subsection is provided solely to enhance crisis services and may be used for crisis respite care.

(e) \$2,600,000 of the amounts provided in this subsection is provided solely for the expansion of first episode psychosis programs.

(f) Up to \$1,279,000 of the amounts provided in this subsection may be used for the authority's administrative costs associated with services funded in this subsection.

(40) The authority must pursue opportunities for shifting state costs to the state's unused allocation of federal institutions for mental disease disproportionate share hospital funding.

(41) \$500,000 of the general fund—federal appropriation is provided solely to establish an emotional support network program for individuals employed as peer specialists. The authority must contract for these services which shall include, but not be limited to, facilitating support groups for peer specialists, support for the recovery journeys of the peer specialists themselves, and targeted support for the secondary trauma inherent in peer work.

(42) \$1,500,000 of the general fund—federal appropriation is provided solely for the authority to contract on a one-time basis with the University of Washington behavioral health institute to continue and enhance its efforts related to training and workforce development. This funding may be used for the following activities:

(a) Making substance use disorder training content accessible to all community behavioral health providers;

(b) Refining and implementing a substance use disorder provider needs assessment to advance best practice implementation for treatment in inpatient and outpatient settings;

(c) Disseminating innovative best practices through training and technical assistance;

(d) Developing and launching a telebehavioral health training series, providing webinars and packaging the training content so that it is accessible to all community behavioral health providers;

(e) Planning for advanced telebehavioral health training and support to providers;

(f) Convening a race, equity, and social justice in behavioral health conference annually;

(g) Developing training and technical assistance opportunities for an annual series that translates lessons learned in behavioral health equity into actionable and sustainable change at the provider, organizational, and system levels;

(h) Developing recommendations for reducing health disparities and training the workforce in culturally and linguistically relevant practices to achieve improved outcomes;

(i) Increasing the number of community substance use providers that are trained in best practice assessment and treatment models;

(j) Convening a telebehavioral health summit of leading experts regarding long-term provider telebehavioral health training and workforce needs;

(k) Creating a behavioral health workforce strategy plan that identifies gaps that are not being addressed and suggests system improvements to address those gaps;

(l) Working with community partners and key stakeholders to identify best practice strategies to evaluate and measure equity and health disparities within the behavioral health system and make recommendations regarding potential metrics to help advance system change; and

(m) Developing metrics and evaluating telebehavioral health training needs and the impact of telebehavioral health training on provider knowledge and treatment protocols.

(43) \$1,250,000 of the general fund—state appropriation for fiscal year 2024 and \$1,250,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the authority to contract with the King county behavioral health administrative services organization to maintain children's crisis outreach response system services that were previously funded through the department of children, youth, and families. The authority, in consultation with the behavioral health administrative services organization, medicaid managed care organizations, and the actuaries responsible for developing medicaid managed care rates, must work to maximize federal funding provided for the children's crisis outreach response system program.

(44) \$31,891,000 of the general fund—state appropriation for fiscal year 2024, \$63,395,000 of the general fund—state appropriation for fiscal year 2025, and \$172,425,000 of the general fund—federal appropriation are provided solely to implement a 15 percent increase to medicaid reimbursement for community behavioral health providers contracted through managed care organizations to be

effective January 1, 2024. The authority must employ mechanisms such as directed payment or other options allowable under federal medicaid law to assure the funding is used by the managed care organizations for a 15 percent provider rate increase as intended and verify this pursuant to the process established in chapter 285, Laws of 2020 (EHB 2584). The rate increase shall be implemented to all behavioral health nonhospital inpatient, residential, and outpatient providers contracted through the medicaid managed care organizations. Psychiatric hospitals and other providers receiving rate increases under other subsections of this section must be excluded from the rate increase directed in this subsection.

(45) \$532,000 of the general fund—state appropriation for fiscal year 2024, \$2,935,000 of the general fund—state appropriation for fiscal year 2025, and \$3,467,000 of the general fund—federal appropriation are provided solely to increase the number of beds and rates for community children's long-term inpatient program providers. The number of beds is increased on a phased in basis to 72 beds by the end of fiscal year 2024. The bed day rates are increased from \$1,030 per day to \$1,121 per day effective July 1, 2023.

(46) \$505,000 of the general fund—state appropriation for fiscal year 2024, \$1,011,000 of the general fund—state appropriation for fiscal year 2025, and \$1,095,000 of the general fund—federal appropriation are provided solely to increase rates for parent child assistance program providers by 15 percent effective January 1, 2024.

(47) \$300,000 of the general fund—federal appropriation is provided solely for training of behavioral health consumer advocates. The authority must enter into a memorandum of understanding with the department of commerce to provide support for training of behavioral health consumer advocates pursuant to chapter 202, Laws of 2021 (E2SHB 1086).

(48) \$250,000 of the general fund—state appropriation for fiscal year 2024 and \$250,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the authority to contract with a statewide mental health nonprofit organization that provides free community and school-based mental health education and support programs for consumers and families. The contractor must use this funding to provide access to programs tailored to peers living with mental illness as well as family members of people with mental illness and the community at large. Services provided by the contracted program shall include education, support, and assistance to reduce isolation and help consumers and families understand the services available in their communities.

(49) \$15,474,000 of the general fund—state appropriation for fiscal year 2024, (~~(\$15,474,000)~~) \$17,125,000 of the general fund—state appropriation for fiscal year 2025, and (~~(\$14,312,000)~~) \$14,562,000 of the general fund—federal appropriation are provided solely for maintaining the expansion of local behavioral health mobile crisis response team capacity and ensuring each region has at least one adult and one children and youth mobile crisis team that is able to respond to calls coming into the 988 crisis hotline.

(a) In prioritizing this funding, the health care authority shall assure that there are a minimum of six new children and youth mobile crisis teams in comparison to the number of teams at the end of fiscal year 2021 and that there is one children and youth mobile crisis team in each region.

(b) In implementing funding for adult and youth mobile crisis response teams, the authority must establish standards in contracts with managed care organizations and behavioral health administrative services organizations for the services provided by these teams.

(c) Of these amounts, \$3,000,000 of the general fund—state appropriation for fiscal year 2024, \$3,000,000 of the general fund—state appropriation for fiscal year 2025, and \$2,024,000 of the general fund—federal appropriation are provided solely to maintain increased capacity for mobile crisis services in King county that was funded in fiscal year 2023. These amounts must supplement and not supplant funding to the county previously allocated by the authority under this subsection.

(d) Of the amounts provided in this subsection, \$1,651,000 of the general fund—state appropriation for fiscal year 2025 and \$250,000 of the general fund—federal appropriation are provided solely for adding or increasing stabilization services provided through existing children and youth mobile crisis teams.

(50) (~~(\$57,580,000)~~) \$45,094,000 of the general fund—state appropriation for fiscal year 2024, (~~(\$61,807,000)~~) \$71,107,000 of the general fund—state appropriation for fiscal year 2025, and (~~(\$109,146,000)~~) \$69,409,000 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 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. Of the amounts in this subsection, sufficient amounts are provided in fiscal year 2024 and fiscal year 2025 for the authority to reimburse community hospitals and nonhospital residential treatment centers serving clients in long-term inpatient care beds as defined in RCW 71.24.025 as follows:

(a) For a hospital licensed under chapter 70.41 RCW that requires a hospital specific medicaid inpatient psychiatric per diem payment rate for long-term civil commitment patients because the hospital has completed a medicare cost report, the authority shall analyze the most recent medicare cost report of the hospital after a minimum of 200 medicaid inpatient psychiatric days. The authority shall establish the inpatient psychiatric per diem payment rate for long-term civil commitment patients for the hospital at 100 percent of the allowable cost of care, based on the most recent medicare cost report of the hospital.

(b) For a hospital licensed under chapter 70.41 RCW that has not completed a medicare cost report with more than 200 medicaid inpatient psychiatric days, the authority shall establish the medicaid inpatient psychiatric per diem payment rate for long-term civil commitment patients for the hospital at the higher of the hospital's current medicaid inpatient psychiatric rate; or the annually updated statewide average of the medicaid inpatient psychiatric per diem payment rate of all acute care hospitals licensed under chapter 70.41 RCW providing long-term civil commitment services.

(c) For a hospital licensed under chapter 71.12 RCW and currently providing long-term civil commitment services, the authority shall establish the medicaid inpatient psychiatric per diem payment rate at \$940 for fiscal year 2024 and \$1,250 for fiscal year 2025 plus adjustments that may be needed to capture costs associated with long-term psychiatric patients that are not allowable on the medicare cost report or reimbursed separately. The hospital may provide the authority with supplemental data to be considered and used to make appropriate adjustments to the medicaid inpatient psychiatric per diem payment rate of the hospital. Adjustment of costs may include:

(i) Costs associated with professional services and fees not accounted for in the hospital's medicare cost report or reimbursed separately;

(ii) Costs associated with the hospital providing the long-term psychiatric patient access to involuntary treatment court services that are not reimbursed separately; and

(iii) Other costs associated with caring for long-term psychiatric patients that are not reimbursed separately.

(d) For a hospital licensed under chapter 71.12 RCW that requires an initial medicaid inpatient psychiatric per diem payment rate for long-term civil commitment services because it has not yet completed a medicare cost report, the authority shall establish the medicaid inpatient psychiatric per diem payment rate at the higher of:

(i) The hospital's current medicaid inpatient psychiatric rate; or

(ii) The annually updated statewide average of the medicaid long-term inpatient psychiatric per diem payment rate of all freestanding psychiatric hospitals licensed under chapter 71.12 RCW providing long-term civil commitment services.

(e) For nonhospital residential treatment centers certified to provide long-term inpatient care beds as defined in RCW 71.24.025, the authority shall establish the medicaid psychiatric per diem payment rate at the fiscal year 2023 level for fiscal year 2024 and \$1,250 per bed for fiscal year 2025.

(f) Beginning in fiscal year 2024, the authority shall pay a rate enhancement for patients committed pursuant to the dismissal of criminal charges and a civil evaluation ordered under RCW 10.77.086 or 10.77.088. The enhancement shall be available to all hospital and nonhospital facilities providing services under this subsection except those whose rates are set at 100 percent of their most recent medicare cost report. The rate enhancement shall not exceed the tiered rate enhancements established under the 1915(i) state plan.

(g) Beginning in fiscal year 2025, the authority may pay a rate enhancement of \$500 per day for individuals with complex medical needs, challenging behaviors often diagnosed with co-occurring intellectual or developmental disability, traumatic brain injury, dementia, or significant medical issues requiring personal care. The rate enhancement shall be available to providers contracting directly with the authority.

(h) Provider payments for vacant bed days shall not exceed six percent of their annual contracted bed days.

~~((H))~~ (i) The authority, in coordination with the department of social and health services, the office of the governor, the office of financial management, and representatives from medicaid managed care organizations, behavioral health administrative service organizations, and community providers, must

update its plan to continue the expansion of civil community long-term inpatient capacity. The plan shall identify gaps and barriers in the current array of community long-term inpatient beds in serving higher need individuals including those committed to a state hospital pursuant to the dismissal of criminal charges and a civil evaluation ordered under RCW 10.77.086 or 10.77.088. The plan shall identify strategies to overcome these barriers including, but not limited to, potential rate enhancements for high needs clients. The authority must submit its updated implementation plan to the office of financial management and the appropriate fiscal committees of the legislature by December 1, 2023, and submit a status update on the implementation plan by October 15, 2024.

(51)(a) (~~(\$150,000)~~) \$200,000 of the general fund—state appropriation for fiscal year 2024 and (~~(\$150,000)~~) \$400,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for a one-time grant to Island county to maintain support for a pilot program to improve behavioral health outcomes for young people in rural communities. In administering the pilot program, Island county shall coordinate with school districts, community groups, and health care providers to increase access to behavioral health programs for children and youth aged birth to 24 years of age. The grant funds shall be used to coordinate and expand behavioral health services. The grant funding must not be used to supplant funding from existing programs. No more than 10 percent of the funds may be used for administrative costs incurred by Island county in administering the program. Services that may be provided with the grant funding include, but are not limited to:

(i) Support for children and youth with significant behavioral health needs to address learning loss caused by COVID-19 and remote learning;

(ii) School based behavioral health education, assessment, and brief treatment;

(iii) Screening and referral of children and youth to long-term treatment services;

(iv) Behavioral health supports provided by community agencies serving youth year-round;

(v) Expansion of mental health first aid, a program designed to prepare adults who regularly interact with youth for how to help people in both crisis and noncrisis mental health situations;

(vi) Peer support services; and

(vii) Compensation for the incurred costs of clinical supervisors and internships.

(b) The authority, in coordination with Island county, must submit to the office of financial management and the appropriate committees of the legislature, a report summarizing how the funding was used and providing the number of children and youth served by the pilot during fiscal year 2024 by December 1, 2024.

(52) (~~(\$265,000)~~) \$315,000 of the general fund—state appropriation for fiscal year 2024, (~~(\$281,000)~~) \$494,000 of the general fund—state appropriation for fiscal year 2025, and (~~(\$546,000)~~) \$809,000 of the general fund—federal appropriation are provided solely for the authority to (~~(provide)~~) contract with the University of Washington's project extension for community health outcomes (ECHO) and the systemic, therapeutic, assessment, resources, and

treatment (START) programs for specialized training and consultation for physicians and professionals to support ((children));

(a) Children with developmental disabilities and behavioral health needs;

(b) Applied behavior analysis provider training, education, and consultation; and

(c) The screening and diagnosis of autism spectrum disorder.

(53) (~~(\$2,184,000)~~) \$2,262,000 of the general fund—federal appropriation and (~~(\$2,184,000)~~) \$2,262,000 of the general fund—local appropriation are provided solely for supported housing and employment services described in initiative 3a and 3b of the 1115 demonstration waiver and this is the maximum amount that may be expended for this purpose. Within these amounts, funding is provided for the authority to support community discharge efforts for patients at the state hospitals. 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 above appropriated levels for this specific purpose. 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 the expenditures of this subsection and shall provide such fiscal data in the time, manner, and form requested by the legislative fiscal committees.

(54) \$130,000 of the general fund—federal appropriation is provided solely for the authority to participate in efforts to ensure behavioral health agencies are compensated for their role as teaching clinics for students seeking professional education in behavioral health disciplines and for new graduates working toward licensure.

(55) \$250,000 of the general fund—state appropriation for fiscal year 2024, \$934,000 of the general fund—state appropriation for fiscal year 2025, and \$1,447,000 of the general fund—federal appropriation are provided solely for increasing case management services to pregnant and parenting women provided through the parent child assistance program and for increasing the number of residential treatment beds available for pregnant and parenting women.

(56) Within the amounts provided in this section, sufficient funding is provided for the authority to maintain and increase the capabilities of a tool to track medication assisted treatment provider capacity.

(57) \$2,000,000 of the general fund—federal appropriation is provided solely for grants to law enforcement and other first responders to include a mental health professional on the team of personnel responding to emergencies.

(58) (~~(\$1,653,000)~~) \$855,000 of the general fund—state appropriation for fiscal year 2025 and (~~(\$2,024,000)~~) \$1,149,000 of the general fund—federal appropriation are provided solely for the authority to contract for long-term involuntary treatment services in a 16-bed residential treatment facility being developed by the Tulalip tribe in Stanwood.

(59) \$956,000 of the general fund—state appropriation for fiscal year 2024 and \$956,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for wraparound with intensive services for youth ineligible for medicaid as outlined in the settlement agreement under *AGC v. Washington State Health Care Authority*, Thurston county superior court no. 21-2-00479-34.

(60) (~~(\$18,188,000)~~) \$14,637,000 of the general fund—state appropriation for fiscal year 2024 and (~~(\$18,188,000)~~) \$14,637,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for claims for services rendered to medicaid eligible clients admitted to institutions of mental disease that were determined to be unallowable for federal reimbursement due to medicaid's institutions for mental disease exclusion rules.

(61) \$6,010,000 of the general fund—state appropriation for fiscal year 2024, \$6,010,000 of the general fund—state appropriation for fiscal year 2025, and \$1,980,000 of the general fund—federal appropriation are provided solely for the authority, in coordination with the department of health, to deploy an opioid awareness campaign and to contract with syringe service programs and other service settings assisting people with substance use disorders to: Prevent and respond to overdoses; provide other harm reduction services and supplies, including but not limited to distributing naloxone; fentanyl testing and other drug testing supplies; and for expanding contingency management services. The authority is encouraged to use these funds to leverage federal funding for this purpose to expand buying power when possible. The authority should prioritize funds for naloxone in coordination with the department of health, to expand the distribution of naloxone through the department's overdose education and naloxone distribution program. Funding must be prioritized to fill naloxone access gaps in community behavioral health and other community settings, including providing naloxone for agency staff in organizations such as syringe service programs, housing providers, and street outreach programs. Of the amounts provided in this subsection, \$1,000,000 of the general fund—state appropriation for fiscal year 2024 and \$1,000,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the authority to deploy an opioid awareness campaign targeted at youth to increase the awareness of the dangers of fentanyl.

(62) \$4,763,000 of the general fund—state appropriation for fiscal year 2024, \$4,763,000 of the general fund—state appropriation for fiscal year 2025, and \$25,754,000 of the general fund—federal appropriation are provided solely to maintain a rate increase authorized for opioid treatment providers on January 1, 2023.

(63) \$2,387,000 of the general fund—state appropriation for fiscal year 2024 and \$2,387,000 of the general fund—state appropriation for fiscal year 2025 are provided solely to support individuals enrolled in the foundational community supports initiative who are transitioning from benefits under RCW 74.04.805 due to increased income or other changes in eligibility. The authority, department of social and health services, and department of commerce shall collaborate on this effort.

(64) \$2,249,000 of the general fund—state appropriation for fiscal year 2024 and \$2,249,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the authority to contract with programs to provide medical respite care for individuals with behavioral health needs. The programs

must serve individuals with complex medical issues, who may also have significant behavioral health needs ((and medical issues)) who do not require hospitalization but are unable to provide adequate self-care for their medical conditions. The programs must prioritize services to individuals with complex medical and behavioral health issues who are homeless or who were recently discharged from a hospital setting. The services must meet quality standards and best practices developed by the national health care for the homeless council and may include, but are not limited to, medical oversight and health education; care transitions; and discharge planning to and from primary care, inpatient hospital, emergency rooms, and supportive housing. In selecting the contractors, the authority must prioritize projects that demonstrate the active involvement of an established medical provider that is able to leverage federal medicaid funding in the provision of these services. The authority must work with the medicaid managed care organizations to encourage their participation and assist the plans and the contractor in identifying mechanisms for appropriate use of medicaid reimbursement in this setting.

(65) \$988,000 of the general fund—state appropriation for fiscal year 2024, \$988,000 of the general fund—state appropriation for fiscal year 2025, and \$618,000 of the general fund—federal appropriation are provided solely for the authority to contract for three regional behavioral health mobile crisis response teams focused on supported housing to prevent individuals with behavioral health conditions at high risk of losing housing from becoming homeless, identify and prioritize serving the most vulnerable people experiencing homelessness, and increase alternative housing options to include short-term alternatives which may temporarily deescalate situations where there is high risk of a household from becoming homeless.

(66) \$5,623,000 of the general fund—state appropriation for fiscal year 2024, \$5,623,000 of the general fund—state appropriation for fiscal year 2025, and \$3,748,000 of the general fund—federal appropriation are provided solely to maintain and expand access to no barrier, and low-barrier programs using a housing first model designed to assist and stabilize housing supports for adults with behavioral health conditions. Housing supports and services shall be made available with no requirement for treatment for their behavioral health condition and must be individualized to the needs of the individual. The authority and department of commerce shall collaborate on this effort and must submit a status report to the office of financial management and the appropriate committees of the legislature by December 31, 2023.

(67) \$675,000 of the general fund—state appropriation for fiscal year 2024 and \$675,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for a rental voucher and bridge program and to implement strategies to reduce instances where an individual leaves a state operated behavioral or private behavioral health facility directly into homelessness. The authority must prioritize this funding for individuals being discharged from state operated behavioral health facilities.

(68) \$361,000 of the general fund—state appropriation for fiscal year 2024, \$361,000 of the general fund—state appropriation for fiscal year 2025, and \$482,000 of the general fund—federal appropriation are provided solely for the authority, in collaboration with the department of social and health services research and data analysis division, to implement community behavioral health

service data into the existing executive management information system. Of these amounts, \$288,000 of the general fund—state appropriation for fiscal year 2024, \$288,000 of the general fund—state appropriation for fiscal year 2025, and \$384,000 of the general fund—federal appropriation are provided solely for the authority to reimburse the research and data analysis division for staff costs associated with this project. The data elements shall be incorporated into the monthly executive management information system reports on a phased-in basis, allowing for elements which are readily available to be incorporated in the initial phase, and elements which require further definition and data collection changes to be incorporated in a later phase. The authority must collaborate with the research and data analysis division to ensure data elements are clearly defined and must include requirements in medicaid managed care organization and behavioral health administrative services organization contracts to provide the data in a consistent and timely manner for inclusion into the system. The community behavioral health executive management system information data elements must include, but are not limited to: Psychiatric inpatient bed days; evaluation and treatment center bed days; long-term involuntary community psychiatric inpatient bed days; children's long-term inpatient bed days; substance use disorder inpatient, residential, withdrawal evaluation and management, and secure withdrawal evaluation and management bed days; crisis triage and stabilization services bed days; mental health residential bed days; mental health and substance use disorder outpatient treatment services; opioid substitution and medication assisted treatment services; program of assertive treatment team services; wraparound with intensive services; mobile outreach crisis services; recovery navigator team services; foundational community supports housing and employment services; projects for assistance in transition from homelessness services; housing and recovery through peer services; other housing services administered by the authority; mental health and substance use disorder peer services; designated crisis responder investigations and outcomes; involuntary commitment hearings and outcomes; pregnant and parenting women case management services; and single bed certifications and no available bed reports. Wherever possible and practical, the data must include historical monthly counts and shall be broken out to distinguish services to medicaid and nonmedicaid individuals and children and adults. The authority and the research and data analysis division must consult with the office of financial management and staff from the fiscal committees of the legislature on the development and implementation of the community behavioral health data elements.

(69) \$2,587,000 of the general fund—state appropriation for fiscal year 2024 and \$2,587,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the authority to support efforts by counties and cities to implement local response teams. Of these amounts:

(a) \$2,000,000 of the general fund—state appropriation for fiscal year 2024 and \$2,000,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the authority to provide a grant to the association of Washington cities to assist cities with the costs of implementing alternative response teams. This funding must be used to reimburse cities for documented costs associated with creating co-responder teams within different alternative diversion models including law enforcement assisted diversion programs,

community assistance referral and education programs, and as part of mobile crisis teams. Cities are encouraged to partner with each other to create a regional response model. In awarding these funds, the association must prioritize applicants with demonstrated capacity for facility-based crisis triage and stabilization services. The association and authority must collect and report information regarding the number of facility-based crisis stabilization and triage beds available in the locations receiving funding through this subsection and submit a report to the office of financial management and the appropriate committees of the legislature with this information by December 1, 2023.

(b) \$587,000 of the general fund—state appropriation for fiscal year 2024 and \$587,000 of the general fund—state appropriation for fiscal year 2025 are provided solely to support the Whatcom county alternative response team.

(70) \$500,000 of the general fund—state appropriation for fiscal year 2024 and \$500,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the authority to contract with the University of Washington addictions, drug, and alcohol institute. This funding must be used for advanced, evidence-based training for law enforcement to improve interactions with individuals who use drugs. The training must be developed so it can be adapted and used statewide to decrease stigmatizing beliefs among law enforcement through positive contact with people who use drugs and improve officer well-being and effectiveness by providing skills and techniques to address the drug overdose epidemic. The institute must develop and refine this training, leveraging prior work, and in partnership with a steering committee that includes people with lived or living experience of substance use disorder and criminal legal involvement, researchers, clinicians, law enforcement officers, and others. The training must complement, but not duplicate, existing curricula already provided by the criminal justice training commission. The institute must pilot the advanced training in a subset of regional law enforcement agencies and evaluate its acceptability and feasibility through participant interviews and pretraining and posttraining ratings of stigmatizing beliefs. The institute must incorporate feedback from the pilot training sessions into a final training program that it must make available to law enforcement agencies across the state.

(71) (~~(\$1,000,000)~~) \$400,000 of the general fund—state appropriation for fiscal year 2024 (~~((†))~~) and \$600,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the authority to continue development and implementation of the certified community behavioral health clinic model for comprehensive behavioral health services. Funding must be used to secure actuarial expertise, conduct research into national data and other state models, including obtaining resources and expertise from the national council for mental well-being certified community behavioral health clinic success center; and engage stakeholders, including representatives of licensed community behavioral health agencies and medicaid managed care organizations, in the process. The authority must provide a report to the office of financial management and the appropriate committees of the legislature with findings, recommendations, and cost estimates by December 31, 2024. The study must build on the preliminary report submitted to the legislature in December 2022 and include:

(a) Overviews of options and considerations for implementing the certified community behavioral health clinic model within Washington state, including

participation as a certified community behavioral health clinic demonstration state or for independent statewide implementation;

(b) An analysis of the impact of expanding the certified community behavioral health clinic model on the state's behavioral health systems;

(c) Relevant federal regulations and options to implement the certified community behavioral health clinic model under those regulations;

(d) Options for implementing a prospective payment system methodology;

(e) An analysis of the benefits and potential challenges for integrating the certified community behavioral health clinic reimbursement model within an integrated care environment;

(f) Actuarial analysis on the costs for implementing the certified community behavioral health clinic model, including opportunities for leveraging federal funding; and

(g) Recommendations to the legislature on a pathway for statewide implementation including a plan for implementation no later than fiscal year 2027 that must include the following:

(i) Implementation of the certified community behavioral health clinic model with clinics that adhere to the program standards under the federal substance abuse and mental health services administration demonstration program established under section 223 of the federal protecting access to medicare act of 2014 (42 U.S.C. Sec. 1396a note), as amended by the bipartisan safer communities act (P.L. 117-159);

(ii) Incorporation in the planned funding model of at least one of the prospective payment system methodologies approved by the centers for medicare and medicaid services;

(iii) The plan may allow for the certified community behavioral health clinic funding model to be implemented either by applying for and joining the federal demonstration program referenced in (g)(i) of this subsection, applying to the centers for medicare and medicaid services for a medicaid state plan waiver or amendment, or both;

(iv) Continued consultation with the national council for mental wellbeing's certified community behavioral health clinic success center for technical assistance and meaningful opportunities for community behavioral health agencies to participate and offer feedback throughout the implementation process; and

(v) Inclusion of services to children, youth, and families through the certified community behavioral health clinic funding model through providers that serve individuals of all ages as well as specialty providers that serve children, youth, and families.

(72) \$1,135,000 of the general fund—state appropriation for fiscal year 2025 and \$568,000 of the general fund—federal appropriation are provided solely to develop and operate a 16-bed substance use disorder inpatient facility in Grays Harbor county that specializes in treating pregnant and parenting women using a family preservation model. The authority must contract for these services through behavioral health entities in a manner that allows leveraging of federal medicaid funds to pay for a portion of the costs. The authority must consult with the department of children, youth, and families in the implementation of this funding. The facility must allow families to reside together while a parent is receiving treatment. Of these amounts, \$568,000 may

be used for documented startup costs including the recruitment, hiring, and training of staff. If the authority is able to identify a provider that can begin developing these services before July 2024, it must notify the office of financial management and the appropriate committees of the legislature and submit a request for funding in the fiscal year 2024 supplemental operating budget.

(73) \$160,000 of the general fund—state appropriation for fiscal year 2024 is provided on a one-time basis solely for the authority to continue a grant to the city of Snoqualmie to pilot behavioral health emergency response and coordination services through a regional behavioral health coordinator. The regional behavioral health coordinator shall be a licensed mental health or substance use disorder professional who works directly with and accompanies law enforcement officers and fire and rescue first responders to help respond to crises involving persons with behavioral health needs. The coordinator shall plan, implement, and coordinate services related to crisis response and social service needs with the city of Snoqualmie, the city of North Bend, the Snoqualmie police and fire departments, and the eastside fire and rescue agency serving North Bend, and local community services, school districts, hospitals, and crisis response systems provided by King county for the region. The coordinator shall support the social services needs identified through police and fire response in the lower Snoqualmie valley and serve as a liaison between law enforcement, first responders, and persons accessing or requesting emergency services with social service needs. The authority shall collect information on the pilot project and, in coordination with the city of Snoqualmie, must submit a report to the office of financial management and the appropriate committees of the legislature by December 31, 2023, summarizing the services provided through the grant funds and identifying recommendations on how to implement effective, integrated, coordinated behavioral health emergency response and community care services. The authority must also provide the report to the criminal justice training commission, the Washington association of sheriffs and police chiefs, and the Washington fire commissioners association.

(74) \$250,000 of the general fund—state appropriation for fiscal year 2024 and \$250,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the authority to contract for services with a statewide recovery community organization. The authority must award this funding to an organization that: (a) Has experience building the capacity of the recovery community to advance substance use recovery and mental health wellness by catalyzing public understanding and shaping public policy; (b) is led and governed by representatives of local communities of recovery; (c) centers the voices of people with lived experience who are touched by addiction and mental health challenges, and harnesses the power of story to drive change in the mental health and addiction treatment systems; and (d) provides free community education, skills trainings, events, and a conference in order to increase the understanding of issues around behavioral health and recovery. Services provided by the contracted program must include education, support, and assistance to increase connection of the recovery community, recovery capital, and knowledge about recovery and mental health resources. In conducting this work, the contractor must engage diverse individuals in recovery, impacted families, and providers from all regions of the state and leverage the assistance of affiliated groups and organizations. The organization must also prioritize

diversity, equity, and justice in their work to eradicate health disparities of marginalized communities.

(75) \$400,000 of the general fund—state appropriation for fiscal year 2024 and \$400,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the authority to continue and expand a contract with a Seattle based nonprofit organization with experience matching voluntary specialty care providers with patients in need of care to provide pro bono counseling and behavioral health services to uninsured and underinsured individuals with incomes below 300 percent of the federal poverty level. The authority may require the contractor to seek, document, and report to the authority on efforts to leverage local, federal, or philanthropic funding to provide sustained operational support for the program.

(76) (~~(\$2,437,000)~~) \$3,437,000 of the general fund—state appropriation for fiscal year 2024, \$4,772,000 of the general fund—state appropriation for fiscal year 2025, and \$1,705,000 of the general fund—federal appropriation are provided solely for the authority to contract for youth inpatient navigator services in seven regions of the state. The services must be provided through clinical response teams that receive referrals for children and youth inpatient services and manage a process to coordinate placements and alternative community treatment plans. Of these amounts for each fiscal year, \$445,000 of the general fund—state appropriation and \$79,000 of the general fund—federal appropriation are provided solely to contract for services through an existing program located in Pierce county.

(77) \$7,601,000 of the general fund—state appropriation for fiscal year 2024, \$7,601,000 of the general fund—state appropriation for fiscal year 2025, and \$2,820,000 of the general fund—federal appropriation are provided solely for assisted outpatient treatment and other costs associated with implementation of chapter 210, Laws of 2022 (SHB 1773). Of the amount provided in this subsection, \$1,000 is for implementation of Engrossed Senate Bill No. 5130 (assisted outpatient treatment).

(78) (~~(\$1,878,000)~~) \$1,664,000 of the general fund—state appropriation for fiscal year 2024 and (~~(\$429,000)~~) \$2,883,000 of the general fund—state appropriation for fiscal year 2025 are provided solely to continue to support the children and youth behavioral health work group to consider and develop longer term strategies and recommendations regarding the delivery of behavioral health services for children, transitioning youth, and their caregivers pursuant to chapter 76, Laws of 2022 (2SHB 1890).

(79) Sufficient funding is provided for the authority to extend continuous eligibility for apple health to children ages zero to six with income at or below 215 percent of the federal poverty level. The centers for medicare and medicaid services must approve the 1115 medicaid waiver prior to the implementation of this policy.

(80) \$500,000 of the general fund—state appropriation for fiscal year 2024 and \$500,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for contingency management resources in accordance with chapter 311, Laws of 2021 (ESB 5476).

(81) \$100,000 of the general fund—state appropriation for fiscal year 2024 and \$100,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the authority to continue a contract for services funded in

section 215(127), chapter 297, Laws of 2022 (ESSB 5693) to provide information and support related to safe housing and support services for youth exiting inpatient mental health and/or substance use disorder facilities to stakeholders, inpatient treatment facilities, young people, and other community providers that serve unaccompanied youth and young adults.

(82) (~~(\$2,336,000)~~) \$2,616,000 of the general fund—state appropriation for fiscal year 2024, (~~(2,336,000)~~) \$3,322,000 of the general fund—state appropriation for fiscal year 2025, (~~and \$3,036,000~~) \$2,145,000 of the general fund—federal appropriation, and \$2,624,000 of the opioid abatement settlement account—state appropriation are provided solely for the authority to contract with opioid treatment providers to operate mobile methadone units to address treatment gaps statewide. Within the amounts provided, the authority must provide service support subsidies to all mobile methadone units including those that began operations prior to fiscal year 2024. The authority must work with the actuaries responsible for setting medicaid managed care rates to explore options for creating a specific rate for mobile medication units that reflects the unique costs of these programs. The authority must provide a report to the office of financial management and the appropriate committees of the legislature which summarizes the analysis and identifies the options and related costs by December 1, 2024.

(83) \$216,000 of the general fund—state appropriation for fiscal year 2024, \$427,000 of the general fund—state appropriation for fiscal year 2025, and \$1,454,000 of the general fund—federal appropriation are provided solely for the authority to increase fee for service rates for mental health and substance use disorder treatment by 22 percent. This rate increase shall be effective January 1, 2024. This rate increase does not apply to per diem costs for long-term civil commitment inpatient services or for services for which rate increases were provided under other subsections of this section. Services affected by the psychiatric rebase in subsection (84) of this section are excluded from this rate increase. The authority must include the proportional costs of increasing fee-for-service rates for mental health and substance use disorder treatment paid on behalf of tribal members not electing enrollment in managed care plans in any agency request decision package it submits during the fiscal biennium for increasing provider rates in the managed care behavioral health program.

(84) Sufficient amounts are provided in this section for the authority to rebase community hospital psychiatric inpatient rates effective January 1, 2024. Rebasing adjustments shall be based on adjusted calendar year 2020 medicare cost reports.

(85)(a) (~~(\$3,805,000)~~) \$5,778,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for the authority, beginning July 1, 2024, to implement a program with coverage comparable to the amount, duration, and scope of care provided in the categorically needy medicaid program for adult individuals who:

- (i) Have an immigration status making them ineligible for federal medicaid or federal subsidies through the health benefit exchange;
- (ii) Are age 19 and older, including over age 65, and have countable income of up to 138 percent of the federal poverty level; and

(iii) Are not eligible for another full scope federally funded medical assistance program, including any expansion of medicaid coverage for deferred action for childhood arrivals recipients.

(b) Within the amount provided in this subsection, the authority shall use the same eligibility, enrollment, redetermination and renewal, and appeals procedures as categorically needy medicaid, except where flexibility is necessary to maintain privacy or minimize burden to applicants or enrollees.

(c) The authority in collaboration with the health benefit exchange, the department of social and health services, and community organizations must develop and implement an outreach and education campaign.

(d) The authority must provide the following information to the governor's office and appropriate committees of the legislature by February 1st and November 1st of each year:

(i) Actual and forecasted expenditures;

(ii) Actual and forecasted data from the caseload forecast council; and

(iii) The availability and impact of any federal program or proposed rule that expands access to health care for the population described in this subsection, such as the expansion of medicaid coverage for deferred action for childhood arrivals recipients.

(e) The amount provided in this subsection is the maximum amount that may be expended for the purposes of this program.

(86)(a) \$2,317,000 of the general fund—state appropriation for fiscal year 2024 and \$4,433,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for a targeted grant program to three behavioral health administrative services organizations to transition persons who are either being diverted from criminal prosecution to behavioral health treatment services or are in need of housing upon discharge from crisis stabilization services. The authority must provide an opportunity for all of the behavioral health administrative service organizations to submit plans for consideration.

(b) Grant criteria must include, but are not limited to:

(i) A commitment to matching individuals with temporary lodging or permanent housing, including supportive housing services and supports, that is reasonably likely to fit their actual needs and situation, is noncongregate whenever possible, and takes into consideration individuals' immediate and long-term needs and abilities to achieve and maintain housing stability; and

(ii) A commitment to transition individuals who are initially matched to temporary lodging into a permanent housing placement, including appropriate supportive housing supports and services, within six months except under unusual circumstances.

(c) When awarding grants, the authority must prioritize applicants that:

(i) Provide matching resources;

(ii) Focus on ensuring an expeditious path to sustainable permanent housing solutions; and

(iii) Demonstrate an understanding of working with individuals who experience homelessness or have interactions with the criminal legal system to understand their optimal housing type and level of ongoing services.

(87)(a) \$2,266,000 of the general fund—state appropriation for fiscal year 2024, \$14,151,000 of the general fund—state appropriation for fiscal year 2025, and \$19,269,000 of the general fund—federal appropriation are provided solely

for services to medicaid and state funded clients in behavioral health residential treatment facilities that are scheduled to open during the 2023-2025 fiscal biennium.

(b) Within the amounts provided in this subsection, \$125,000 of the general fund—state appropriation for fiscal year 2024 and \$125,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the authority to reimburse the department of social and health services for staffing costs related to tracking behavioral health community capacity through the community behavioral health executive management information system and providing annual reports on the implementation of new behavioral health community capacity.

(c) The department of commerce, the department of health, and the authority must cooperate with the department of social and health services in collecting and providing the data necessary to incorporate tracking of behavioral health beds into the behavioral health executive management information system and to prepare the required reports. The agencies must work to ensure they are using consistent definitions in classifying behavioral health bed types for the purpose of reporting capacity and utilization.

(d) The authority and the department of social and health services must begin tracking behavioral health bed utilization for medicaid and state funded clients by type of bed in the executive management information system by October 1, 2023. The department of commerce shall identify to the department of social and health services all providers that have received funding through their capital grant program since the 2013-2015 fiscal biennium. The department of social and health services must incorporate tracking of services by provider including an element to identify providers that have received funding through the capital budget so that reports can be provided related to the average daily client counts for medicaid and state funded clients being served by provider and by facility type.

(e) By November 1, 2023, the department of social and health services, in coordination with the department of commerce, the department of health, and the authority, must submit an annual report to the office of financial management and the appropriate committees of the legislature. The first annual report must provide information on the facilities that received funding through the department of commerce's behavioral health community capacity grant funding since the 2013-2015 fiscal biennium and the utilization across all behavioral health facilities for medicaid and state funded clients. The report must provide the following information for each facility that has received funding through the capital budget: (i) The amount received by the state and the total project cost; (ii) the facility address; (iii) the number of new beds or additional bed capacity by the service type being provided; and (iv) the utilization of the additional beds by medicaid or state funded clients by service type.

(f) By November 1, 2024, the department of social and health services must submit the second annual report to the office of financial management and the appropriate committees of the legislature. The second annual report must update the bed capacity and utilization information required in the first report and compare that capacity to demand by service type by geographical region of the state.

(88) \$85,000 of the general fund—state appropriation for fiscal year 2024 and \$85,000 of the general fund—state appropriation for fiscal year 2025 are provided solely to support the efforts of the joint legislative and executive committee on behavioral health established in section 135 of this act.

(89) \$500,000 of the general fund—state appropriation for fiscal year 2024, \$500,000 of the general fund—state appropriation for fiscal year 2025, and \$1,000,000 of the general fund—federal appropriation are provided solely to support the provision of behavioral health co-responder services on nonlaw enforcement emergency medical response teams.

(90) \$250,000 of the general fund—state appropriation for fiscal year 2024 and \$250,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the authority to contract on a one-time basis with the King county behavioral health administrative services organization to expand medication for opioid use disorder treatment services in King county.

(91) \$250,000 of the general fund—state appropriation for fiscal year 2024 is provided solely for the authority to contract on a one-time basis with the behavioral health administrative services organization serving Kitsap county for crisis triage services in the county that are not being reimbursed through the medicaid program.

(92) \$1,100,000 of the general fund—state appropriation for fiscal year 2024 and \$1,100,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the authority to contract on a one-time basis with the behavioral health administrative services organization serving Snohomish county for start-up costs in a new 32-bed community recovery center in Lynnwood that will provide crisis services to medicaid and other low income residents.

~~(93) (\$3,142,000 of the general fund—state appropriation for fiscal year 2024, \$3,869,000 of the general fund—state appropriation for fiscal year 2025, and \$10,574,000 of the general fund—federal appropriation are provided solely to reimburse the department of social and health services for the costs of medicaid services at a 16 bed residential treatment facility serving long term involuntary inpatient patients. The authority and the department of social and health services must utilize case rate and cost based reimbursement models to maximize federal matching funds at the facility. Up to \$200,000 of the general fund—state appropriation for fiscal year 2024 may be used to facilitate these efforts.~~

~~(94))~~ \$313,000 of the general fund—federal appropriation is provided solely to support a media campaign for Native Americans related to the prevention of substance abuse and suicide.

~~((95))~~ (94) \$250,000 of the general fund—state appropriation for fiscal year 2024 and \$250,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the authority to contract with up to two behavioral health agencies that are interested in offering or expanding wraparound with intensive services for children and youth. The funds may be used to support costs associated with recruitment, training, technical assistance, or other appropriate costs required to develop the capacity to offer these specialized services.

~~((96))~~ (95) \$22,000,000 of the general fund—state appropriation for fiscal year 2024 and ~~(((\$22,000,000))~~ \$24,500,000 of the general fund—state

appropriation for fiscal year 2025 are provided solely for the authority to contract with behavioral health administrative service organizations to implement the statewide recovery navigator program established in chapter 311, Laws of 2021 (ESB 5476) and for related technical assistance to support this implementation. This includes funding for recovery navigator teams to provide community-based outreach and case management services based on the law enforcement assisted diversion model and for technical assistance support from the law enforcement assisted diversion national support bureau. The authority and technical assistance contractor must encourage recovery navigator programs to provide educational information and outreach regarding recovery navigator program services to local retailers that have high levels of retail theft. Of the amounts provided in this subsection(~~(7)~~):

(a) \$2,000,000 of the general fund—state appropriation for fiscal year 2024 and \$2,000,000 of the general fund—state appropriation for fiscal year 2025 must be allocated to maintain recovery navigator services in King, Pierce, and Snohomish counties. These amounts must be in addition to the proportion of the allocation of the remaining funds in this subsection the regional behavioral health administrative services organizations serving those counties were allocated pursuant to section 22(1), chapter 311, Laws of 2021.

(b) \$2,500,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for expanding recovery navigator program services in regions where fiscal year 2025 projected expenditures will exceed revenues provided under this subsection. In allocating these amounts, the authority must prioritize regions where the combined fiscal year 2025 recovery navigator program allocations and recovery navigator program reserve balances are inadequate to cover estimated fiscal year 2025 expenditures.

~~((97))~~ (96) \$3,114,000 of the general fund—state appropriation for fiscal year 2024, \$3,114,000 of the general fund—state appropriation for fiscal year 2025, and \$5,402,000 of the general fund—federal appropriation are provided solely for the authority to implement clubhouse services in every region of the state.

~~((98))~~ (97) \$7,500,000 of the general fund—state appropriation for fiscal year 2024 and \$7,500,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the authority to implement homeless outreach stabilization teams pursuant to chapter 311, Laws of 2021 (ESB 5476).

~~((99))~~ (98) \$2,500,000 of the general fund—state appropriation for fiscal year 2024, \$2,500,000 of the general fund—state appropriation for fiscal year 2025, \$81,000 of the general fund—federal appropriation, and ~~(((\$5,000,000))~~ \$12,280,000 of the opioid abatement settlement account—state appropriation are provided solely for the authority to expand efforts to provide opioid use disorder and alcohol use disorder medication in city, county, regional, and tribal jails.

~~((100))~~ (99) \$1,400,000 of the general fund—state appropriation for fiscal year 2024 and \$1,400,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for behavioral health administrative service organizations to develop regional recovery navigator program plans pursuant to chapter 311, Laws of 2021 (ESB 5476), and to establish positions focusing on regional planning to improve access to and quality of regional behavioral health services with a focus on integrated care.

~~((101))~~ (100) \$75,000 of the general fund—state appropriation for fiscal year 2024 and \$75,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the authority to contract with an organization with expertise in supporting efforts to increase access to and improve quality in recovery housing and recovery residences. This funding shall be used to increase recovery housing availability through partnership with private landlords, increase accreditation of recovery residences statewide, operate a grievance process for resolving challenges with recovery residences, and conduct a recovery capital outcomes assessment for individuals living in recovery residences.

~~((102))~~ (101) \$500,000 of the general fund—state appropriation for fiscal year 2024, \$500,000 of the general fund—state appropriation for fiscal year 2025, and \$4,000,000 of the opioid abatement settlement account—state appropriation are provided solely for the authority to provide short-term housing vouchers for individuals with substance use disorders.

~~((103))~~ (102) \$200,000 of the general fund—state appropriation for fiscal year 2024 and \$200,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the authority to convene and provide staff and contracted services support to the recovery oversight committee established in chapter 311, Laws of 2021 (ESB 5476).

~~((104))~~ (103) \$2,565,000 of the general fund—state appropriation for fiscal year 2024 and \$2,565,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the authority to develop and implement the recovery services plan and to carry out other requirements of chapter 311, Laws of 2021 (ESB 5476). Within these amounts, funding is provided for the authority to:

(a) Establish an occupational nurse consultant position within the authority to provide contract oversight, accountability, and performance improvement activities, and to ensure medicaid managed care organization plan compliance with provisions in law and contract related to care transitions work with local jails; and

(b) Establish a position within the authority to create and oversee a program to initiate and support emergency department programs for inducing medications for patients with opioid use disorder paired with a referral to community-based outreach and case management programs.

~~((105) \$400,000 of the general fund—federal appropriation)~~ (104) \$400,000 of the general fund—state appropriation for fiscal year 2025 is provided solely ((to support the development and implementation of the parent portal directed in chapter 134, Laws of 2022 (SHB 1800)) for the authority to continue work with the convener of the Washington state children's behavioral health statewide family network to develop a parent online platform, known as BH360, to continue work on ecosystem mapping, technical development of the portal platform, and to engage families with lived experience on strategic development of the platform.

~~((106) \$23,763,000)~~ (105) \$23,148,000 of the general fund—federal appropriation is provided solely for the authority to contract with the University of Washington behavioral health teaching facility to provide long-term inpatient care beds as defined in RCW 71.24.025. The authority must coordinate with the department of social and health services and the University of Washington to

evaluate and determine criteria for the current population of state hospital patients, committed pursuant to the dismissal of criminal charges and a civil evaluation ordered under RCW 10.77.086 or 10.77.088, who can be effectively treated at the University of Washington behavioral health teaching facility. The authority, in coordination with the department of social and health services and the University of Washington, must submit a report to the office of financial management and the appropriate committees of the legislature by December 1, 2023, summarizing the numbers and types of patients that are committed to the state hospitals pursuant to the dismissal of criminal charges and a civil evaluation ordered under RCW 10.77.086 or 10.77.088, the numbers and types that would be appropriate to be served at the University of Washington behavioral health teaching facility, and the criteria that was used to make the determination.

~~((107))~~ (106) \$444,000 of the general fund—state appropriation for fiscal year 2024, \$444,000 of the general fund—state appropriation for fiscal year 2025, and \$716,000 of the general fund—federal appropriation are provided solely for implementation of Engrossed Second Substitute House Bill No. 1515 (behavioral health contracts). ~~((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.~~

~~(108))~~ (107)(a) \$320,000 of the general fund—state appropriation for fiscal year 2024, ~~(\$796,000)~~ \$1,796,000 of the general fund—state appropriation for fiscal year 2025, and \$1,196,000 of the general fund—federal appropriation are provided solely for implementation of Second Substitute House Bill No. 1168 (prenatal substance exposure). ~~((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.))~~

(b) Of the amounts provided in (a) of this subsection, \$500,000 of the general fund—federal appropriation is provided solely for the authority to contract with a statewide nonprofit entity with expertise in fetal alcohol spectrum disorders and experience in supporting parents and caregivers to offer free support groups for individuals living with fetal alcohol spectrum disorders and their parents and caregivers.

~~((109))~~ (108) \$91,000 of the general fund—state appropriation for fiscal year 2024, \$91,000 of the general fund—state appropriation for fiscal year 2025, and \$126,000 of the general fund—federal appropriation are provided solely for implementation of Second Substitute House Bill No. 1580 (children in crisis). ~~((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.~~

~~((111))~~ (109) \$5,474,000 of the statewide 988 behavioral health crisis response line account—state appropriation and \$210,000 of the general fund—federal appropriation are provided solely for the authority to implement Engrossed Second Substitute House Bill No. 1134 (988 system).

(a) Within these amounts, \$4,000,000 of the statewide 988 behavioral health crisis response line account—state appropriation is provided solely for the authority to provide grants to new or existing mobile rapid response teams and to community-based crisis teams to support efforts for meeting the standards and criteria for receiving an endorsement pursuant to provisions of the bill. In awarding grants under this subsection, the authority must prioritize funding for proposals that demonstrate experience and strategies that prioritize culturally

relevant services to community members with the least access to behavioral health services.

(b) Within the remaining amounts, sufficient funding is provided for the authority to conduct the actuarial analysis and development of options for payment mechanisms for rate enhancements as directed in section ~~((8—of Engrossed Second Substitute House Bill No. 1134 (988 system)))~~ 9, chapter 454, Laws of 2023 and to implement other activities required by the bill.

~~((c) If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.~~

~~((112))~~ (110) \$26,854,000 of the statewide 988 behavioral health crisis response line account—state appropriation and \$17,636,000 of the general fund—federal appropriation are provided solely for the authority to expand and enhance regional crisis services. These amounts must be used to expand services provided by mobile crisis teams and community-based crisis teams either endorsed or seeking endorsement pursuant to standards adopted by the authority. Beginning in fiscal year 2025, the legislature intends to direct amounts within this subsection to be used for performance payments to mobile rapid response teams and community-based crisis teams that receive endorsements pursuant to Engrossed Second Substitute House Bill No. 1134 (988 system).

~~((113))~~ (111) \$2,000,000 of the general fund—state appropriation for fiscal year 2024 and \$2,000,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for the authority to increase resources for behavioral health administrative service organizations and managed care organizations for the increased costs of room and board for behavioral health inpatient and residential services provided in nonhospital facilities.

~~((114) \$3,000,000 of the general fund—state appropriation for fiscal year 2024 and \$3,000,000))~~ (112) \$6,000,000 of the general fund—state appropriation for fiscal year 2025 ~~((are))~~ is provided solely for ~~((a contract with a))~~ youth behavioral ((inpatient and outpatient program with facilities)) health services in Clark and Spokane counties ((that serve over 65 percent medicaid eligible clients for co-occurring substance use and mental health disorders and sexual exploitation behavioral health treatment)) as follows:

(a) \$5,000,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for a contract with a youth behavioral inpatient and outpatient program which has taken ownership of and submitted a plan to the authority to reopen a facility in Clark county previously closed due to state licensing issues with the former owner. The facility must serve over 60 percent medicaid eligible clients for co-occurring substance use and mental health disorders and sexual exploitation behavioral health treatment. This funding is provided on a one-time basis and must be used ((for)) consistent with the approved plan and contract for reopening costs, treatment, and services.

(b) \$1,000,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for the authority to contract for behavioral health stabilization and support services for homeless youth in Spokane. The selected contractor must currently provide permanent supportive housing and services in Spokane and operate a low barrier homeless shelter for youth under the age of 18 and young adults aged 18 to 24.

~~((115) \$18,168,000))~~ (113) \$18,868,000 of the opioid abatement settlement account—state appropriation is provided solely for prevention, treatment, and

recovery support services to address and remediate the opioid epidemic. Of these amounts:

(a) \$2,500,000 is provided solely for the authority to provide or contract for opioid prevention, outreach, treatment, or recovery support services that are not reimbursable under the state medicaid plan.

(b) \$500,000 is provided solely for Spanish language opioid prevention services.

(c) \$2,000,000 is provided solely to maintain prevention services that address underage drinking, cannabis and tobacco prevention, and opioid, prescription, and other drug misuse among individuals between the ages of 12 and 25.

(d) \$1,830,000 is provided solely for programs to prevent inappropriate opioid prescribing.

(e) \$538,000 is provided solely for technical support to improve access to medications for opioid use disorder in jails.

(f) \$2,000,000 of the opioid abatement settlement account—state appropriation is provided solely for the authority, in coordination with the department of health, to develop and implement a health promotion and education campaign, with a focus on synthetic drug supplies, including fentanyl, and accurate harm reduction messaging for communities, law enforcement, emergency responders, and others.

(g) \$3,500,000 of the opioid abatement settlement account—state appropriation is provided solely for the authority to provide support funds to new and established clubhouses throughout the state.

(h) \$6,000,000 of the opioid abatement settlement account—state appropriation is provided solely for the authority to provide grants for the operational costs of new staffed recovery residences which serve individuals with substance use disorders who require more support than a level 1 recovery residence.

(i) Of the amounts provided in this subsection, the authority may use up to 10 percent for staffing and administrative expenses.

(j) In contracting for programs and services under this subsection, the authority must consider data and implement strategies that prioritize culturally relevant services to community members with the least access to behavioral health services.

~~((116))~~ (114) \$5,000,000 of the opioid abatement settlement account—state appropriation is provided solely for the authority to maintain funding for ongoing grants to law enforcement assisted diversion programs outside of King county under RCW 71.24.590.

~~((117))~~ (115) \$5,500,000 of the opioid abatement settlement account—state appropriation is provided on a one-time basis solely for the authority to implement a pilot program to reimburse a licensed pediatric transitional care facility in Spokane county to provide neonatal abstinence syndrome services to infants who have prenatal substance exposure. The pilot program must study and evaluate the efficacy, outcomes, and impact of providing these services to avoid more costly medical interventions. Within these amounts, \$190,000 is provided solely for the authority to contract with Washington State University to conduct research analyzing the prevalence of neonatal abstinence syndrome and infant and maternal health outcomes associated with neonatal transitional nurseries in

Washington. The university must submit a report articulating findings to the appropriate committees of the legislature by December 1, 2024. The report must identify to what extent the federal medicaid program allows for reimbursement of these services and identify the barriers in leveraging federal medicaid funding for these services in Washington's state medicaid plan.

~~((118))~~ (116) \$15,447,000 of the opioid abatement settlement account—state appropriation is provided solely for the authority to pass through to tribes and urban Indian health programs for opioid and overdose response activities. The funding must be used for prevention, outreach, treatment, recovery support services, and other strategies to address and mitigate the effects of the misuse and abuse of opioid related products. The authority must provide the tribes and urban Indian health programs the latitude to use the funding as they see fit to benefit their communities, provided the activities are allowable under the terms of the opioid settlement agreements.

~~((119))~~ (117) \$66,000 of the general fund—state appropriation for fiscal year 2024, \$502,000 of the general fund—state appropriation for fiscal year 2025, and \$171,000 of the general fund—federal appropriation are provided solely for implementation of Substitute Senate Bill No. 5189 (behavioral health support). ~~((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.~~

~~(120))~~ (118) \$190,000 of the general fund—state appropriation for fiscal year 2024, \$354,000 of the general fund—state appropriation for fiscal year 2025, and \$1,106,000 of the general fund—federal appropriation are provided solely for implementation of Senate Bill No. 5228 (behavioral health OT). ~~((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.~~

~~(121))~~ (119) \$3,605,000 of the general fund—state appropriation for fiscal year 2024, \$1,850,000 of the general fund—state appropriation for fiscal year 2025, and \$1,539,000 of the general fund—federal appropriation are provided solely for implementation of Second Substitute Senate Bill No. 5555 (certified peer specialists). ~~((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.~~

~~(122))~~ (120) \$375,000 of the general fund—state appropriation for fiscal year 2024 and \$375,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for a grant to the city of Arlington in partnership with the north county regional fire authority for a mobile integrated health pilot project. The project shall provide mobile integrated health services for residents who cannot navigate resources through typical methods through brief therapeutic intervention, biopsychosocial assessment and referral, and community care coordination.

~~((123))~~ (121) \$1,000 of the general fund—state appropriation for fiscal year 2024 is for implementation of Engrossed Second Substitute Senate Bill No. 5536 (controlled substances).

~~((124))~~ (122) \$300,000 of the opioid abatement settlement account—state appropriation is provided for support of a statewide safe supply work group. The purpose of the work group is to evaluate potential models for safe supply services and make recommendations on inclusion of a safe supply framework in the Washington state substance use recovery services plan to provide a regulated, tested supply of controlled substances to individuals at risk of drug

overdose. The work group membership shall be reflective of the community of individuals living with substance use disorder, including persons who are black, indigenous, and persons of color, persons with co-occurring substance use disorders and mental health conditions, as well as persons who represent the unique needs of rural communities.

(a) The work group membership shall consist of, but is not limited to, members appointed by the governor representing the following:

- (i) At least one adult in recovery from substance use disorder;
- (ii) At least one youth in recovery from substance use disorder;
- (iii) One expert from the addictions, drug, and alcohol institute at the University of Washington;
- (iv) One outreach services provider;
- (v) One substance use disorder treatment provider;
- (vi) One peer recovery services provider;
- (vii) One recovery housing provider;
- (viii) One expert in serving persons with co-occurring substance use disorders and mental health conditions;
- (ix) One expert in antiracism and equity in health care delivery systems;
- (x) One employee who provides substance use disorder treatment or services as a member of a labor union representing workers in the behavioral health field;
- (xi) One representative of the association of Washington healthcare plans;
- (xii) One representative of sheriffs and police chiefs;
- (xiii) One representative of a federally recognized tribe; and
- (xiv) One representative of local government.

(b) The work group's evaluation shall include, but is not limited to, the following:

(i) Examining the concept of "safe supply," defined as a legal and regulated supply of mind or body altering substances that traditionally only have been accessible through illicit markets;

(ii) Examining whether there is evidence that a proposed "safe supply" would have an impact on fatal or nonfatal overdose, drug diversion, or associated health and community impacts;

(iii) Examining whether there is evidence that a proposed "safe supply" would be accompanied by increased risks to individuals, the community, or other entities or jurisdictions;

(iv) Examining historical evidence regarding the overprescribing of opioids; and

(v) Examining whether there is evidence that a proposed "safe supply" would be accompanied by any other benefits or consequences.

(c) Staffing for the work group shall be provided by the authority.

(d) The work group shall provide a preliminary report and recommendations to the governor and the appropriate committees of the legislature by December 1, 2023, and shall provide a final report by December 1, 2024.

(123) \$1,450,000 of the general fund—state appropriation for fiscal year 2025 and \$26,000 of the general fund—federal appropriation are provided solely for implementing a postinpatient housing program designed for young adults in accordance with the provisions of Second Substitute House Bill No. 1929

(postinpatient housing). Contracts with postinpatient housing providers are exempt from the competitive procurement requirements in chapter 39.26 RCW.

(124) Within existing resources, the authority shall collaborate with the department of social and health services to develop a new program for individuals admitted to a state hospital for purposes of civil commitment under RCW 10.77.086. The program must prioritize the use of assisted outpatient treatment resources for eligible individuals and draw upon existing programs, including the program of assertive community treatment and the governor's opportunity for supportive housing program to provide wraparound services for individuals who may be ready to quickly return to the community following an admission.

(125) \$1,675,000 of the opioid abatement settlement account—state appropriation and \$175,000 of the general fund—federal appropriation are provided solely for the authority to contract for the support of an opioid recovery and care access center in Seattle. The contractor must be an established Seattle based behavioral health provider that has developed a partnership for the project and has leveraged additional operations and research funding from other sources. The contract is exempt from the competitive procurement requirements in chapter 39.26 RCW.

(126) \$3,000,000 of the opioid abatement settlement account—state appropriation is provided solely for the authority to increase access to long-acting injectable buprenorphine products.

(a) The authority must use these funds to:

(i) On a one-time basis, provide long-acting injectable buprenorphine products to small providers that are not financially affiliated with a hospital; and

(ii) Cover the cost and administration of the drug for uninsured individuals that do not qualify for other state or federal health insurance programs.

(b) The authority shall study alternative models that will ease access to long-acting injectable buprenorphine products and report recommendations to the office of financial management and the appropriate committees of the legislature by October 15, 2024.

(127) \$400,000 of the general fund—state appropriation for fiscal year 2025 is provided on a one-time basis solely for the authority to enhance clinical best practices in addiction medicine across the medical field in Washington state. The authority must contract these amounts with a Washington state chapter of a national organization that provides a physician-led professional community for those who prevent, treat, and promote remission and recovery from the disease of addiction and whose comprehensive set of guidelines for determining placement, continued stay, and transfer or discharge of enrollees with substance use disorders and co-occurring disorders have been incorporated into medicaid managed care contracts. Priority for the activities established must be given to prescribers from a variety of settings including emergency rooms, primary care, and community behavioral health settings. The activities may include other licensed professionals as resources allow. At a minimum, the following activities must be supported: (a) An addiction medicine summit; (b) intermittent lunch and learn webinars that are partially presentation based and partially discussion based; and (c) establishment and operation of a mechanism for case consultation. Whenever feasible and appropriate, the activities should incorporate content specific to managing chronic pain patients.

(128) \$561,000 of the general fund—state appropriation for fiscal year 2025 and \$184,000 of the general fund—federal appropriation are provided solely for the authority to contract for a pilot program offering digital behavioral health services to school-aged youth. The authority must issue a request for interest or a request for proposals and evaluate all qualified responses before selecting a contractor. The authority must track data related to use and outcomes of the pilot project and submit a report to the office of financial management and the appropriate committees of the legislature that includes a summary of the services provided, outcomes, and recommendations related to continuation or expansion of the pilot program. The data elements and outcomes that must be tracked and reported include, but are not limited to:

(a) The number of youth provided access to the digital service through the pilot program;

(b) The number of pilot participants using the digital service;

(c) The total and average number of hours pilot participants used the digital service;

(d) Regional and demographic data on those provided access to and those using the pilot program services;

(e) The number of participants and hours of direct counseling services provided through the pilot program;

(f) The number of participant referrals to crisis services occurring through the pilot program; and

(g) User satisfaction with the pilot program services.

(129) \$5,000,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for bridge funding grants to community behavioral health agencies participating in federal certified community behavioral health clinic expansion grant programs to sustain their continued level of operations following expiration of federal grant funding during the planning process for adoption of the certified community behavioral health clinic model statewide.

(130) \$100,000 of the general fund—state appropriation for fiscal year 2024 and \$3,502,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the authority to contract for community behavioral health services to be provided at the Olympic heritage behavioral health facility pursuant to the following requirements:

(a) The authority must conduct a survey of provider interest to determine service options for operating up to 40 beds at the Olympic heritage behavioral health facility, with a target opening date of April 1, 2025.

(b) The primary focus must be addressing the needs of adults with a history or likelihood of criminal legal involvement to reduce the number of people with behavioral health or other diagnoses accessing treatment through the criminal legal system.

(c) The survey must seek information from providers, including tribal governments, interested in offering one or more, but not limited to, the following types of services:

(i) Short-term or step down residential behavioral health care, particularly for individuals who may have received treatment or services through crisis stabilization or a 23-hour crisis facility;

(ii) Residential, transitional, or supportive services that would divert individuals from the criminal legal system or emergency departments;

(iii) Substance use or co-occurring treatment, including inpatient or outpatient programming as well as programs designed for the treatment of opioid use disorder; and

(iv) Supportive and residential services for individuals in outpatient competency restoration, subject to assisted outpatient treatment orders, or released on personal recognizance while awaiting competency services.

(d) The authority must provide a summary of the survey results to the office of financial management and the appropriate committees of the legislature.

(e) Based upon a review of the survey results and in consultation with the department of social and health services, the authority must develop and submit a recommendation for approval to the office of financial management for issuing a request for proposals for specific beds to be contracted at the Olympic heritage behavioral health facility.

(f) No later than August 1, 2024, and pursuant to approval from the office of financial management, the authority must release a request for proposals for contracted services at the Olympic heritage behavioral health facility that requires applicants to provide the following information:

(i) A timeline and cost proposal for the operations of selected services;

(ii) An explanation of how the proposal would reduce the number of individuals with behavioral health needs entering the criminal legal system; and

(iii) Additional information as identified by the authority including relevant information identified in the survey of interest.

(g) Of the amounts provided in this subsection, \$100,000 of the general fund—state appropriation for fiscal year 2024 and \$150,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the authority to implement the survey under (a) of this subsection and the request for proposals under (f) of this subsection.

(131) \$200,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for the authority to provide a one-time grant to the city of Maple Valley to support a project for a community resource coordinator position for the city of Maple Valley, Tahoma school district, and the greater Maple Valley area. This amount must be used to develop programs, projects, and training that specifically address behavioral health awareness and education and facilitate access to school-based and community behavioral health resources.

(132) \$1,000,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for establishing grants to crisis services providers to establish and expand 23-hour crisis relief center capacity in accordance with the provisions of section 33, chapter 1, Laws of 2023 sp. sess. (2E2SSB 5536).

(133) \$500,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for a one-time grant to a nonprofit organization to provide services to medicaid clients and uninsured clients in a crisis stabilization and secure withdrawal management center located in Island county.

(134) \$200,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for the authority to develop and issue a request for information to identify digital technologies that can be used for supporting youth and young adult behavioral health prevention, intervention, treatment, and recovery support services. In developing the request for information, the authority must convene a panel of experts in adolescent and young adult behavioral health prevention and treatment, suicide prevention and treatment, and digital behavioral health

technologies. The panel must be used to evaluate responses to the request for information and make recommendations for technologies to pursue in future agency budget requests. The authority must submit a report to the children and youth behavioral health work group established pursuant to RCW 74.09.4951, the office of financial management, and the appropriate committees of the legislature, by June 30, 2025, identifying the technologies being recommended for implementation and the associated costs for piloting and/or statewide implementation.

(135) \$3,000,000 of the opioid abatement settlement account—state appropriation is provided solely for establishing three additional health engagement hub pilot program sites in accordance with the provisions of chapter 1, Laws of 2023 sp. sess. (2E2SSB 5536). Prior to initiating another request for interest process, the authority must consider acceptable proposed projects from the request for interest survey initiated by the authority and the department of health in October 2023. In selecting proposals, the authority should consider geographic distribution across the state, and prioritize proposals that demonstrate an ability to serve communities disproportionately impacted by overdose, health issues, and other harms related to drugs, including American Indian/Alaska Native communities, Black/African American communities, Latino/Hispanic communities, Asian American and Native Hawaiian/Pacific Islander communities, people experiencing homelessness, and communities impacted by the criminal-legal system. When determining the contracts for direct services, priority may be given to BIPOC-led organizations, including Tribes.

(136) \$1,500,000 of the opioid abatement settlement account—state appropriation is provided solely for the authority to establish high-intensity community-based teams serving people with opioid use disorder. The funding must be used to significantly increase administration of long-acting injectable buprenorphine to people at highest risk for overdose. The authority must prioritize funding to augment existing field-based teams funded with federal state opioid response grants, such as opioid treatment network, low-barrier buprenorphine, or street medicine teams to enhance low-barrier services in areas with high rates of overdose. Funding must be used to engage people with opioid use disorder in nontraditional settings such as supportive housing, shelters, and encampments to provide low-barrier, immediate, and continual care for people with opioid use disorders to initiate and maintain buprenorphine, with preferential focus on long-acting injectable buprenorphine. The authority must submit a report to the office of financial management and the appropriate committees of the legislature summarizing the implementation of this funding and identifying barriers which impact treatment access for people at high risk for overdose including, but not limited to: (a) State and federal regulations; (b) managed care provider network adequacy; (c) contracting practices between managed care organizations and behavioral health providers, including delegation arrangements with provider networks; (d) reimbursement models and rate adequacy; (e) training and technical assistance needs; and (f) other factors identified by the authority. The report must include recommendations for reducing barriers to medication for opioid use disorder, including long-acting injectable buprenorphine.

(137) \$328,000 of the general fund—state appropriation for fiscal year 2025 and \$328,000 of the general fund—federal appropriation are provided solely for the authority to contract with the University of Washington addictions, drug, and alcohol institute for implementing Second Substitute House Bill No. 2320 (high THC cannabis products). If the bill is not enacted by June 30, 2024, the amounts provided in this subsection shall lapse.

(138) \$893,000 of the general fund—state appropriation for fiscal year 2025 and \$722,000 of the general fund—federal appropriation are provided solely for implementation of Second Substitute House Bill No. 1877 (behavioral health/tribes). If the bill is not enacted by June 30, 2024, the amounts provided in this subsection shall lapse.

(139) \$900,000 of the general fund—state appropriation for fiscal year 2025 is provided solely to reimburse King county for the cost of conducting 180-day commitment hearings at state operated facilities operating within King county.

(140) \$250,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for the authority to contract with an entity that operates as a recovery resource center in north Kitsap county. This funding is provided on a one-time basis and must be used by the contracting entity to expand service hours, provide recovery café services, and promote peer support and vocational, educational, and drug and alcohol-free social opportunities for the local recovery community.

(141) \$250,000 of the general fund—state appropriation for fiscal year 2024 and \$750,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for a grant to a Seattle based opioid use disorder treatment provider in Seattle that experienced a severe flooding event in a clinic in January 2024. This funding is provided on a one-time basis and must be used to allow the clinic to continue to provide services by providing support for the increased per client costs resulting from temporarily delivering services to a smaller volume of clients while services are being re-established at the clinic and by supporting efforts to provide transitional services for clients in other settings while the facility is being restored.

(142) \$900,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for the authority to purchase dispensing machines for distribution of naloxone, fentanyl test strips, and other public health supplies. In selecting a contractor for these machines, the authority must not provide any preference for machines that have the capacity to provide telehealth services.

(143) \$2,000,000 of the opioid abatement settlement account—state appropriation is provided solely for the authority to implement a rapid methadone induction pilot program. The pilot program must provide rapid methadone induction services to clients in hospitals electing to provide these services on an inpatient basis. Of these amounts, \$250,000 is provided solely for the authority to contract for technical assistance to the hospitals participating in the pilot. The authority must contract the amounts provided for technical assistance to a Washington state chapter of a national organization that provides a physician-led professional community for those who prevent, treat, and promote remission and recovery from the disease of addiction and whose comprehensive set of guidelines for determining placement, continued stay, and transfer or discharge of enrollees with substance use disorders and co-occurring disorders have been incorporated into Washington state medicaid managed care

contracts. The authority must develop procedures for incorporating this service through the apple health program including development of an amendment to the state medicaid plan or waiver if required. The authority must submit a preliminary report to the office of financial management and the appropriate committees of the legislature by June 30, 2025, which provides the status of the pilot project, identifies the mechanism that will be required to implement these services statewide through the apple health program, and provides estimates regarding the cost to implement the program statewide.

(144) \$3,700,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for the authority to contract for five street medicine teams that rapidly assess and address the acute and chronic physical and behavioral health needs of homeless people. The teams must offer integrated, team-based medical, mental health, substance use, and infectious disease treatment and prevention, and navigation and case management services. One of the teams must provide services to people in Seattle and one of the teams must provide services to people in Spokane. The authority must submit a report to the office of financial management and the appropriate committees of the legislature on the implementation of this program with recommendations for maximizing leveraging of federal medicaid match and further expansion of the street medicine model by June 30, 2025. Of the amounts provided in this subsection:

- (a) \$1,000,000 is provided solely for a grant to King county;
- (b) \$1,000,000 is provided solely for a grant to the city of Spokane;
- (c) \$1,000,000 is provided solely for a grant to the city of Tacoma;
- (d) \$500,000 is provided solely for a grant to the city of Everett; and
- (e) \$200,000 is provided solely for a grant to Kitsap county.

(145)(a) \$480,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for a Washington state tribal opioid and fentanyl response task force with members as provided in this subsection:

(i) The president of the senate shall appoint one member from each of the two largest caucuses of the senate;

(ii) The speaker of the house of representatives shall appoint one member from each of the two largest caucuses of the house of representatives;

(iii) Each federally recognized Indian tribe in Washington state may appoint one member through tribal resolution;

(iv) The attorney general shall appoint one representative from the office of the attorney general;

(v) The superintendent of public instruction shall appoint one representative from the office of the superintendent of public instruction; and

(vi) The governor shall appoint the following members:

(A) A member of the Seattle Indian health board;

(B) A member of the NATIVE project;

(C) One member of the executive leadership team from each of the following state agencies: The health care authority; 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 governor's office of Indian affairs; and the Washington state patrol;

(D) Two indigenous members that have lived experience related to opioids or fentanyl; and

(E) Two representatives of local governments.

(b) Where feasible, the task force may invite and consult with representatives of:

(i) The federal bureau of investigation;

(ii) The offices of the United States attorneys;

(iii) Federally recognized tribes in a state adjacent to Washington state;

(iv) Tribal organizations with specific expertise including but not limited to tribal sovereignty, jurisdiction, cultural practices, and data; and

(v) Any experts or professionals having expertise in the topics of prevention, treatment, harm reduction, and recovery support related to opioids or fentanyl in federal, tribal, and/or state jurisdiction.

(c)(i) The legislative members must convene the initial meeting of the task force no later than August 1, 2024. Thereafter, the task force shall meet at least quarterly.

(ii) The task force must be cochaired by one legislative member and four tribal leader members selected by members of the task force at the first meeting.

(iii) The task force shall convene one summit in fiscal year 2025 with the state agencies identified in (a)(vi) of this subsection, federally recognized Indian tribes in Washington state, federally recognized tribes located in a state adjacent to Washington state, urban Indian organizations, and tribal organizations.

(d)(i) Of the amounts provided in this subsection, \$295,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for the authority to contract with the American Indian health commission, as defined in RCW 43.71B.010, to provide support for the Washington state tribal opioid and fentanyl response task force, committees, and work groups and to organize the annual summit, and oversee the development of the task force reports. The American Indian health commission may, when deemed necessary by the task force, retain consultants to provide data analysis, research, recommendations, and other services to the task force for the purposes provided in (e) of this subsection. The amounts within this subsection (d)(i) shall be used for the costs of meetings, the annual summit, American Indian health commission staff support, consultants as deemed necessary, and for stipends pursuant to (d)(v) of this subsection.

(ii) Of the amounts provided in this subsection, \$100,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for the authority to contract with tribes and urban Indian health organizations to provide stipends for participation and attendance at task force and committee meetings.

(iii) Of the amounts provided in this subsection, \$85,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for the authority to support the Washington state tribal opioid and fentanyl response task force.

(iv) 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. Except as provided under (d)(v) of this subsection, any reimbursement for other nonlegislative members is subject to chapter 43.03 RCW.

(v) Subject to the provisions of RCW 43.03.220, eligible task force members may be provided a stipend in an amount not to exceed \$200 and other

expenses for each day during which the member attends an official meeting of the task force.

(e)(i) The task force shall review the laws and policies relating to opioid and fentanyl use, illicit sale of opioids and fentanyl, jurisdictional authority, tribal exclusionary authority, and any related impacts affecting American Indian and Alaska Native people. The task force shall develop recommendations including legislative and executive policy changes and budget initiatives for the purpose of addressing priority areas identified at the first annual Washington state tribal opioid and fentanyl summit in May of 2023 in the overarching topic areas of justice; prevention, treatment, and recovery; housing and homelessness; and community and family as well as additional topic areas included in subsequent summits.

(ii) The task force may create subgroups and work with existing state or tribal work groups to develop recommendations to the task force on each of the topics listed in (e)(i) of this subsection.

(iii) The task force, with the assistance of the American Indian health commission and the authority, must submit a status report including any initial findings, recommendations, and progress updates to the governor and the appropriate committees of the legislature by June 30, 2025. The report shall include but is not limited to recommendations related to proposed new statutes or amendment of current statutes, proposed executive branch action items or regulatory changes, and proposed funding and budget requests. To the extent possible, the report may include fiscal analysis related to the cost of implementing specific recommendations.

(146)(a) \$250,000 of the general fund—state appropriation for fiscal year 2025 and \$250,000 of the general fund—federal appropriation are provided solely for the authority to continue work on the behavioral health comparison rate project, including:

(i) Developing phase 3 comparison rates for all major medicaid managed care behavioral health services not addressed in phase 1 or phase 2 of the behavioral health comparison rates project or through other work streams; and

(ii) Preparing to implement a minimum fee schedule for behavioral health services, including developing solutions to resolve any current data and systems limitations.

(b) By December 31, 2024, the authority must provide a preliminary report to the office of financial management and appropriate committees of the legislature that:

(i) Estimates the cost and other impacts to fee for service and managed care programs of establishing a minimum fee schedule effective January 1, 2026, based on the comparison rates developed as part of phase 1 and phase 2 of the behavioral health comparison rates project;

(ii) Identifies any data or other limitations that need to be resolved, and plans for addressing those limitations including funding needs if any, to implement the minimum fee schedule by January 1, 2026;

(iii) Provides additional analysis of variation between the comparison rates and current payment levels at a service and regional level;

(iv) Describes how the authority plans to propose to the legislature implementation of the phase 1 and phase 2 minimum fee schedule by January 1, 2026, to better match medicaid payments to the cost of care; and

(v) Outlines options to periodically update the behavioral health fee schedules.

(c) By October 1, 2025, the authority must provide a final report to the office of financial management and appropriate committees of the legislature that:

(i) Summarizes the new comparison rates developed as part of phase 3;

(ii) Updates comparison rates developed in phase 1 and phase 2 for new salary and wage information based on most current bureau of labor statistics data;

(iii) Estimates the cost and other impacts to fee for service and managed care of incorporating additional behavioral health services developed as part of phase 3 of the behavioral health comparison rates project into a minimum fee schedule effective January 1, 2027;

(iv) Identifies planned actions and funding needs if any to resolve any remaining limitations to implement the phase 3 minimum fee schedule by January 1, 2027;

(v) Provides additional analysis of variation between the comparison rates developed as part of phase 3 and current payment levels at a service and regional level; and

(vi) Describes how the authority plans to propose to the legislature implementation of the phase 3 minimum fee schedule by January 1, 2027, to better match medicaid payments to the cost of care.

(d) It is the intent of the legislature to continue funding the study in the 2025-2027 fiscal biennium, with a final report due by October 1, 2025.

(147) \$750,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for the authority to provide support to behavioral health agencies interested in establishing occupational therapy services for behavioral health clients. This funding must be used for establishing and integrating occupational therapy into behavioral health agency programs and operations. Funding may be used for occupational therapist and occupational therapy assistant services, recruitment, training, technical assistance, fieldwork opportunities, and for other approved activities targeted to increase access to occupational therapy services within behavioral health agency settings. The authority must submit a preliminary report to the legislature on the number of patients receiving occupational therapy through this initiative, the programs in which services were provided, and the number and type of fieldwork students trained in each participating behavioral health agency program by June 30, 2025.

(148)(a) \$39,101,000 of the general fund—state appropriation for fiscal year 2025 and \$33,435,000 of the general fund—federal appropriation are provided solely for the authority to implement supportive supervision and oversight services pursuant to a 1915(i) state plan amendment that is assumed to be effective on July 1, 2024. This reflects a change in purchasing structure and a transition of clients from behavioral health personal care services to the new services established under the 1915(i) state plan amendment. For medicaid clients enrolled in managed care, the authority must contract for these services through managed care organizations utilizing an actuarially sound rate structure as established by the authority and approved by the centers for medicare and medicaid services. The authority may not implement a skills development and restoration benefit until funding is provided for that specific purpose.

(b) Of the amounts provided in this subsection, \$24,661,000 of the general fund—state appropriation for fiscal year 2025 and \$26,931,000 of the general fund—federal appropriation are for implementing supportive supervision and oversight services in adult family home settings in accordance with and contingent upon execution of the collective bargaining agreement negotiated between the state and the adult family homes and referenced in part IX of this act.

(c) Of the amounts provided in this subsection, \$5,611,000 of the general fund—state appropriation for fiscal year 2025 and \$6,128,000 of the general fund—federal appropriation are for implementing supportive supervision and oversight services in assisted living settings.

(d) Of the amounts provided in this subsection, \$8,453,000 is for managed care organizations to provide reimbursement for the state share of exceptional behavioral health personal care services for individuals who have not transitioned into the new 1915(i) state plan services.

(e) Of the amounts provided in this subsection, \$376,000 of the general fund—state appropriation for fiscal year 2024 and \$376,000 of the general fund—federal appropriation is for administrative costs associated with implementation of the new 1915(i) state plan.

(f) In the event that either the 1915(i) state plan amendment is not approved by the center for medicaid and medicare services or the collective bargaining agreement negotiated between the state and the adult family homes as referenced in part IX of this act is not executed in fiscal year 2025, then from the amounts provided in (a) of this subsection, up to \$23,850,000 of the general fund—state appropriation for fiscal year 2025 may be used for the authority to continue the reimbursement structure for behavioral health personal care services in place during fiscal year 2024.

(g) Within the amounts provided in this subsection, the authority must assure that managed care organizations reimburse the department of social and health services aging and long term support administration for the general fund—state cost of exceptional behavioral health personal care services for medicaid enrolled individuals who require these services because of a psychiatric disability.

(149) \$200,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for the authority to contract with a nonprofit organization to provide education on innovative care for individuals with mental illnesses. The contracting organization must:

(a) Have experience holding mental health focused summits that bring together provider, advocacy communities, and other stakeholders; and in distributing mental health first aid manuals and online resources for mental health curricula;

(b) Have a mission to (i) create an environment through education to eliminate stigma around mental illness; (ii) help to boost effectiveness of current treatment pathways through proactive care coordination and management; (iii) aid efforts in psychiatric research and innovations; and (iv) identify and elevate systems of excellence; and

(c) Use this funding to support initiatives related to the distribution of mental health curricula and training manuals, and innovation in the identification and treatment of individuals with mental illnesses.

(150) \$282,000 of the general fund—state appropriation for fiscal year 2025 and \$253,000 of the general fund—federal appropriation are provided solely for implementation of Engrossed Second Substitute Senate Bill No. 6251 (behavioral crisis coord.). If the bill is not enacted by June 30, 2024, the amounts provided in this subsection shall lapse.

(151) \$611,000 of the general fund—state appropriation for fiscal year 2025 and \$462,000 of the general fund—federal appropriation are provided solely for implementation of Second Substitute Senate Bill No. 6228 (substance use treatment). If the bill is not enacted by June 30, 2024, the amounts provided in this subsection shall lapse.

(152) \$248,000 of the general fund—state appropriation for fiscal year 2025 and \$213,000 of the general fund—federal appropriation are provided solely for implementation of Second Substitute Senate Bill No. 5660 (mental health adv directives). If the bill is not enacted by June 30, 2024, the amounts provided in this subsection shall lapse.

(153) \$330,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for implementation of Substitute Senate Bill No. 5588 (mental health sentencing alt). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

(154) \$1,500,000 of the general fund—state appropriation for fiscal year 2025 is provided solely to increase existing contracts for current community prevention and wellness initiative programs across the state.

(155) \$750,000 of the opioid abatement settlement account—state appropriation is provided solely for additional outreach workers to support the expansion of oxford houses.

(156) \$500,000 of the opioid abatement settlement account—state appropriation and \$250,000 of the general fund—federal appropriation are provided solely for support of a tribal fentanyl summit in fiscal years 2024 and 2025.

(157) \$1,000,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for grants to tribes to implement the Icelandic model of prevention in their communities.

(158) \$2,000,000 of the opioid abatement settlement account—state appropriation is provided solely for a tribal opioid prevention campaign to inform and educate tribal communities about opioid misuse prevention, overdose response, and treatment.

**Sec. 216.** 2023 c 475 s 216 (uncodified) is amended to read as follows:

**FOR THE HUMAN RIGHTS COMMISSION**

General Fund—State Appropriation (FY 2024) . . . . .	<del>(\$4,799,000)</del>
	<u>\$4,948,000</u>
General Fund—State Appropriation (FY 2025) . . . . .	<del>(\$4,720,000)</del>
	<u>\$5,321,000</u>
General Fund—Federal Appropriation . . . . .	\$2,975,000
TOTAL APPROPRIATION . . . . .	<del>(\$12,494,000)</del>
	<u>\$13,244,000</u>

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

(1) \$448,000 of the general fund—state appropriation for fiscal year 2024 and \$420,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for investigative staff to address the commission's caseload backlog.

(2) \$77,000 of the general fund—state appropriation for fiscal year 2024 is provided solely for implementation of Engrossed Substitute Senate Bill No. 5186 (contracting/discrimination). ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.))~~

**Sec. 217.** 2023 c 475 s 217 (uncodified) is amended to read as follows:

**FOR THE BOARD OF INDUSTRIAL INSURANCE APPEALS**

Worker and Community Right to Know Fund—State

Appropriation. . . . .	\$10,000
Accident Account—State Appropriation . . . . .	<del>(\$27,516,000)</del>
	<u>\$27,641,000</u>
Medical Aid Account—State Appropriation . . . . .	<del>(\$27,510,000)</del>
	<u>\$27,635,000</u>
TOTAL APPROPRIATION . . . . .	<del>(\$55,036,000)</del>
	<u>\$55,286,000</u>

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

(1) \$650,000 of the accident account—state appropriation and \$650,000 of the medical aid account—state appropriation are provided solely for the board of appeals information system modernization project, and is subject to the conditions, limitations, and review requirements of section 701 of this act.

(2) \$47,000 of the accident account—state appropriation and \$47,000 of the medical aid account—state appropriation are provided solely for implementation of Substitute House Bill No. 1521 (industrial insurance/duties). ~~((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.))~~

(3) \$22,000 of the accident account—state appropriation and \$21,000 of the medical aid account—state appropriation are provided solely for implementation of Second Substitute Senate Bill No. 5454 (RN PTSD/industrial insurance). ~~((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.))~~

**Sec. 218.** 2023 c 475 s 218 (uncodified) is amended to read as follows:

**FOR THE CRIMINAL JUSTICE TRAINING COMMISSION**

General Fund—State Appropriation (FY 2024) . . . . .	<del>(\$53,805,000)</del>
	<u>\$55,098,000</u>
General Fund—State Appropriation (FY 2025) . . . . .	<del>(\$50,466,000)</del>
	<u>\$66,092,000</u>
General Fund—Private/Local Appropriation . . . . .	<del>(\$11,970,000)</del>
	<u>\$8,328,000</u>
Death Investigations Account—State Appropriation . . . . .	\$1,708,000
Municipal Criminal Justice Assistance Account—State	
Appropriation. . . . .	\$460,000
Washington Auto Theft Prevention Authority Account—	

State Appropriation .....	<del>(\$7,167,000)</del>
	<u>\$10,467,000</u>
Washington Internet Crimes Against Children Account—	
State Appropriation .....	\$2,270,000
24/7 Sobriety Account—State Appropriation .....	\$20,000
TOTAL APPROPRIATION .....	<del>(\$127,866,000)</del>
	<u>\$144,443,000</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 2024 and \$5,000,000 of the general fund—state appropriation for fiscal year 2025 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) Funding in this section is sufficient for 75 percent of the costs of providing 23 statewide basic law enforcement trainings in each fiscal year 2024 and fiscal year 2025. 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 three 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) \$2,270,000 of the Washington internet crimes against children account—state appropriation is provided solely for the implementation of chapter 84, Laws of 2015.

(5) \$4,000,000 of the general fund—state appropriation for fiscal year 2024 and \$4,000,000 of the general fund—state appropriation for fiscal year 2025 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 \$7,000,000 in grants to the phase one and phase two 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) \$899,000 of the general fund—state appropriation for fiscal year 2024 and \$899,000 of the general fund—state appropriation for fiscal year 2025 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) \$1,598,000 of the death investigations account—state appropriation is provided solely for the commission to provide 240 hours of medicolegal forensic investigation training to coroners and medical examiners to meet the

recommendations of the national commission on forensic science for certification and accreditation.

(8) \$346,000 of the general fund—state appropriation for fiscal year 2024 is provided solely for implementation of chapter 321, Laws of 2021 (officer duty to intervene).

(9) \$30,000 of the general fund—state appropriation for fiscal year 2024 and \$30,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for additional grants to local jurisdictions to investigate instances where a purchase or transfer of a firearm was attempted by an individual who is prohibited from owning or possessing a firearm.

(10) \$2,500,000 of the general fund—state appropriation for fiscal year 2024 and \$2,500,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the criminal justice training commission to provide grant funding to local law enforcement agencies to support law enforcement wellness programs. Of the amount provided in this subsection:

(a) \$1,500,000 of the general fund—state appropriation for fiscal year 2024 and \$1,500,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the commission to provide grants to local law enforcement and corrections agencies for the purpose of establishing officer wellness programs. Grants provided under this subsection may be used for, but not limited to building resilience, injury prevention, peer support programs, physical fitness, proper nutrition, stress management, suicide prevention, and physical or behavioral health services. The commission must consult with a representative from the Washington association of sheriffs and police chiefs and a representative of the Washington state fraternal order of police and the Washington council of police and sheriffs in the development of the grant program.

(b) \$1,000,000 of the general fund—state appropriation for fiscal year 2024 and \$1,000,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the Washington association of sheriffs and police chiefs to establish and coordinate an online or mobile-based application for any Washington law enforcement officer; 911 operator or dispatcher; and any other current or retired employee of a Washington law enforcement agency, and their families, to anonymously access on-demand wellness techniques, suicide prevention, resilience, physical fitness, nutrition, and other behavioral health and wellness supports.

(11) \$290,000 of the general fund—state appropriation for fiscal year 2024 and \$290,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for academy training for limited authority Washington peace officers employed by the Washington state gambling commission, Washington state liquor and cannabis board, Washington state parks and recreation commission, department of natural resources, and the office of the insurance commissioner.

(a) Up to 30 officers must be admitted to attend the basic law enforcement academy and up to 30 officers must be admitted to attend basic law enforcement equivalency academy.

(b) Allocation of the training slots amongst the agencies must be based on the earliest application date to the commission. Training does not need to commence within six months of employment.

(c) The state agencies must reimburse the commission for the actual cost of training.

(12) (~~(\$6,687,000)~~) \$6,987,000 of the general fund—state appropriation for fiscal year 2024 and (~~(\$4,668,000)~~) \$4,968,000 of the general fund—state appropriation for fiscal year 2025 are provided solely to establish and provide basic law enforcement academy classes at three new regional training academies, one in Pasco, one in (~~(Skagit))~~ Snohomish county, and one in Clark county. Funding in this subsection is sufficient for 75 percent of the costs of providing six classes per year beginning in fiscal year 2024. 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. The six classes per year are in addition to the classes in subsection (2) of this section.

(13) (~~(\$150,000)~~) \$120,000 of the general fund—state appropriation for fiscal year 2024 (~~(is)~~) and \$30,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the criminal justice training commission to develop plans for increasing training capacity. The planning process should include engagement with limited law enforcement agencies, tribal law enforcement representatives, and local law enforcement agencies and representatives. The criminal justice training commission will provide recommendations to the governor and the appropriate committees of the legislature in a preliminary report due November 15, 2023, and in a final report due September 30, 2024. The reports should include the following:

(a) Identifying the demand for additional basic law enforcement academy courses to support law enforcement agencies and develop a proposal to meet any identified training needs, including basic law enforcement academy and advanced training needs;

(b) A plan for how to provide basic law enforcement academy training to limited law enforcement officers and tribal law enforcement officers, including providing additional capacity for training classes. The plan should also consider alternatives for distribution of the costs of the training course; and

(c) A plan for providing at least two basic law enforcement training academy classes per year to candidates who are not yet employed with a law enforcement agency. The plan should, at a minimum, include the following:

(i) A recruitment strategy that emphasizes recruitment of diverse candidates from different geographic areas of the state; diverse race, ethnicity, gender, and sexual orientation; and candidates with diverse backgrounds and experiences including nontraditional educational programs or work experience;

(ii) Pathways from training to employment with a law enforcement agency; and

(iii) Plans to address capacity for and delivery of training.

(14) \$1,000,000 of the general fund—state appropriation for fiscal year 2024 and \$1,000,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the criminal justice training commission to provide accreditation incentive awards.

(a) The commission may provide an accreditation incentive award totaling up to \$50,000 to each law enforcement agency that receives an accreditation

during the fiscal biennium from a national or state accrediting entity recognized by the commission. The commission must divide award amounts provided pursuant to this section equally among qualifying law enforcement agencies. A law enforcement agency may not receive more than one accreditation incentive award per fiscal biennium. Funds received by a law enforcement agency pursuant to this subsection must be made available to the law enforcement agency to which they are awarded and may not supplant or replace existing funding received by the law enforcement agency.

(b) The commission must submit a report to the legislature by June 30th of each fiscal year during the biennium that lists each law enforcement agency that received an accreditation incentive award during the fiscal year.

(15) \$1,085,000 of the general fund—state appropriation for fiscal year 2024 and \$1,040,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for implementation of Second Substitute House Bill No. 1028 (crime victims & witnesses). ~~((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.))~~

(16) \$236,000 of the general fund—state appropriation for fiscal year 2024 and \$226,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for implementation of Substitute House Bill No. 1132 (limited authority officers). ~~((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.))~~

(17) \$1,200,000 of the general fund—state appropriation for fiscal year 2024 and \$400,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for body camera grant funding to local law enforcement agencies.

(a) The Washington association of sheriffs and police chiefs shall develop and implement a body-worn camera grant program. The purpose of the program is to assist law enforcement agencies to establish and expand body-worn camera programs.

(b) Law enforcement agencies may use the grants for: (i) The initial purchase, maintenance, and replacement of body-worn cameras; (ii) ongoing costs related to the maintenance and storage of data recorded by body worn cameras; (iii) costs associated with public records requests for body worn-camera footage; and (iv) hiring of personnel necessary to operate a body-worn camera program.

(c) The Washington association of sheriffs and police chiefs shall develop and implement a grant application process and review applications from agencies based on locally developed proposals to establish or expand body-worn camera programs.

(d) Law enforcement agencies that are awarded grants must:

(i) Comply with the provisions of chapter 10.109 RCW;

(ii) Demonstrate the ability to redact body-worn camera footage consistent with RCW 42.56.240 and other applicable provisions;

(iii) Provide training to officers who will wear body-worn cameras and other personnel associated with implementation of the body-worn camera program; and

(iv) Agree to comply with any data collection and reporting requirements that are established by the Washington association of sheriffs and police chiefs.

(e) The Washington association of sheriffs and police chiefs must submit an annual report regarding the grant program to the governor and appropriate committees of the legislature by December 1st of each year the program is funded. The report must be submitted in compliance with RCW 43.01.036.

(18) \$381,000 of the general fund—state appropriation for fiscal year 2024 and \$628,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for implementation of Engrossed Second Substitute House Bill No. 1715 (domestic violence). ~~((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.))~~

(19) \$280,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for confidential secretary staff for the training bureau director and the accountability bureau director.

(20) \$694,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for implementation of Second Substitute Senate Bill No. 5780 (public defense & prosecution) to contract out trial skills training for practitioners who are new to prosecution and to administer a law student rural prosecution program. If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

(21) \$50,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for the commission to provide training to the Okanogan county sheriff's office. The commission must coordinate with the sheriff's office to provide the training on a date or dates least likely to interrupt the operations of the sheriff's office and the training must take place virtually or at a suitable agreed upon location. The training must, at a minimum, include best practices for victim centered, trauma-informed policing practices, trauma-informed investigation and interviewing skills, understanding the lethality potentials of stalking, best practices in serving and enforcing protection orders, investigation of potential violations of protection orders, and assistance to and services for victims and children. The commission is encouraged to utilize existing relevant training materials assembled pursuant to RCW 10.99.033, RCW 43.101.276, and other evidence-based resources as deemed appropriate by the commission. The commission may not insinuate or otherwise communicate that the training is mandatory for any employee of the sheriff's office, but the commission must keep a detailed attendance and participation record for each employee of the sheriff's office who attends. The amounts provided in this subsection, not required for use by the commission to conduct the training listed above, must be made available to reimburse the sheriff's office for any reasonable and necessary overtime costs associated with participating in the training.

(22) \$2,500,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for the commission to support the law enforcement assisted diversion program for drug possession and public use in Seattle. These funds must supplement, not supplant, current levels of local funding in the city of Seattle budget.

(23) \$150,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for implementation of House Bill No. 1635 (police dogs/liability) for the commission to develop model standards for the training and certification of canine teams to detect fentanyl. If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

(24) \$1,384,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for implementation of Engrossed Second Substitute House Bill No. 2311 (first responder wellness) for the commission to convene a task force on first responder wellness and to contract with various entities to develop trainings. If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

(25) \$484,000 of the general fund—state appropriation for fiscal year 2024, \$3,187,000 of the general fund—state appropriation for fiscal year 2025, and \$1,169,000 of the general fund—private/local appropriation are provided solely for the commission to conduct additional corrections officer academy classes. These classes may be conducted at the corrections officer academy in Burien or at a regional corrections officer academy established by the commission.

(26) \$50,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for the commission to complete a study on establishing a regional basic law enforcement academy or a regional corrections officer academy, or both, on the Kitsap peninsula. At a minimum, the study must estimate the costs and identify a possible timeline for establishing one or both academies. A report providing recommendations is due to the governor and the appropriate policy and fiscal committees of the legislature by June 30, 2025.

**Sec. 219.** 2023 c 475 s 219 (uncodified) is amended to read as follows:

**FOR THE OFFICE OF INDEPENDENT INVESTIGATIONS**

General Fund—State Appropriation (FY 2024) . . . . .	(\$17,037,000)
	\$17,014,000
General Fund—State Appropriation (FY 2025) . . . . .	(\$17,211,000)
	\$20,196,000
TOTAL APPROPRIATION . . . . .	(\$34,248,000)
	\$37,210,000

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

(1) \$9,383,000 of the general fund—state appropriation for fiscal year 2024 and \$9,383,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for dedicated staffing at regional offices to include at least regional investigator supervisors, investigators, forensic investigators, family liaisons, and evidence technicians.

(2) \$1,124,000 of the general fund—state appropriation for fiscal year 2024 and \$1,124,000 of the general fund—state appropriation for fiscal year 2025 are provided solely to contract with the Washington state patrol for laboratory-based testing and processing of crime scene evidence collected during investigations.

(3) \$251,000 of the general fund—state appropriation for fiscal year 2024 and \$251,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for contracted specialized training for investigators relating to death investigations in cases involving deadly force.

(4) \$2,257,000 of the general fund—state appropriation for fiscal year 2024 and \$2,057,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for training development, additional staff training costs, crime lab processing, and contract services to include polygraphs, background checks, personnel evaluations, contracted security, and software licensing.

(5) \$3,000,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for the office to pay for one-time tenant improvements necessary for a central evidence storage facility and regional offices.

Sec. 220. 2023 c 475 s 220 (uncodified) is amended to read as follows:

**FOR THE DEPARTMENT OF LABOR AND INDUSTRIES**

General Fund—State Appropriation (FY 2024) . . . . .	(\$15,789,000)
	<u>\$17,526,000</u>
General Fund—State Appropriation (FY 2025) . . . . .	(\$19,773,000)
	<u>\$25,305,000</u>
General Fund—Federal Appropriation . . . . .	(\$11,470,000)
	<u>\$11,521,000</u>
Asbestos Account—State Appropriation . . . . .	(\$629,000)
	<u>\$628,000</u>
Electrical License Account—State Appropriation . . . . .	(\$71,526,000)
	<u>\$74,072,000</u>
Farm Labor Contractor Account—State Appropriation . . . . .	\$28,000
Opioid Abatement Settlement Account—State Appropriation . . . . .	\$250,000
Worker and Community Right to Know Fund—State Appropriation . . . . .	\$1,138,000
Construction Registration Inspection Account—State Appropriation . . . . .	(\$30,754,000)
	<u>\$31,418,000</u>
Public Works Administration Account—State Appropriation . . . . .	(\$18,304,000)
	<u>\$18,011,000</u>
Manufactured Home Installation Training Account— State Appropriation . . . . .	(\$455,000)
	<u>\$454,000</u>
Accident Account—State Appropriation . . . . .	(\$427,767,000)
	<u>\$437,590,000</u>
Accident Account—Federal Appropriation . . . . .	(\$15,823,000)
	<u>\$19,953,000</u>
Medical Aid Account—State Appropriation . . . . .	(\$414,710,000)
	<u>\$421,049,000</u>
Medical Aid Account—Federal Appropriation . . . . .	(\$3,571,000)
	<u>\$3,920,000</u>
Plumbing Certificate Account—State Appropriation . . . . .	(\$3,624,000)
	<u>\$3,649,000</u>
Pressure Systems Safety Account—State Appropriation . . . . .	(\$5,065,000)
	<u>\$5,116,000</u>
Workforce Education Investment Account—State Appropriation . . . . .	(\$14,200,000)
	<u>\$20,500,000</u>
TOTAL APPROPRIATION . . . . .	(\$1,054,876,000)
	<u>\$1,092,128,000</u>

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

(1) (~~(\$4,714,000)~~) \$6,756,000 of the accident account—state appropriation and (~~(\$4,711,000)~~) \$6,753,000 of the medical aid account—state appropriation are provided solely for the labor and industries workers' compensation information system replacement project and is subject to the conditions, limitations, and review provided in section 701 of this act. The department must:

(a) Submit quarterly data within 30 calendar days of the end of each quarter, effective July 1, 2023, on:

(i) The quantifiable deliverables accomplished and the amount spent by each deliverable in each of the following subprojects:

- (A) Business readiness;
- (B) Change readiness;
- (C) Commercial off the shelf procurement;
- (D) Customer access;
- (E) Program foundations;
- (F) Independent assessment; and
- (G) In total by fiscal year;

(ii) All of the quantifiable deliverables accomplished by subprojects identified in (a)(i)(A) through (F) of this subsection and in total and the associated expenditures by each deliverable by fiscal month;

(iii) The contract full time equivalent charged by subprojects identified in (a)(i)(A) through (F) of this subsection, and in total, compared to the budget spending plan by month for each contracted vendor and what the ensuing contract equivalent budget spending plan by subprojects identified in (a)(i)(A) through (F) of this subsection, and in total, assumes by fiscal month;

(iv) The performance metrics by subprojects identified in (a)(i)(A) through (F) of this subsection, and in total, that are currently used, including monthly performance data; and

(v) The risks identified independently by at least the quality assurance vendor and the office of the chief information officer, and how the project:

- (A) Has mitigated each risk; and
  - (B) Is working to mitigate each risk, and when it will be mitigated;
- (b) Submit the report in (a) of this subsection to fiscal and policy committees of the legislature; and

(c) Receive an additional gated project sign off by the office of financial management, effective September 1, 2023. Prior to spending any project funding in this subsection each quarter, there is an additional gate of approval required for this project. The director of financial management must agree that the project shows accountability, effective and appropriate use of the funding, and that risks are being mitigated to the spending and sign off on the spending for the ensuing quarter.

(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 produce annual progress reports through the year 2025 or until the tools are fully developed and deployed. The annual progress report must be submitted to the governor and legislature by December 1st of each year such report is due.

(3) \$258,000 of the accident account—state appropriation and \$258,000 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 in-patient 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 a report to the governor and appropriate legislative committees by August 30, 2023, 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.

(4)(a) \$2,000,000 of the general fund—state appropriation for fiscal year 2024 and \$2,000,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for grants to promote workforce development in aerospace and aerospace related supply chain industries by: Expanding the number of registered apprenticeships, preapprenticeships, and aerospace-related programs; and providing support for registered apprenticeships or programs in aerospace and aerospace-related supply chain industries.

(b) Grants awarded under this section may be used for:

- (i) Equipment upgrades or new equipment purchases for training purposes;
- (ii) New training space and lab locations to support capacity needs and expansion of training to veterans and veteran spouses, and underserved populations;
- (iii) Curriculum development and instructor training for industry experts;
- (iv) Tuition assistance for degrees in engineering and high-demand degrees that support the aerospace industry; and
- (v) Funding to increase capacity and availability of child care options for shift work schedules.

(c) An entity is eligible to receive a grant under this subsection if it is a nonprofit, nongovernmental, or institution of higher education that provides training opportunities, including apprenticeships, preapprenticeships, preemployment training, aerospace-related degree programs, or incumbent worker training to prepare workers for the aerospace and aerospace-related supply chain industries.

(d) The department may use up to 5 percent of these funds for administration of these grants.

(5) \$3,774,000 of the accident account—state appropriation and \$890,000 of the medical aid account—state appropriation are provided solely for the creation of an agriculture compliance unit within the division of occupational safety and health. The compliance unit will perform compliance inspections and provide bilingual outreach to agricultural workers and employers.

(6) \$1,642,000 of the medical aid account—state appropriation is provided solely to cover the overhead rent costs to increase the number of labor and industry vocational specialists embedded in WorkSource offices and to implement a comprehensive quality-assurance team to ensure the continuous improvement of vocational services for injured workers through the workers' compensation program.

(7) \$1,798,000 of the public works administration account—state appropriation is provided solely to maintain expanded capacity to investigate and enforce prevailing-wage complaints.

(8) \$2,500,000 of the general fund—state appropriation for fiscal year 2024 and \$2,500,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the crime victims' compensation program to pay for medical exams for suspected victims of domestic violence. Neither the hospital, medical facility, nor victim is to pay for the cost of the medical exam. This funding must not supplant existing funding for sexual assault medical exams. If the cost of medical exams exceeds the funding provided in this subsection, the program shall not reduce the reimbursement rates for medical providers seeking reimbursement for other claimants, and instead the program shall return to paying for domestic violence medical exams after insurance.

(9) (~~(\$1,065,000)~~) (a) \$1,209,000 of the construction registration inspection account—state appropriation, (~~(\$57,000)~~) \$66,000 of the accident account—state appropriation, and (~~(\$12,000)~~) \$14,000 of the medical aid account—state appropriation are provided solely for the conveyance management system replacement project and are subject to the conditions, limitations, and review provided in section 701 of this act.

(b) \$270,000 of the construction registration inspection account—state appropriation, \$17,000 of the accident account—state appropriation, and \$3,000 of the medical aid account—state appropriation are provided solely for the maintenance and operations of the conveyance management system replacement project.

(10) \$250,000 of the opioid abatement settlement account—state appropriation is provided solely for the department to analyze patients who are maintained on chronic opioids. The department must submit an annual report of its findings to the governor and the appropriate committees of the legislature no later than October 1st of each year of the fiscal biennium. The report shall include analysis of patient data, describing the characteristics of patients who are maintained on chronic opioids and their clinical needs, and a preliminary evaluation of potential interventions to improve care and reduce harms in this population.

(11) \$1,363,000 of the medical aid account—state appropriation is provided solely to improve access to medical and vocational providers of the workers' compensation program by expanding the use of navigators to recruit and assist providers in underserved communities and by ensuring access to high quality and reliable interpreter services.

(12) \$3,000,000 of the workforce education investment account—state appropriation, \$1,870,000 of the accident account—state appropriation, and \$330,000 of the medical aid account—state appropriation are provided solely for the department, in coordination with the Washington state apprenticeship council, to administer grants to continue the growth of behavioral health apprenticeship programs. Grants may be awarded for provider implementation costs, apprentice tuition and stipend costs, curriculum development, and program administration. Grant awardees must use a minimum of one-half of amounts provided to compensate behavioral health providers for employer implementation costs including mentor wage differentials, related instruction wages, and administrative costs. In awarding this funding, special preference must be given to entities with experience in implementation of behavioral health sector apprenticeships and labor-management partnerships. By June 30, 2024, and June 30, 2025, grantees must report to the department on the number of individuals that were recruited and upskilled in the preceding fiscal year. The department may use up to five percent of the amount provided in this subsection for administration of these grants.

(13) \$1,000,000 of the workforce education investment account—state appropriation is provided solely for the department, in coordination with the Washington state apprenticeship training council, to administer grants to address the behavioral health workforce shortage through behavioral health preapprenticeship and behavioral health entry level training, including nursing assistant certified programs. Grants may cover program costs including, but not limited to, provider implementation costs, apprentice tuition and stipend costs, curriculum development, and program administration. In awarding this funding, special preference must be given to entities with experience in implementation of behavioral health sector apprenticeships and labor-management partnerships. By June 30, 2024, and June 30, 2025, grantees must report to the department on the number of individuals that were recruited and upskilled in the preceding fiscal year. The department may use up to five percent of the amount provided in this subsection for administration of these grants.

(14)(a) \$300,000 of the workforce education investment account—state appropriation is provided solely for certified construction trade preapprenticeship programs that use a nationally approved multicraft curriculum and emphasize construction math, tool use, job safety, equipment, life skills, and financial literacy. The preapprenticeship programs should focus on disadvantaged, nontraditional, and underrepresented populations, and on populations reentering the community from incarceration and houselessness. Funding provided in this subsection may be used to:

(i) Provide incentives for participation in preapprenticeship programs, such as covering program costs, providing stipends to preapprentices, or covering the costs of construction tools; or

(ii) Address barriers for participation in preapprenticeship programs, such as covering costs of child care or transportation, or facilitating interviews for apprenticeship programs.

(b) The department may use up to five percent of the amount provided in (a) of this subsection for administration of these grants.

(15)(a) \$400,000 of the workforce education investment account—state appropriation is provided solely for grants to nonprofit organizations to:

(i) Expand meatcutter registered apprenticeship and preapprenticeship programs to new locations; or

(ii) Develop a new fishmonger registered apprenticeship program.

(b) Grants awarded under this subsection may be used for:

(i) Equipment upgrades or new equipment purchases for training purposes;

(ii) New training space and lab locations to support the expansion and establishment of apprenticeship and preapprenticeship training in new locations;

(iii) Curriculum development, including the creation of elearning content, and instructor training for apprenticeship and preapprenticeship instructors;

(iv) Tuition assistance for apprentices in registered apprenticeship programs accredited by a community or technical college;

(v) Stipends for preapprentices; and

(vi) Apprenticeship and preapprenticeship coordination and administration services.

(c) An entity is eligible to receive a grant under this subsection if it is a nonprofit organization that administers or directly provides apprenticeship and preapprenticeship training opportunities, overseen by a committee with at least one labor union and one employer representative or with an active program with participation of both labor union and employer partners, for retail meatcutters and/or fishmongers.

(d) The department may use up to five percent of the amount provided in this subsection for administration of these grants.

(16) (~~(\$6,000,000)~~) \$12,000,000 of the workforce education investment account—state appropriation is provided solely for the department to distribute funding to multiemployer nonprofit programs providing apprenticeship education and job training for general journey level (01) electricians to increase funding for related supplemental instruction costs. Funding shall be allocated to programs by formula based on delivered related supplemental instruction hours for active apprentices under chapter 49.04 RCW and operating in compliance for administrative procedures. If a program is partnered with a Washington community or technical college to deliver the related supplemental instruction, the program may apply for up to a 25 percent increase in allocated funding based on the level of contracted support provided by the college. The department may use up to five percent of the amount provided in this subsection for administration of these grants.

(17) (~~(\$1,249,000)~~) \$873,000 of the accident account—state appropriation and (~~(\$507,000)~~) \$883,000 of the medical aid account—state appropriation are provided solely for the creation of the center for work equity research. The center will study and systematically address employer and employment factors that place historically marginalized workers at increased risk for work-related injuries and illnesses and social and economic hardship.

(18) \$2,908,000 of the public works administration account—state appropriation is provided solely for system improvements to the prevailing wage program information technology system. This project is subject to the conditions, limitations, and review provided in section 701 of this act.

(19) \$205,000 of the general fund—state appropriation for fiscal year 2024 and \$205,000 of the general fund—state appropriation for fiscal year 2025 are provided solely to continue conducting a four-year retention study of state registered apprentices as provided in chapter 156, Laws of 2022 (apprenticeship

programs). The study shall include the collection of data from all apprentices three months into their apprenticeship to understand challenges and barriers they face towards program participation. The aggregate data by trade must be displayed on a publicly available dashboard. Study data must be provided with apprenticeship coordinators to implement an early response to connect apprentices with needed supports. The department shall submit an annual report to the governor and appropriate legislative committees on June 30, 2024 and June 30, 2025.

(20) \$3,500,000 of the workforce education investment account—state appropriation is provided solely to administer a grant program intended to provide wraparound support services to mitigate barriers to beginning or participating in apprenticeship programs as described in chapter 156, Laws of 2022. Up to five percent of the total funding provided in this subsection may be used to cover administrative expenses.

(21) (~~(\$1,963,000)~~) \$1,798,000 of the accident account—state appropriation and (~~(\$797,000)~~) \$960,000 of the medical aid account—state appropriation are provided solely to expand access to worker rights and safety information for workers with limited English proficiency (LEP) through outreach and translation of safety-related information, training, and other materials. \$1,000,000 of the amount provided in this subsection is provided solely for grants to community-based organizations to provide workplace rights and safety outreach to underserved workers.

(22) \$857,000 of the accident account—state appropriation and \$855,000 of the medical aid account—state appropriation are provided solely for enhancements to the workers' compensation training modules to include strategies on reducing long-term disability among claimants.

(23) \$6,702,000 from the electrical license account—state appropriation is provided solely for an additional wage increase for all positions within the electrical construction inspector, electrical construction inspector lead, electrical inspection field supervisor/technical specialist, and electrical plans examiner job class series consistent with the July 1, 2023, range differentials, subject to an agreement between the state and the exclusive collective bargaining representative of the electrical construction inspectors.

(24) \$165,000 of the general fund—state appropriation for fiscal year 2024 and \$165,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for a grant to an organization in Pierce county experienced in providing peer-to-peer training to continue implementation of a program aimed at reducing workplace sexual harassment in the agricultural sector. The department may use up to five percent of the amount provided in this subsection for administration of this grant. The organization receiving the grant must:

(a) Continue peer-to-peer trainings for farmworkers in Yakima county and expand to provide peer-to-peer trainings for farmworkers in Grant and Benton counties;

(b) Support an established network of peer trainings as farmworker leaders, whose primary purpose is to prevent workplace sexual harassment and assault through leadership, education, and other tools; and

(c) Share best practices from the peer-to-peer model at a statewide conference for farmworkers, industry representatives, and advocates.

(25) \$250,000 of the accident account—state appropriation and \$278,000 of the medical aid account—state appropriation is provided solely for implementation of House Bill No. 1197 (workers' comp. providers). ~~((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.))~~

(26) ~~(((\$1,645,000))~~ \$1,088,000 of the public works administration account—state appropriation is provided solely for implementation of Engrossed Substitute House Bill No. 1050 (apprenticeship utilization). ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.))~~

(27) ~~(((\$365,000))~~ \$318,000 of the accident account—state appropriation and ~~(((\$64,000))~~ \$56,000 of the medical aid account—state appropriation are provided solely for implementation of Substitute House Bill No. 1217 (wage complaints). ~~((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.))~~

(28) \$105,000 of the accident account—state appropriation and \$19,000 of the medical aid account—state appropriation are provided solely for implementation of Substitute House Bill No. 1323 (fire-resistant materials). ~~((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.))~~

(29) \$239,000 of the accident account—state appropriation and \$239,000 of the medical aid account—state appropriation are provided solely for implementation of Substitute House Bill No. 1521 (industrial insurance/duties). ~~((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.))~~

(30) \$256,000 of the construction registration inspection account—state appropriation is provided solely for implementation of Second Substitute House Bill No. 1534 (construction consumers). ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.))~~

(31) \$1,311,000 of the accident account—state appropriation and \$243,000 of the medical aid account—state appropriation are provided solely for implementation of Second Substitute House Bill No. 1762 (warehouse employees). ~~((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.))~~

(32) \$431,000 of the accident account—state appropriation and \$76,000 of the medical aid account—state appropriation are provided solely for implementation of Second Substitute House Bill No. 1013 (regional apprenticeship prgs). ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.))~~

(33) \$560,000 of the public works administration account—state appropriation is provided solely to update computer applications for implementation of Senate Bill No. 5088 (contractor registration). This project is subject to the conditions, limitations, and review provided in section 701 of this act. ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.))~~

(34) \$84,000 of the accident account—state appropriation and \$84,000 of the medical aid account—state appropriation are provided solely for implementation of Senate Bill No. 5084 (self-insured pensions/fund). ~~((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.))~~

(35) \$226,000 of the general fund—state appropriation for fiscal year 2024 and \$240,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for implementation of Senate Bill No. 5070 (nonfatal strangulation). ~~((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.))~~

(36) \$216,000 of the accident account—state appropriation and \$37,000 of the medical aid account—state appropriation are provided solely for implementation of Substitute Senate Bill No. 5156 (farm internship program). ~~((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.))~~

(37) \$1,470,000 of the accident account—state appropriation and \$260,000 of the medical aid account—state appropriation are provided solely for implementation of Engrossed Substitute Senate Bill No. 5217 (musculoskeletal injuries/L&I). ~~((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.))~~

(38) \$354,000 of the public works administration account—state appropriation is provided solely for implementation of Second Substitute Senate Bill No. 5268 (public works procurement). ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.))~~

(39) \$234,000 of the accident account—state appropriation and \$41,000 of the medical aid account—state appropriation are provided solely for implementation of Engrossed Second Substitute Senate Bill No. 5582 (nurse supply). ~~((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.))~~

(40) \$230,000 of the accident account—state appropriation and \$41,000 of the medical aid account—state appropriation are provided solely for implementation of Engrossed Substitute Senate Bill No. 5111 (sick leave/construction). ~~((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.))~~

(41) \$4,663,000 of the accident account—state appropriation and \$884,000 of the medical aid account—state appropriation are provided solely for implementation of Engrossed Second Substitute Senate Bill No. 5236 (hospital staffing standards). ~~((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.))~~

(42) ~~((~~\$333,000~~))~~ \$367,000 of the accident account—state appropriation and ~~((~~\$333,000~~))~~ \$369,000 of the medical aid account—state appropriation are provided solely for implementation of Second Substitute Senate Bill No. 5454 (RN PTSD/industrial insurance). ~~((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.))~~

(43) \$1,906,000 of the electrical license account—state appropriation is provided solely for electrical inspector staffing to expand capacity to conduct electrical inspections, effective July 1, 2024.

(44) \$200,000 of the accident account—state appropriation and \$200,000 of the medical aid account—state appropriation are provided solely for the department of labor and industries to contract with a third-party vendor to produce a study that assesses post-traumatic stress disorder related workers' compensation policies and claims in Washington and other states. The intent of the study is to inform the department on policy and best practices that improve worker outcomes for law enforcement officers, firefighters, and nurses. The

department shall submit a report describing the outcomes, best practices, and recommendations to the governor and appropriate legislative committees by June 30, 2025.

(45) \$240,000 of the workforce education investment account—state appropriation is provided solely for a grant to a statewide-serving nonprofit organization providing support services to apprentices and preapprentices for the provision of new work boots and other resources to state recognized apprenticeship preparation participants in correctional facilities and as they transition from incarceration to state registered apprenticeship programs. The work boots and other resources must be within allowable guidelines for incarcerated and community supervised individuals. The department may use up to five percent of the amount provided in this subsection for administration of this grant.

(46) \$300,000 of the surgical smoke evacuation nonappropriated account—state appropriation is provided solely to implement the reimbursement requirements established in chapter 129, Laws of 2022.

(47) \$60,000 of the workforce education investment account—state appropriation is provided solely for costs for instructors for the preapprenticeship construction programs pursuant to subsection (14) of this section.

(48) \$175,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for the department to contract with the municipal research and services center to conduct a public works study. The study shall evaluate the application of public works requirements, including prevailing wage and apprentice utilization, on publicly funded construction, including those supported in part or in whole with state funds, the granting or loaning of public dollars, and tax deferrals or reimbursements. The department may use up to five percent of these funds for administration. A report to the relevant committees of the legislature shall be submitted by June 30, 2025.

(49) \$100,000 of the medical aid account—state appropriation and \$100,000 of the accident account—state appropriation are provided solely for the staffing of a resolution process for complaints regarding light duty work under Title 51 RCW. The department shall submit a report to the appropriate committees of the legislature by June 30, 2025, on outcomes related to this funding and data regarding light duty resolution processes provided in this subsection.

(50) \$75,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for the department to survey registered apprenticeship programs and assimilate data that documents the fee structure and contractual elements of partnerships between the various registered apprenticeship programs and community and technical college system. This information will be used to inform a report and recommendations to the legislature on registered apprenticeship funding and how this funding is directed to community and technical colleges. The department shall submit a report to the legislature summarizing the survey findings by November 15, 2024.

(51) \$350,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for the department of labor and industries to convene and to staff the underground economy task force created in section 906 of this act.

(52) \$479,000 of the accident account—state appropriation and \$102,000 of the medical aid account—state appropriation are provided solely for implementation of Engrossed Substitute Senate Bill No. 5793 (paid sick leave). If the bill is not enacted by June 30, 2024, the amounts provided in this subsection shall lapse.

(53) \$8,000 of the plumbing certificate account—state appropriation is provided solely for implementation of Engrossed Senate Bill No. 5997 (plumbing hours reporting). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

(54) \$477,000 of the accident account—state appropriation and \$84,000 of the medical account—state appropriation are provided solely for implementation of Engrossed Substitute Senate Bill No. 6105 (adult entertainment workers). If the bill is not enacted by June 30, 2024, the amounts provided in this subsection shall lapse.

(55) \$44,000 of the general fund—state appropriation for fiscal year 2024 and \$139,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for implementation of Engrossed Substitute Senate Bill No. 6069 (retirement savings). If the bill is not enacted by June 30, 2024, the amounts provided in this subsection shall lapse.

(56) \$79,000 of the general fund—state appropriation for fiscal year 2024 and \$471,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for implementation of Engrossed Second Substitute Senate Bill No. 5937 (crime victims/witnesses). If the bill is not enacted by June 30, 2024, the amounts provided in this subsection shall lapse.

(57) \$50,000 from the electrical license account—state appropriation is provided solely for the department to work with the association of Washington cities and associated stakeholders having an interest in the installation and maintenance of electric security alarm systems to identify appropriate pathways to streamline the permitting process and any other recommendations in order to facilitate the installation of these systems in this state. The department shall submit a report to the appropriate committees of the legislature with its findings and recommendations, in accordance with RCW 43.01.036, by December 15, 2024.

(58) \$200,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for increasing access to manufacturing apprenticeships.

(59) \$665,000 of the accident account—state appropriation and \$118,000 of the medical aid account—state appropriation are provided solely for implementation of Substitute House Bill No. 1905 (equal pay/protected classes). If the bill is not enacted by June 30, 2024, the amounts provided in this subsection shall lapse.

(60) \$202,000 of the accident account—state appropriation and \$202,000 of the medical aid account—state appropriation are provided solely for implementation of House Bill No. 1927 (temporary total disability). If the bill is not enacted by June 30, 2024, the amounts provided in this subsection shall lapse.

(61) \$1,933,000 of the accident account—state appropriation and \$294,000 of the medical aid account—state appropriation are provided solely for implementation of Second Substitute House Bill No. 2022 (construction crane

safety). If the bill is not enacted by June 30, 2024, the amounts provided in this subsection shall lapse.

(62) \$219,000 of the accident account—state appropriation and \$38,000 of the medical aid account—state appropriation are provided solely for implementation of Substitute House Bill No. 2061 (health employees/overtime). If the bill is not enacted by June 30, 2024, the amounts provided in this subsection shall lapse.

(63) \$226,000 of the accident account—state appropriation and \$76,000 of the medical aid account—state appropriation are provided solely for implementation of Substitute House Bill No. 2097 (worker wage recovery). If the bill is not enacted by June 30, 2024, the amounts provided in this subsection shall lapse.

(64) \$226,000 of the public works administration account—state appropriation is provided solely for implementation of Substitute House Bill No. 2136 (prevailing wage sanctions). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

**Sec. 221.** 2023 c 475 s 221 (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 that are unrelated to the coronavirus response and 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 that are unrelated to the coronavirus response, 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 2024) . . . . .((~~\$4,932,000~~))  
\$5,029,000

General Fund—State Appropriation (FY 2025) . . . . .	(\$4,978,000)
	<u>\$5,324,000</u>
Charitable, Educational, Penal, and Reformatory Institutions Account—State Appropriation . . . . .	\$10,000
TOTAL APPROPRIATION . . . . .	(\$9,920,000)
	<u>\$10,363,000</u>

(3) FIELD SERVICES

General Fund—State Appropriation (FY 2024) . . . . .	(\$10,998,000)
	<u>\$11,113,000</u>
General Fund—State Appropriation (FY 2025) . . . . .	(\$10,860,000)
	<u>\$12,007,000</u>
General Fund—Federal Appropriation . . . . .	(\$10,323,000)
	<u>\$10,328,000</u>
General Fund—Private/Local Appropriation . . . . .	(\$6,538,000)
	<u>\$6,542,000</u>
Veteran Estate Management Account—Private/Local Appropriation . . . . .	(\$717,000)
	<u>\$718,000</u>
TOTAL APPROPRIATION . . . . .	(\$39,436,000)
	<u>\$40,708,000</u>

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

(a) \$1,200,000 of the general fund—state appropriation for fiscal year 2024 and \$1,200,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for implementation of Substitute Senate Bill No. 5358 (veterans' services). ~~((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.))~~ Of the amounts provided in this subsection:

(i) \$600,000 of the general fund—state appropriation for fiscal year 2024 and \$600,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for one veterans service officer each in Island county, Walla Walla county, Clallam county, and Stevens county.

(b) \$50,000 of the general fund—state appropriation for fiscal year 2024 and \$50,000 of the general fund—state appropriation for fiscal year 2025 are provided solely to contract with an organization located in Thurston county that has experience in the delivery of no-cost equine therapy for military veterans and active members of the military.

(c) \$138,000 of the general fund—state appropriation for fiscal year 2024 and \$135,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for implementation of Second Substitute Senate Bill No. 5268 (public works procurement). ~~((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.))~~

(d) \$566,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for implementation of Second Substitute House Bill No. 2014 (definition of veteran). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

(4) STATE VETERANS HOMES PROGRAM

General Fund—State Appropriation (FY 2024) . . . . .	..(( <u>\$25,818,000</u> ))
	<u>\$26,775,000</u>
General Fund—State Appropriation (FY 2025) . . . . .	..(( <u>\$20,386,000</u> ))
	<u>\$19,507,000</u>
General Fund—Federal Appropriation . . . . .	..(( <u>\$127,227,000</u> ))
	<u>\$136,196,000</u>
General Fund—Private/Local Appropriation . . . . .	..(( <u>\$17,330,000</u> ))
	<u>\$11,982,000</u>
TOTAL APPROPRIATION . . . . .	..(( <u>\$190,761,000</u> ))
	<u>\$194,460,000</u>

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

(a) If the department receives additional unanticipated federal resources that are unrelated to the coronavirus response at any point during the remainder of the 2023-2025 fiscal biennium, an equal amount of general fund—state must be placed in unallotted status so as not to exceed the total appropriation level specified in this subsection. The department may submit as part of the policy level budget submittal documentation required by RCW 43.88.030 a request to maintain the general fund—state resources that were unallotted as required by this subsection.

(b) Appropriations have been adjusted in this section to reflect anticipated changes in state, federal, and local resources as a result of census changes. The department shall incorporate these adjustments in the governor's projected maintenance level budget required in RCW 43.88.030.

(5) CEMETERY SERVICES

General Fund—State Appropriation (FY 2024) . . . . .	\$167,000
General Fund—State Appropriation (FY 2025) . . . . .	\$169,000
General Fund—Federal Appropriation . . . . .	\$1,055,000
TOTAL APPROPRIATION . . . . .	\$1,391,000

**\*Sec. 222. 2023 c 475 s 222 (uncodified) is amended to read as follows:**

**FOR THE DEPARTMENT OF HEALTH**

General Fund—State Appropriation (FY 2024) . . . . .	..(( <u>\$168,127,000</u> ))
	<u>\$190,116,000</u>
General Fund—State Appropriation (FY 2025) . . . . .	..(( <u>\$148,005,000</u> ))
	<u>\$184,729,000</u>
General Fund—Federal Appropriation . . . . .	..(( <u>\$589,208,000</u> ))
	<u>\$589,612,000</u>
General Fund—Private/Local Appropriation . . . . .	..(( <u>\$174,244,000</u> ))
	<u>\$189,255,000</u>
Dedicated Cannabis Account—State Appropriation (FY 2024) . . . . .	\$11,863,000
Dedicated Cannabis Account—State Appropriation (FY 2025) . . . . .	..(( <u>\$12,356,000</u> ))
	<u>\$12,368,000</u>
Climate Commitment Account—State Appropriation . . . . .	..(( <u>\$89,552,000</u> ))
	<u>\$91,000,000</u>
Climate Investment Account—State Appropriation . . . . .	\$902,000

Foundational Public Health Services Account—State	
Appropriation . . . . .	\$23,066,000
Hospital Data Collection Account—State Appropriation . . . . .	\$592,000
Health Professions Account—State Appropriation . . . . .	<del>(\$192,069,000)</del>
	<u>\$197,115,000</u>
Aquatic Lands Enhancement Account—State	
Appropriation . . . . .	\$642,000
Emergency Medical Services and Trauma Care Systems	
Trust Account—State Appropriation . . . . .	\$10,175,000
Medicaid Fraud Penalty Account—State Appropriation . . . . .	\$3,027,000
Natural Climate Solutions Account—State	
Appropriation . . . . .	\$72,000
<del>(Public Health Supplemental Account—State</del>	
<del>    Appropriation . . . . .</del>	<del>\$293,000)</del>
Safe Drinking Water Account—State Appropriation . . . . .	<del>(\$8,946,000)</del>
	<u>\$8,964,000</u>
Drinking Water Assistance Account—Federal	
Appropriation . . . . .	<del>(\$25,867,000)</del>
	<u>\$25,901,000</u>
Waterworks Operator Certification Account—State	
Appropriation . . . . .	\$2,089,000
Drinking Water Assistance Administrative Account—	
State Appropriation . . . . .	<del>(\$2,480,000)</del>
	<u>\$2,479,000</u>
Site Closure Account—State Appropriation . . . . .	\$197,000
Biotoxin Account—State Appropriation . . . . .	<del>(\$1,773,000)</del>
	<u>\$1,772,000</u>
Model Toxics Control Operating Account—State	
Appropriation . . . . .	<del>(\$8,953,000)</del>
	<u>\$10,382,000</u>
Medical Test Site Licensure Account—State	
Appropriation . . . . .	<del>(\$5,239,000)</del>
	<u>\$5,238,000</u>
Secure Drug Take-Back Program Account—State	
Appropriation . . . . .	\$1,474,000
Youth Tobacco and Vapor Products Prevention Account—	
State Appropriation . . . . .	<del>(\$3,273,000)</del>
	<u>\$3,272,000</u>
Public Health Supplemental Account—Private/Local	
Appropriation . . . . .	<del>(\$3,824,000)</del>
	<u>\$4,117,000</u>
Accident Account—State Appropriation . . . . .	<del>(\$388,000)</del>
	<u>\$387,000</u>
Medical Aid Account—State Appropriation . . . . .	\$58,000
Statewide 988 Behavioral Health Crisis Response Line	
Account—State Appropriation . . . . .	<del>(\$42,865,000)</del>
	<u>\$55,066,000</u>

Coronavirus State Fiscal Recovery Fund—Federal	
Appropriation. . . . .	..((\$27,022,000))
	<u>\$3,222,000</u>
Opioid Abatement Settlement Account—State	
Appropriation. . . . .	..((\$7,400,000))
	<u>\$19,785,000</u>
TOTAL APPROPRIATION . . . . .	..((\$1,566,041,000))
	<u>\$1,648,937,000</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 2023-2025 fiscal biennium, each person subject to RCW 43.70.110(3)(c) is required to pay only one surcharge of up to \$25 annually for the purposes of RCW 43.70.112, regardless of how many professional licenses the person holds.

(3) In accordance with RCW 43.70.110 and 71.24.037, the department is authorized to adopt license and certification fees in fiscal years 2024 and 2025 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 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 43.70.110 and 71.24.037, the department is authorized to adopt fees for the review and approval of mental health and substance use disorder treatment programs in fiscal years 2024 and 2025 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, the department of corrections, 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. The office of the chief information officer shall maintain a statewide perspective when collaborating with the coalition to ensure that projects are planned for in a manner that ensures the efficient use of state resources, supports the adoption of a cohesive technology and data architecture, and maximizes federal financial participation. The work of the coalition and any project identified as a coalition project is subject to the conditions, limitations, and review provided in section 701 of this act.

(7) 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.

(8) \$492,000 of the general fund—state appropriation for fiscal year 2024 and \$492,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the department to coordinate with local health jurisdictions to establish and maintain comprehensive group B programs to ensure safe drinking water. These funds shall be used for implementation costs, including continued development and adoption of rules, policies, and procedures; technical assistance; and training.

(9) \$96,000 of the general fund—state appropriation for fiscal year 2024 and \$92,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for community outreach to prepare culturally and linguistically appropriate hepatitis B information in a digital format to be distributed to ethnic and cultural leaders and organizations to share with foreign-born and limited or non-English speaking community networks.

(10) Within amounts appropriated in this section, the Washington (~~nursing commission~~) board of nursing must hire sufficient staff to process applications for nursing licenses so that the time required for processing does not exceed seven days.

(11) \$725,000 of the general fund—state appropriation for fiscal year 2024 and (~~(\$725,000)~~) \$1,225,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for the Washington poison center. This funding is provided in addition to funding pursuant to RCW 69.50.540.

(12) \$622,000 of the general fund—state appropriation for fiscal year 2024, \$622,000 of the general fund—state appropriation for fiscal year 2025, and \$3,000,000 of the medicaid fraud penalty account—state appropriation are provided solely for the ongoing operations and maintenance of the prescription monitoring program maintained by the department.

(13) \$2,265,000 of the general fund—state appropriation for fiscal year 2024 and \$2,265,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for:

(a) Staffing by the department, the department of veterans affairs, and the department of corrections to expand statewide suicide prevention efforts, which efforts include suicide prevention efforts for military service members and veterans and incarcerated persons;

(b) A suicide prevention public awareness campaign to provide education regarding the signs of suicide, interventions, and resources for support;

(c) Staffing for call centers to support the increased volume of calls to suicide hotlines;

(d) Training for first responders to identify and respond to individuals experiencing suicidal ideation;

(e) Support for tribal suicide prevention efforts;

(f) Strengthening behavioral health and suicide prevention efforts in the agricultural sector;

(g) Support for the three priority areas of the governor's challenge regarding identifying suicide risk among service members and their families, increasing the awareness of resources available to service members and their families, and lethal means safety planning;

(h) Training for community health workers to include culturally informed training for suicide prevention;

(i) Coordination with the office of the superintendent of public instruction; and

(j) Support for the suicide prevention initiative housed in the University of Washington.

(14) \$4,500,000 of the general fund—state appropriation for fiscal year 2024 and (~~(\$4,500,000)~~) \$4,600,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the fruit and vegetable incentives program. Of the amounts provided in this subsection, \$500,000 of the general fund—state appropriation for fiscal year 2024 and \$600,000 of the general fund—state appropriation for fiscal year 2025 are for the fruit and vegetable prescription program, which provides food as medicine to individuals experiencing food insecurity or are at high risk of developing a chronic health condition.

(15) \$627,000 of the general fund—state appropriation for fiscal year 2024 and \$627,000 of the general fund—state appropriation for fiscal year 2025 are provided solely to implement the recommendations from the community health workers task force to provide statewide leadership, training, and integration of

community health workers with insurers, health care providers, and public health systems.

(16) \$3,000,000 of the general fund—state appropriation for fiscal year 2024 and \$3,000,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the Washington (~~(nursing commission)~~) board of nursing to manage a grant process to incentivize nurses to supervise nursing students in health care settings. The goal of the grant program is to create more clinical placements for nursing students to complete required clinical hours to earn their nursing degree and related licensure.

(17) \$1,490,000 of the health professional services account—state appropriation is provided solely for the Washington (~~(nursing commission)~~) board of nursing to continue to implement virtual nursing assistant training and testing modalities, create an apprenticeship pathway into nursing for nursing assistants, implement rule changes to support a career path for nursing assistants, and collaborate with the workforce training and educational coordinating board on a pilot project to transform the culture and practice in long term care settings. The goal of these activities is to expand the nursing workforce for long term care settings.

(18) \$186,000 of the general fund—state appropriation for fiscal year 2024 and \$186,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the department to test for lead in child care facilities to prevent child lead exposure and to research, identify, and connect facilities to financial resources available for remediation costs.

(19) \$814,000 of the general fund—state appropriation for fiscal year 2024 and \$814,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the department to provide grants to support school-based health centers and behavioral health services.

(20) \$1,300,000 of the general fund—state appropriation for fiscal year 2024 and \$1,300,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the department to coordinate and lead a multi-agency approach to youth suicide prevention and intervention.

(21)(a) \$486,000 of the general fund—state appropriation for fiscal year 2024 and \$85,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for maintenance of the community health worker platform and continued implementation of the community health worker trainings in the pediatric setting for children with behavioral health needs.

(b) Of the amounts provided in this subsection for fiscal year 2024, \$250,000 is provided solely for a grant to a pediatric organization to convene a learning collaborative to support community health workers to ensure their success while on the job with their multidisciplinary clinic teams and for the development of this new integrated health care worker field.

(22) \$1,390,000 of the general fund—state appropriation for fiscal year 2024 and \$1,378,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the child profile health promotion notification system.

(23) (~~(\$5,000,000)~~) (a) \$10,250,000 of the opioid abatement settlement account—state appropriation is provided solely for the department to expand the distribution of naloxone through the department's overdose education and naloxone distribution program. Funding must be prioritized to fill naloxone

access gaps in community behavioral health and other community settings, including providing naloxone to first responders and agency staff in organizations such as syringe service programs, house providers, and street outreach programs.

(b) Of the amounts provided in this subsection, \$1,250,000 of the opioid abatement settlement account—state appropriation is provided solely for the department to purchase a dedicated supply of naloxone for first responders across the state.

(24) \$2,000,000 of the opioid abatement settlement account—state appropriation is provided solely for prevention, treatment, and recovery support services to remediate the impacts of the opioid epidemic. This funding must be used consistent with conditions of the opioid settlement agreements that direct how funds deposited into the opioid abatement settlement account created in Engrossed Substitute Senate Bill No. 5293 must be used.

(25) \$400,000 of the opioid abatement settlement account—state appropriation is provided solely for the completion of work identified in the state opioid response plan related to maternal and infant health.

(26)(a) \$10,000,000 of the climate commitment account—state appropriation is provided solely to support and administer a workplace health and safety program for workers who are affected by climate impacts, including but not limited to, extreme heat and cold, wildfire smoke, drought, and flooding. This program will focus on workplace health and safety for farmworkers, construction workers, and other workers who face the most risk from climate-related impacts. This amount shall be limited to supporting vulnerable populations in overburdened communities under the climate commitment act as defined in RCW 70A.65.010. Funding shall be provided for:

(i) Pass through grants to community-based organizations, tribal governments, and tribal organizations to support workplace health and safety for workers who are burdened by the intersection of their work and climate impacts; and

(ii) Procurement and distribution of equipment and resources for workers who are burdened by the intersection of their work and climate impacts directly by the department of health, or through pass-through grants to community-based organizations, tribal governments, and tribal organizations. Equipment and resources may include but are not limited to: Personal protective equipment, other protective or safety clothing for cold and heat, air purifiers for the workplace or worker housing, protection from ticks and mosquitoes, and heating and cooling devices.

(b) The department of health, in consultation with the environmental justice council, community groups, and the department of labor and industries, shall evaluate mechanisms to provide workers with financial assistance to cover lost wages or other financial hardships caused by extreme weather events and climate threats.

(c) No more than five percent of this funding may be used to administer this grant program.

(27) (~~(\$5,996,000)~~ \$7,174,000) of the climate commitment account—state appropriation is provided solely for the department to implement the healthy environment for all act under chapter 70A.02 RCW, including additional staff and support for the environmental justice council and implementation of a

community engagement plan. *If Initiative Measure No. 2117 is approved in the 2024 general election, upon the effective date of the measure, funds from the consolidated climate account may not be used for the purposes of this subsection.*

(28)(a) \$26,355,000 of the climate commitment account—state appropriation is provided solely for the department to administer capacity grants to tribes and tribal organizations and to overburdened communities and vulnerable populations to provide guidance and input:

(i) To agencies and to the environmental justice council on implementation of the healthy environment for all act; and

(ii) To the department on updates to the environmental health disparities map.

(b) At least 50 percent of the total amount distributed for capacity grants in this subsection must be reserved for grants to tribes and tribal organizations.

(c) Funding provided in this subsection may be used for tribes and tribal organizations to hire staff or to contract with consultants to engage in updating the environmental health disparities map or on implementing the healthy environment for all act.

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

(29) \$17,752,000 of the general fund—state appropriation for fiscal year 2024 is provided solely to sustain information technology infrastructure, tools, and solutions developed to respond to the COVID-19 pandemic. The department shall submit a plan to the office of financial management by September 15, 2023, that identifies a new funding strategy to maintain these information technology investments within the department's existing state, local, and federal funding. Of this amount, a sufficient amount is appropriated for the department to create an implementation plan for real-time bed capacity and tracking for hospitals and skilled nursing facilities, excluding behavioral health hospitals and facilities. The department will provide the implementation plan and estimated cost for an information technology system and implementation costs to the office of financial management by September 15, 2023, for the bed capacity and tracking tool.

(30) (~~(\$20,000,000)~~) \$18,700,000 of the general fund—state appropriation for fiscal year 2024 and \$1,300,000 of the coronavirus state fiscal recovery fund—federal appropriation (~~(is)~~) are provided solely to support COVID-19 public health and response activities. The department must continue to distribute COVID-19 testing supplies to agricultural workers and tribal governments. The department must submit a spending plan to the office of financial management for approval. These funds may only be allocated and expended after approval of the spending plan.

(31) \$7,657,000 of the general fund—state appropriation for fiscal year 2024 and \$7,853,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for programs and grants to maintain access to abortion care. Of the amounts provided in this subsection:

(a) \$2,939,000 of the general fund—state appropriation for fiscal year 2024 and \$2,939,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for grants to providers of abortion care;

(b) \$368,000 of the general fund—state appropriation for fiscal year 2024 and \$364,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for outreach, patient navigation, staffing at the department, and training;

(c) \$4,100,000 of the general fund—state appropriation for fiscal year 2024 and \$4,300,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for grants to providers of abortion care who participate in the department's sexual and reproductive health program for workforce retention and recruitment initiatives to ensure continuity of services; and

(d) \$250,000 of the general fund—state appropriation for fiscal year 2024 and \$250,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for grants to providers of abortion care that participate in the department's sexual and reproductive health program for security investments.

(32) \$285,000 of the general fund—state appropriation for fiscal year 2024, \$295,000 of the general fund—state appropriation for fiscal year 2025, and \$214,000 of the general fund—private/local appropriation are provided solely for the behavioral health agency program for licensure and regulatory activities.

(33) \$104,000 of the general fund—state appropriation for fiscal year 2024, \$104,000 of the general fund—state appropriation for fiscal year 2025, and \$42,000 of the health professions account—state appropriation are provided solely for the department to conduct credentialing and inspections under chapter 324, Laws of 2019 (behavioral health facilities).

(34) (~~(\$3,298,000)~~) \$1,398,000 of the general fund—state appropriation for fiscal year 2024 (~~(is)~~) and \$1,900,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the breast, cervical and colon screening program, comprehensive cancer community partnerships, and Washington state cancer registry.

(35) \$85,000 of the general fund—state appropriation for fiscal year 2024 is provided solely for continued implementation of chapter 58, Laws of 2022 (cardiac & stroke response).

(36) \$671,000 of the general fund—state appropriation for fiscal year 2024 and \$329,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the care-a-van mobile health program.

(37) \$702,000 of the climate investment account—state appropriation is provided solely for implementation of chapter 316, Laws of 2021 (climate commitment act).

(38) \$200,000 of the climate investment account—state appropriation is provided solely for the environmental justice council to coordinate with the department of ecology on a process to track state agency expenditures from climate commitment act accounts, as described in section 302(13) of this act. Funding is for the following as they relate to development of the department of ecology process:

(a) Public engagement with tribes and vulnerable populations within the boundaries of overburdened communities; and

(b) Cost recovery or stipends for participants in the public process to reduce barriers to participation, as described in RCW 43.03.220.

(39) \$31,000 of the general fund—state appropriation for fiscal year 2024 and \$31,000 of the general fund—state appropriation for fiscal year 2025 are

provided solely for implementation of chapter 204, Laws of 2022 (truck drivers/restrooms).

(40) \$808,000 of the drinking water assistance administrative account—state appropriation is provided solely for the water system consolidation grant program.

(41) \$1,044,000 of the safe drinking water account—state appropriation is provided solely for the drinking water technical services program.

(42) \$288,000 of the secure drug take-back program account—state appropriation is provided solely for implementation of chapter 155, Laws of 2021 (drug take-back programs).

(43) \$7,146,000 of the drinking water assistance account—federal appropriation is provided solely for the office of drinking water to provide technical assistance, direct engineering support, and construction management to small water systems.

(44) \$381,000 of the general fund—state appropriation for fiscal year 2024 and \$607,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the early hearing detection, diagnosis, and intervention program.

(45) \$954,000 of the general fund—state appropriation for fiscal year 2024 and \$686,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for implementation of Second Substitute Senate Bill No. 5263 (psilocybin). ~~((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.))~~

(46) ~~(\$12,466,000)~~ \$12,509,000 of the health professions account—state appropriation ~~((is))~~ and \$13,187,000 of the general fund—private/local appropriation are provided solely for the regulation of health professions.

(47) \$599,000 of the health professions account—state appropriation is provided solely for ongoing maintenance of the HEALWA web portal to provide access to health information for health care providers.

(48) \$1,359,000 of the general fund—state appropriation for fiscal year 2024, \$680,000 of the general fund—state appropriation for fiscal year 2025, and \$680,000 of the general fund—private/local appropriation are provided solely for the department to perform investigations to address the backlog of hospital complaints.

(49) \$12,000 of the health professions account—state appropriation is provided solely for implementation of chapter 204, Laws of 2021 (international medical grads).

(50) \$634,000 of the general fund—state appropriation for fiscal year 2024 and \$350,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the department to onboard systems to, and maintain, the master person index as part of the health and human services coalition master person index initiative, and is subject to the conditions, limitations, and review requirements of section 701 of this act.

(51) \$2,062,000 of the general fund—state appropriation for fiscal year 2024 and \$1,454,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the department to complete upgrades to the medical cannabis authorization database to improve reporting functions and accessibility, and is subject to the conditions, limitations, and review requirements of section 701 of this act.

(52) \$1,865,000 of the medical test site licensure account—state appropriation is provided solely for the medical test site regulatory program for inspections and other regulatory activities.

(53) \$2,276,000 of the health professions account—state appropriation is provided solely for the (~~nursing care quality assurance commission~~) Washington board of nursing for nursing licensure and other regulatory activities.

(54) \$813,000 of the general fund—state appropriation for fiscal year 2024 and \$811,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the department to assist with access to safe drinking water for homes and businesses with individual wells or small water systems that are contaminated.

(55) \$146,000 of the model toxics control operating account—state appropriation is provided solely for implementation of chapter 264, Laws of 2022 (chemicals/consumer products).

(56) \$1,150,000 of the general fund—state appropriation for fiscal year 2024 and \$1,150,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the department to expand the birth equity project with the goal of reducing prenatal and perinatal health disparities.

(57) \$1,738,000 of the general fund—private/local appropriation is provided solely for implementation of chapter 115, Laws of 2020 (psychiatric patient safety).

(58) \$23,066,000 of the foundational public health services account—state appropriation is provided solely for the department to maintain the RAINIER (reporting array for incident, noninfectious and infectious event response) suite, RHINO (rapid health information network) program, WAIS (Washington immunization information system) system, and data exchange services.

(59) \$5,100,000 of the general fund—state appropriation for fiscal year 2024, \$7,355,000 of the general fund—state appropriation for fiscal year 2025, and (~~\$7,022,000~~) \$1,922,000 of the coronavirus state fiscal recovery fund—federal appropriation are provided solely for operation of the statewide medical logistics center. Within these amounts, the department must coordinate with the department of social and health services to develop processes that will minimize the disposal and destruction of personal protective equipment and for interagency distribution of personal protective equipment.

(60) \$315,000 of the general fund—state appropriation for fiscal year 2024 and \$315,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the department to operate the universal development screening system.

(61) \$2,000,000 of the health professions account—state appropriation and \$293,000 of the public health supplemental account—state appropriation are provided solely for the Washington medical commission for regulatory activities, administration, and addressing equity issues in processes and policies.

(62) (~~\$200,000~~) \$250,000 of the general fund—state appropriation for fiscal year 2024 is provided solely for the department, in collaboration with the Washington medical coordination center, to create an implementation plan for real-time bed capacity and tracking for hospitals. The department must provide the implementation plan and estimated costs for the bed capacity and tracing tool

to the office of the governor and the office of financial management by ((September 15, 2023)) September 1, 2024.

(63) \$48,000 of the model toxics control operating account—state appropriation is provided solely for the Puget Sound clean air agency to coordinate meetings with local health jurisdictions in King, Pierce, Snohomish, and Kitsap counties to better understand air quality issues, align messaging, and facilitate delivery of ready-to-go air quality and health interventions. The amount provided in this subsection may be used for agency staff time, meetings and events, outreach materials, and tangible air quality and health interventions.

(64) \$150,000 of the general fund—state appropriation for fiscal year 2024 and \$150,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the midwifery licensure and regulatory program to supplement revenue from fees. The department shall charge no more than \$525 annually for new or renewed licenses for the midwifery program.

(65) \$50,000 of the general fund—state appropriation for fiscal year 2024 is provided solely for the office of radiation protection to conduct a review of the state's readiness for licensing fusion energy projects. The legislature intends for Washington to support the deployment of fusion energy projects and larger research facilities by taking a leading role in the licensing of future fusion power plants. The department, in consultation with relevant state-level regulatory agencies, must review and provide recommendations and costs estimates for the necessary staffing and technical resources to fulfill the state's registration, inspection, and licensure obligations. The department must report its findings and any recommendations to the governor and appropriate legislative committees by December 1, 2023.

(66) \$500,000 of the general fund—state appropriation for fiscal year 2024 is provided solely for blood supply relief. The department must distribute this amount equally between the four largest nonprofit blood donation organizations operating in the state. The amounts distributed may be used only for activities to rebuild the state's blood supply, including increased staffing support for donation centers and mobile blood drives.

(67) \$2,500,000 of the general fund—state appropriation for fiscal year 2024 and (~~(\$2,500,000))~~ \$3,000,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for tobacco, vapor product, and nicotine control, cessation, treatment, and prevention, and other substance use prevention and education, with an emphasis on community-based strategies. These strategies must include programs that consider the disparate impacts of nicotine addiction on specific populations, including youth and racial or other disparities.

(68) \$500,000 of the general fund—state appropriation for fiscal year 2024 is provided solely for an existing program that works with community members and partners to bridge health equity gaps to establish a pilot health care program in Pierce county to serve the unique needs of the African American community, including addressing diabetes, high blood pressure, low birth weight, and health care for preventable medical, dental, and behavioral health diagnoses.

(69) \$150,000 of the general fund—state appropriation for fiscal year 2024 and \$150,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for a grant to Island county to contract for a study of cost-effective waste treatment solutions, as an alternative to septic and sewer, for unincorporated parts of Island county. The study must:

(a) Identify any regulatory barriers to the use of alternative technology-based solutions;

(b) Include an opportunity for review and consultation by the department; and

(c) Include any recommendations from the department in the final report.

(70) \$2,656,000 of the general fund—private/local appropriation is provided solely for the department to provide cystic fibrosis DNA testing and to engage with a courier service to transport specimens to the public health laboratory.

(71) \$75,000 of the general fund—state appropriation for fiscal year 2024 and \$75,000 of the general fund—state appropriation for fiscal year 2025 are provided solely in support of the department's activities pursuant to chapter 226, Laws of 2016 (commonly known as the caregiver advise, record, enable act). This funding must be used to:

(a) Create a communication campaign to notify hospitals across the state of available resources to support family caregivers;

(b) Curate or create a set of online training videos on common caregiving tasks including, but not limited to, medication management, injections, nebulizers, wound care, and transfers; and

(c) Provide information to patients and family caregivers upon admission.

(72) \$29,000 of the health professions account—state appropriation is provided solely for implementation of Substitute House Bill No. 1275 (athletic trainers). ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.))~~

(73) \$126,000 of the health professions account—state appropriation is provided solely for implementation of House Bill No. 1001 (audiology & speech compact). ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.))~~

(74) \$9,157,000 of the statewide 988 behavioral health crisis response line account—state appropriation is provided solely for implementation of Engrossed Second Substitute House Bill No. 1134 (988 system). ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.))~~

(75) \$1,016,000 of the general fund—state appropriation for fiscal year 2024, \$453,000 of the general fund—state appropriation for fiscal year 2025, \$30,000 of the general fund—private/local appropriation, and \$676,000 of the health professions account—state appropriation are provided solely for implementation of Second Substitute House Bill No. 1724 (behavioral health workforce). ~~((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.))~~

(76) \$72,000 of the natural climate solutions account—state appropriation is provided solely for implementation of Engrossed Second Substitute House Bill No. 1170 (climate response strategy). ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.))~~

(77) \$418,000 of the model toxics control operating account—state appropriation is provided solely for implementation of Substitute House Bill No. 1047 (cosmetic product chemicals). ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.))~~

(78) \$46,000 of the health professions account—state appropriation is provided solely for implementation of Engrossed Substitute House Bill No. 1466

(dental auxiliaries). ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.))~~

(79) \$12,000 of the health professions account—state appropriation is provided solely for implementation of House Bill No. 1287 (dental hygienists). ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.))~~

(80) \$136,000 of the general fund—state appropriation for fiscal year 2025 and \$193,000 of the health professions account—state appropriation are provided solely for implementation of Engrossed Substitute House Bill No. 1678 (dental therapists). ~~((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.))~~

(81) \$158,000 of the health professions account—state appropriation is provided solely for implementation of Engrossed Substitute House Bill No. 1576 (dentist compact). ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.))~~

(82) \$4,000 of the general fund—state appropriation for fiscal year 2025 and \$700,000 of the health professions account—state appropriation are provided solely for implementation of Engrossed Substitute House Bill No. 1503 (health care licenses/info.). ~~((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.))~~

(83) \$29,000 of the general fund—state appropriation for fiscal year 2024 and \$124,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for implementation of Substitute House Bill No. 1255 (health care prof. SUD prg.). ~~((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.))~~

(84) \$48,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for implementation of Engrossed Second Substitute House Bill No. 1694 (home care workforce shortage). ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.))~~

(85) \$282,000 of the health professions account—state appropriation is provided solely for implementation of Second Substitute House Bill No. 1039 (intramuscular needling). ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.))~~

(86) \$1,892,000 of the general fund—state appropriation for fiscal year 2024 and \$2,895,000 of the general fund—private/local appropriation are provided solely for implementation of Engrossed Second Substitute Senate Bill No. 5236 (hospital staffing standards). ~~((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.))~~

(87) \$407,000 of the climate commitment account—state appropriation is provided solely for implementation of Engrossed Second Substitute House Bill No. 1181 (climate change/planning). ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.))~~

(88) \$65,000 of the health professions account—state appropriation is provided solely for implementation of Engrossed Substitute House Bill No. 1073 (medical assistants). ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.))~~

(89) \$447,000 of the general fund—state appropriation for fiscal year 2024 and \$448,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for implementation of Second Substitute House Bill No. 1452

(medical reserve corps). ~~((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.))~~

(90) \$195,000 of the health professions account—state appropriation is provided solely for implementation of Substitute House Bill No. 1069 (mental health counselor comp). ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.))~~

(91) \$158,000 of the health professions account—state appropriation is provided solely for implementation of Second Substitute House Bill No. 1009 (military spouse employment). ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.))~~

(92) ~~(\$400,000)~~ \$165,000 of the general fund—state appropriation for fiscal year 2024 and ~~(\$165,000)~~ \$400,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for implementation of Substitute House Bill No. 1457 (motor carriers/restrooms). ~~((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.))~~

(93) \$126,000 of the general fund—state appropriation for fiscal year 2024, ~~(\$102,000)~~ \$202,000 of the general fund—state appropriation for fiscal year 2025, and \$81,000 of the health professions account—state appropriation are provided solely for implementation of Substitute House Bill No. 1247 (music therapists). ~~((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.))~~

(94) \$39,000 of the general fund—state appropriation for fiscal year 2024 and \$119,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for implementation of Substitute House Bill No. 1271 (organ transport vehicles). ~~((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.))~~

(95) ~~(\$862,000)~~ \$627,000 of the general fund—state appropriation for fiscal year 2024 and ~~(\$526,000)~~ \$761,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for implementation of Second Substitute House Bill No. 1470 (private detention facilities). ~~((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.))~~

(96) \$97,000 of the general fund—state appropriation for fiscal year 2024 and \$27,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for implementation of House Bill No. 1230 (school websites/drug info.). ~~((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.))~~

(97) \$77,000 of the general fund—state appropriation for fiscal year 2024 and \$76,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for implementation of Second Substitute House Bill No. 1578 (wildland fire safety). ~~((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.))~~

(98) \$2,773,000 of the general fund—state appropriation for fiscal year 2024 and ~~(\$2,773,000)~~ \$3,273,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for grant funding and administrative costs for the school-based health center program established in chapter 68, Laws of 2021 (school-based health centers).

(99) \$250,000 of the general fund—state appropriation for fiscal year 2024 and \$250,000 of the general fund—state appropriation for fiscal year 2025 are

provided solely for the department to contract with a community-based nonprofit organization located in the Yakima Valley to continue a Spanish-language public radio media campaign aimed at providing education on the COVID-19 pandemic through an outreach program. The goal of the radio media campaign is to reach residents considered "essential workers," including but not limited to farmworkers, and provide information on health and safety guidelines, promote vaccination events, and increase vaccine confidence. The nonprofit organization must coordinate with medical professionals and other stakeholders on the content of the radio media campaign. The department, in coordination with the nonprofit, must provide a preliminary report to the legislature no later than December 31, 2024. A final report to the legislature must be submitted no later than June 30, 2025. Both reports must include: (a) A description of the outreach program and its implementation; (b) the number of individuals reached through the outreach program; and (c) any relevant demographic data regarding those individuals.

(100) \$75,000 of the general fund—state appropriation for fiscal year 2024 and \$25,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the department to contract with an equity consultant to evaluate the effect of changes made by, and vulnerabilities in, Engrossed Substitute Senate Bill No. 5179 (death with dignity act). The consultant shall partner with interested parties, vulnerable populations, and communities of color to solicit feedback on barriers to accessing the provisions of the act, any unintended consequences, and any challenges and vulnerabilities in the provision of services under the act, recommendations on ways to improve data collection, and recommendations on additional measures to be reported to the department. The department must report the findings and recommendations to the legislature by June 30, 2025.

(101) \$350,000 of the general fund—state appropriation for fiscal year 2024 is provided solely for a rural nursing workforce initiative to create a hub for students to remain in rural environments while working toward nursing credentials, including for program personnel, support, and a rural nursing needs assessment. Funding is provided to develop a program based on the rural nursing needs assessment.

(102)(a) \$1,393,000 of the climate commitment account—state appropriation is provided solely for grants to King county to address the disproportionate rates of asthma among children who reside within 10 miles of the Seattle-Tacoma international airport.

(b) Of the amount provided in this subsection, \$971,000 is provided to increase access to community health worker asthma interventions.

(c) Of the amount provided in this subsection, \$412,000 is for an independent investigation of the added benefit of indoor air quality interventions, including high efficiency particulate air filters, on disparities in indoor air pollution.

(d) Of the amount provided in this subsection, \$10,000 is for a regional data analysis and surveillance of asthma diagnoses and hospitalizations in King county.

(e) The county may contract with the University of Washington for the work described in (c) and (d) of this subsection.

(103) \$750,000 of the general fund—state appropriation for fiscal year 2024 and \$750,000 of the general fund—state appropriation for fiscal year 2025 are provided solely to continue the collaboration between the local public health jurisdiction, related accountable communities of health, and health care providers to reduce potentially preventable hospitalizations in Pierce county. This collaboration will build from the first three years of the project, planning to align care coordination efforts across health care systems and support the related accountable communities of health initiatives, including innovative, collaborative models of care. Strategies to reduce costly hospitalizations include the following: (a) Working with partners to prevent chronic disease; (b) improving heart failure rates; (c) incorporating community health workers as part of the health care team and improving care coordination; (d) supporting the COVID-19 response with improved access to immunizations; and (e) the use of community health workers to provide necessary resources to prevent hospitalization of people who are in isolation and quarantine. By December 15, 2024, the members of the collaboration shall report to the legislature regarding the effectiveness of each of the strategies identified in this subsection. In addition, the report shall describe the most significant challenges and make further recommendations for reducing costly hospitalizations.

(104) \$70,000 of the general fund—state appropriation for fiscal year 2024 and \$30,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the department to contract with a community-based organization to host a deliberative democratic processes workshop for the HEAL act interagency work group established under RCW 70A.02.110, then develop, in consultation with environmental justice council or its staff, best practices for how agencies can incorporate deliberative democratic processes into community engagement practices.

(105) \$1,305,000 of the climate commitment account—state appropriation is provided solely for the climate health adaptation initiative.

(106) \$65,000 of the general fund—state appropriation for fiscal year 2024 is provided solely for implementation of Engrossed Substitute Senate Bill No. 5179 (death with dignity act). ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.))~~

(107) \$604,000 of the general fund—state appropriation for fiscal year 2024 and \$552,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for implementation of Engrossed Second Substitute Senate Bill No. 5582 (nurse supply). ~~((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.))~~

(108) \$95,000 of the health professions account—state appropriation is provided solely for implementation of Substitute Senate Bill No. 5389 (optometry). ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.))~~

(109) \$1,205,000 of the health professions account—state appropriation is provided solely for implementation of Substitute Senate Bill No. 5499 (multistate nurse licensure). ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.))~~

(110) \$30,000 of the general fund state—appropriation for fiscal year 2024, \$25,000 of the general fund—state appropriation for fiscal year 2025, and \$52,000 of the health professions account—state appropriation are provided

solely for implementation of Substitute Senate Bill No. 5547 (nursing pool transparency). ~~((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.))~~

(111) \$32,000 of the general fund—private/local appropriation is provided solely for implementation of Substitute Senate Bill No. 5569 (kidney disease centers). ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.))~~

(112) \$446,000 of the general fund—state appropriation for fiscal year 2024 and \$441,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for implementation of Substitute Senate Bill No. 5453 (female genital mutilation). ~~((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.))~~

(113) \$466,000 of the general fund—state appropriation for fiscal year 2024 and \$487,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for implementation of Engrossed Second Substitute Senate Bill No. 5278 (home care aide certification). ~~((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.))~~

(114) \$131,000 of the general fund—state appropriation for fiscal year 2024 and \$91,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for implementation of Substitute Senate Bill No. 5523 (forensic pathologist). ~~((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.))~~

(115) \$36,000 of the general fund—private/local appropriation is provided solely for implementation of Engrossed Substitute Senate Bill No. 5515 (child abuse and neglect). ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.))~~

(116) \$339,000 of the general fund—state appropriation for fiscal year 2024 and \$485,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for implementation of Second Substitute Senate Bill No. 5555 (certified peer specialists). ~~((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.))~~

(117) \$198,000 of the general fund—private/local appropriation is provided solely for implementation of Second Substitute Senate Bill No. 5120 (crisis relief centers). ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.))~~

(118) \$125,000 of the general fund—state appropriation for fiscal year 2024, \$207,000 of the general fund—state appropriation for fiscal year 2025, and \$133,000 of the health professions account—state appropriation are provided solely for implementation of Substitute Senate Bill No. 5189 (behavioral health support). ~~((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.))~~

(119) \$150,000 of the general fund—state appropriation for fiscal year 2024 and \$150,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the department of health to provide grants to federally qualified health centers (FQHCs) for the purchase of long-acting reversible contraceptives (LARCs). For LARCs purchased with the funding provided in this subsection, FQHCs shall provide patients with LARCs the same day they are seeking that family planning option.

(a) The department shall develop criteria for how the grant dollars will be distributed, including that FQHCs are required to participate in contraceptive training related to patient-centered care, shared decision making, and reproductive bias and coercion.

(b) The department shall survey the FQHCs participating in the grant program regarding the use of LARCs by their patients, as compared to the two years prior to participation in the grant program, and report the results of the survey to the appropriate committees of the legislature by December 1, 2025.

(120) \$63,000 of the general fund—state appropriation for fiscal year 2024 is provided solely for the department to utilize materials from the "count the kicks" program in designing, preparing, and making available online written materials to inform health care providers and staff of evidence-based research and practices that reduce the incident of stillbirth, by December 31, 2023.

(121) \$351,000 of the general fund—state appropriation for fiscal year 2024 and \$624,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the Snohomish county health department to convene a leadership planning group that will:

(a) Conduct a landscape analysis of current sexually transmitted infection, postexposure prophylaxis, preexposure prophylaxis, and hepatitis B virus services and identify treatment improvements for HIV preexposure prophylaxis;

(b) Establish sexually transmitted infection clinical services at the Snohomish county health department and identify opportunities to expand sexual health services provided outside of clinical settings;

(c) Conduct research on opportunities to expand jail-based sexual health services;

(d) Establish an epidemiology and technical team;

(e) Expand field-based treatment for syphilis; and

(f) Establish an in-house comprehensive, culturally responsive sexual health clinic at the Snohomish county health department.

(122) \$49,000 of the general fund—state appropriation for fiscal year 2024 and \$53,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for implementation of Engrossed Second Substitute House Bill No. 1216 (clean energy siting). ~~((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.))~~

(123) \$5,496,000 of the climate commitment account—state appropriation is provided solely for the department to provide grants to school districts making updates to existing heating, venting, and air conditioning systems using small district modernization grants.

(124) \$38,600,000 of the climate commitment account—state appropriation is provided solely for the department to develop a grant program to fund projects that benefit overburdened communities as defined in RCW 70A.02.010(11). Of the amount provided in this subsection:

(a) \$6,000,000 of the climate commitment account—state appropriation is provided solely ~~((for fiscal year 2024))~~ for the department and the environmental justice council created in RCW 70A.02.110 to engage in a participatory budgeting process with at least five geographically diverse overburdened communities, as identified by the department, to develop a process to select and fund projects that mitigate the disproportional impacts of climate change on overburdened communities. The process must allow for full community

engagement and develop criteria for eligible entities and projects and establish priorities to achieve the greatest gain for decarbonization and resiliency. A report of the outcomes of the participatory budgeting process detailing its recommendations for funding as well as future improvements to the participatory budgeting process must be provided to the appropriate committees of the legislature by December 31, 2023.

(b) \$32,600,000 of the climate commitment account—state appropriation is provided solely (~~for fiscal year 2025~~) for the department to provide grants that benefit overburdened communities. The department must submit to the governor and the legislature a ranked list of projects consistent with the recommendations developed in (a) of this subsection. The department shall not sign contracts or otherwise financially obligate funds under this section until the legislature has approved a specific list of projects.

(125) \$5,430,000 of the general fund—state appropriation for fiscal year 2024 and \$5,326,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the department to maintain the current level of credentialing staff until the completion of the study on fees by Results WA.

(126) \$280,000 of the general fund—state appropriation for fiscal year 2024 and \$280,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the department to contract with the central nursing resource center established in RCW 18.79.202 to facilitate communication between nursing education programs and health care facilities that offer clinical placements for the purpose of increasing clinical education and practice experiences for nursing students. The department shall contract with the central nursing resource center to:

(a) Gather data to assess current clinical placement practices, opportunities, and needs;

(b) Identify all approved nursing education programs and health care facilities that offer clinical placement opportunities in the state;

(c) Convene and facilitate quarterly stakeholder meetings between representatives from approved nursing education programs and health care facilities that offer clinical placement opportunities, and other relevant stakeholders, in order to:

(i) Connect representatives by region;

(ii) Facilitate discussions between representatives, by region, to determine:

(A) Clinical placement barriers;

(B) The number and types of clinical placement opportunities needed; and

(C) The number and types of clinical placement opportunities available; and

(iii) Develop strategies to resolve clinical placement barriers;

(d) Provide a digital message board and communication platform representatives can use to maintain ongoing communication and clinical placement needs and opportunities;

(e) Identify other policy options and recommendations to help increase the number of clinical placement opportunities, if possible; and

(f) Submit a report of findings, progress, and recommendations to the governor and appropriate committees of the legislature by December 1, 2025.

(127) \$375,000 of the general fund—state appropriation for fiscal year 2024 and \$375,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the department of health to contract with an organization

located in Thurston county that dedicates itself to the promotion of education, holistic health, and trauma healing in the African American community to provide behavioral health education, mental wellness training, evidence based health programs, events, and conferences to individuals, youth/adults, parents/parent partners, and families, that have suffered from generational and systemic racism. In conducting this work, the organization will engage diverse individuals in racial healing and reparative justice in the field of mental wellness. The organization will also prioritize mental health equity and reparative justice in their work to eradicate health disparities that African American communities have faced due to generational racism.

(128) \$250,000 of the general fund—state appropriation for fiscal year 2024 is provided solely for implementation of Second Substitute House Bill No. 1745 (diversity in clinical trials). ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.))~~

(129) \$500,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for three full-time emergency medical technicians and other resources necessary for the Franklin county public health district to provide health services as part of medical transport operations services, including services to the Coyote Ridge corrections center.

(130) \$9,982,000 of the statewide 988 behavioral health crisis response line account—state appropriation is provided solely for the 988 technology platform implementation project as described in RCW 71.24.890(5)(a). This amount is subject to the conditions, limitations, and review requirements provided in section 701 of this act and any requirements as established in Senate Bill No. 6308 (extending timelines for implementation of the 988 system). The department must actively collaborate with consolidated technology services and the health care authority so that the statewide 988 technology solutions will be coordinated and interoperable.

(131) \$375,000 of the general fund—state appropriation for fiscal year 2024 and \$375,000 of the general fund—state appropriation for fiscal year 2025 are provided solely as pass-through funding to an organization that specializes in culturally relevant sports programs for indigenous children and adolescents, with the goal of keeping at-risk youth out of the juvenile justice system.

(132)(a) \$450,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for the department to contract with an independent third-party consultant to review the department's commercial shellfish regulatory program, including licensing, testing, and certification practices and requirements. The consultant must assess how the department sets commercial shellfish fees under RCW 43.70.250.

(i) The consultant must seek input from the department, the commercial shellfish industry, and tribes and must consider:

(A) Data sources and methods used by the department in setting or proposing increases to commercial shellfish fees;

(B) All costs associated with administering the department's regulatory authority over the testing of shellfish, the certification of operations and the issuance of licenses, and issuing export certificates for the commercial shellfish industry;

(C) Activities conducted by the department related to regulating the shellfish industry's regulatory activities that should be exempt from inclusion in the fee; and

(D) Relevant fees, methods, and considerations from other states that regulate the commercial shellfish industry under the Model Ordinance of the Interstate Shellfish Sanitation Conference for comparable services the department is providing the shellfish industry.

(ii) The consultant must also evaluate the viability of the industry to support full cost recovery as required under RCW 43.70.250 and recommend strategies to address any shortfalls. The consultant shall submit a report to the governor and legislature by June 30, 2025.

(b) Using the amounts provided in this subsection, the department shall also contract with a LEAN management consultant to review the shellfish licensing and certification program to identify program improvements and consider methods to offer data transparency to the industry and measures to potentially reduce program administration costs. The LEAN assessment must be completed and provided to the department by June 30, 2025.

(c) The department shall not increase commercial shellfish fees under RCW 43.70.250 during fiscal year 2025.

(133)(a) \$15,953,000 of the general fund—state appropriation for fiscal year 2025 is provided solely to maintain public health information technology infrastructure in a cloud-based environment.

(b) The department shall develop an initial plan to identify efficiencies in the cloud-based environment and submit it to the office of financial management and the office of the chief information officer by October 1, 2024. The plan should include, at a minimum, strategies to identify efficiencies within the cloud-based environment; new funding strategies for cloud technology for the 2025-2027 fiscal biennium budget; an update on the department's cloud road map that identifies key systems that will be modernized, consolidated, and migrated or implemented in the cloud; an overview of existing public health technology data systems in the cloud and data systems that are scheduled to transition to the cloud with an estimated implementation schedule, including a summary of data retention policies; and strategies to minimize cost increases where possible through efficient implementation strategies.

(134) \$1,000,000 of the model toxics control operating account—state appropriation is provided solely to implement actions provided in the nitrate water hazard mitigation plan to support safe drinking water in the lower Yakima valley. Implementation of this plan includes, but is not limited to, education and outreach, well testing, and provision of alternate water supplies. The department may contract with local governments, local health jurisdictions, and nonprofit organizations to administer the plan.

(135) \$120,000 of the climate commitment account—state appropriation is provided solely for implementation of Substitute House Bill No. 1924 (fusion technology policies). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse. Funds provided in this subsection may not be expended or obligated prior to January 1, 2025. If Initiative Measure No. 2117 is approved in the general election, the amount provided in this subsection shall lapse upon the effective date of the measure.

(136) \$154,000 of the general fund—state appropriation for fiscal year 2025 and \$150,000 of the climate commitment account—state appropriation are provided solely to support health equity zones, as defined in RCW 43.70.595, in identification and implementation of targeted interventions to have a significant impact on health outcomes and health disparities. Use of the climate commitment account—state appropriation must be for permitted uses defined in RCW 70A.65.260. If Initiative Measure No. 2117 is approved in the 2024 general election, upon the effective date of the measure, funds from the consolidated climate account may not be used for the purposes of this subsection.

(137) \$135,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for the department to support the community hospital utilization and financial data reporting program. The department shall provide sufficient staff resources to ensure data quality, accurate reporting, timely collection of data elements, and analysis of community hospital utilization and financial data. This amount must supplement and not supplant existing funding provided for this program.

(138) \$500,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for the department to conduct an analysis of the certificate of need program established under chapter 70.38 RCW and report its findings and recommendations for statutory updates to the governor and appropriate legislative committees by June 30, 2025. The department must, at a minimum, consider other state approaches to certificate of need, impacts on access to care, cost control of health services, and equity, and approaches to identifying health care service needs at the statewide and community levels.

(139) \$40,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for the department to promote evidence-based breastfeeding guidelines for individuals with a substance use disorder or who receive medication-assisted treatment for a substance use disorder, and to adapt the guidelines for tribal communities.

(140) \$700,000 of the general fund—state appropriation for fiscal year 2025 is provided solely as pass-through funding to a nonprofit organization located in the city of Seattle that specializes in resources and support for those impacted by cancer, including support groups, camps for kids impacted by cancer, and risk reduction education for teens.

(141) \$196,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for community compensation stipends for low-income individuals who participate in priority engagements across the department.

(142)(a) \$300,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for the department to provide grants to support community-based health assessments for overburdened or highly impacted communities, and to develop a process for a grant program for federally recognized tribes.

(b) Of the amount provided in (a) of this subsection for fiscal year 2025:

(i) \$200,000 is provided solely for the department to leverage its existing health equity zone initiative to provide grants to overburdened or highly impacted communities to conduct community-based health assessments; and

(ii) \$100,000 is provided solely for the department to develop a process, in consultation with tribal governments, for a grant program for federally recognized tribes to conduct community-based health assessments.

(143) \$3,172,000 of the health professions account—state appropriation is provided solely for implementing improvements to licensure processes. Improvements may include, but are not limited to, updating internal policies and procedures, creating web-based tutorials for applicants, updating existing web content for applicants, and researching the feasibility of live chat technology for applicants.

(144) \$250,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for the department to pass-through to a nonprofit Washington-based organization with expertise in end-of-life care and in chapter 70.245 RCW (death with dignity act), to provide training, outreach, and education to medical professionals, hospice teams, and other Washingtonians, to support the provision of care under chapter 70.245 RCW.

(145) \$168,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for the department to coordinate work related to dementia, including but not limited to:

(a) Coordinating dementia-related activities with the department of social and health services, the health care authority, and other state agencies as needed;

(b) Implementing recommendations from the dementia action collaborative in the updated state Alzheimer's plan within the department; and

(c) Other dementia-related activities as determined by the secretary.

(146) \$400,000 of the opioid abatement settlement account—state appropriation is provided solely for the department to provide increased support for emergency medical services and fire departments in their opioid overdose prevention efforts, including naloxone leave-behind programs, overdose response communications, and staffing costs for community-based paramedics serving as navigators for education, resource, and follow-up supports.

(147) \$56,000 of the general fund—state appropriation for fiscal year 2024 and \$1,107,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for additional staffing and contracted services for the health disparities council.

(148) \$400,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for a grant to a community organization located in King county that specializes in building a health care workforce equipped to meet the needs of Black, people of color, indigenous, LGBTQIA+ and other marginalized communities and addressing identified gaps through recruitment and training initiatives and research. This funding will support the development and execution of recruitment strategies, human resources systems, and administrative systems that address health care workforce gaps of primary care and mental health providers.

(149) \$83,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for the development of an in-home services road map to help individuals assess their in-home services needs and locate providers to serve those needs in their communities. The department must work in consultation with appropriate stakeholders, including but not limited to the department of social and health services. The department must complete the document and make hard copies available for distribution no later than June 30, 2025.

(150)(a) \$300,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for the department to collaborate with the department of commerce to assess the need for and feasibility of a statewide low-income assistance program for water utility customers. The study must include, but is not limited to:

(i) A summary of existing local, state, and federal low-income assistance;

(ii) A review of low-income populations' water utility service cost burden;  
and

(iii) Recommendations for the design of a statewide drinking water and wastewater utility assistance program, which must include:

(A) Ongoing data collection on water-related assistance need of households;

(B) Intake coordination and data sharing across statewide programs serving low-income households;

(C) Program eligibility;

(D) Multilingual services;

(E) Outreach and community engagement;

(F) Program administration;

(G) Funding; and

(H) Reporting.

(b) Before commencing the study, the department of health and the department of commerce must convene a stakeholder group to advise the agencies throughout the study. The stakeholder group must include representatives from the governor's office, low-income advocates, wastewater system operators, drinking water system operators, and other interested parties.

(c) By June 30, 2025, the department must submit the study to the appropriate committees of the legislature.

(151) \$2,000,000 of the opioid abatement settlement account—state appropriation is provided solely for the department to administer grants to local health jurisdictions for opioid and fentanyl awareness, prevention, and education campaigns.

(152)(a) \$750,000 of the opioid abatement settlement account—state appropriation is provided solely for the department to contract with the Tacoma-Pierce county health department to develop a comprehensive model toolkit that includes prevention, education, awareness, and policy strategies to address local opioid and fentanyl crisis response needs.

(b) The elements of the toolkit must:

(i) Be based upon evidence-based research;

(ii) Include community or participatory approaches and policy, systems, and environment strategies; and

(iii) Be in alignment with the state opioid response plan.

(153) \$400,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for the department to support local health jurisdictions, community-based organizations, and tribes in opioid-related harm reduction, care linkage, and prevention work.

(154)(a) \$745,000 of the opioid abatement settlement account—state appropriation is provided solely for the purchase of naloxone and fentanyl test strips, for distribution to high schools and public institutions of higher education.

(b) Of the amount provided in this subsection, \$345,000 of the opioid abatement settlement account—state appropriation is provided solely for the

department for the purchase and distribution of naloxone administered by nasal inhalation for barrier-free and cost-free distribution to high school students. The department shall utilize and expand, as necessary, its existing bulk purchasing and distribution arrangements with educational service districts, which shall distribute further to high schools.

(i) The department shall enter into agreements with educational service districts and school districts to prioritize distribution to high school juniors and seniors.

(ii) The naloxone must be made available to students via health offices or vending or other machines, to promote confidence that a student may bring naloxone home, to provide anonymity for access, and to prevent any tracking of which students obtain naloxone.

(iii) Information on how naloxone is administered and how to recognize an opioid overdose must be made available to all students.

(iv) The department may prioritize distribution to districts and schools with a higher prevalence of opioid use and overdoses, based on data, including the healthy youth survey.

(c) Of the amount provided in this subsection, \$400,000 of the opioid abatement settlement account—state appropriation is provided solely for the department for the purchase of naloxone administered by nasal inhalation and fentanyl test strips for barrier-free and cost-free distribution to students at public institutions of higher education, with the goal of distributing naloxone kits to five percent of enrolled students.

(155) \$133,000 of the opioid abatement settlement account—state appropriation is provided solely for the department to maintain a supply of naloxone in public libraries for emergency response. This funding may be used:

(a) To supply naloxone directly to libraries; or

(b) As pass-through grants to libraries, for:

(i) The development of partnerships with local public health agencies or other governmental entities;

(ii) Purchases, delivery, and replacements of naloxone supply;

(iii) Training employees; or

(iv) Other activities and items that would ensure the availability of naloxone in the library.

(156) \$154,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for staffing to support a new office of tribal policy at the department.

(157) \$4,000,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for the department for enhanced opioid and fentanyl data dashboards and data systems, to provide a centralized place for local data gathering efforts to be collected, analyzed, and used in larger collaborative efforts. The data dashboards and systems must support use by state, local, public, and private partners in making strategic decisions on program implementation, emergency response, and regional coordination. Examples of data that may be better collected and used include public naloxone access, naloxone use data, mapping for overdoses, and related public health trends. The data dashboards and systems may include a data collection, evaluation, and usage plan for the state opioid and overdose response plan.

(158) \$1,500,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for the department to stabilize and expand community-based harm reduction programs that provide evidence-based interventions, care navigation, and services, such as prevention of bloodborne infections, increasing naloxone access, and connecting people to resources and services.

(159)(a) \$750,000 of the general fund—state appropriation for fiscal year 2025 is provided solely to review and update the rules for school environmental health and safety. The state board of health and the department shall conduct the review in collaboration with a multi-disciplinary technical advisory committee. The proposed new rules shall establish the minimum statewide health and safety standards for schools. The state board of health shall consider the size of school districts, regional cost differences, the age of the schools, the feasibility of implementing the proposed rules by section or subject area, and any other variables that may affect the implementation of the rules. In developing proposed rules, the state board of health shall:

(i) Convene and consult with an advisory committee consisting of, at minimum, representatives from:

(A) The office of the superintendent of public instruction;

(B) Small and large school districts;

(C) The Washington association of school administrators;

(D) The Washington state school directors' association;

(E) The Washington association of maintenance and operations administrators; and

(F) The Washington association of school business officials;

(ii) After the development of the draft rules, the state board of health shall meet at least one time with the advisory committee and provide the opportunity for the advisory committee to comment on the draft rules;

(iii) Collaborate with the office of the superintendent of public instruction and develop a fiscal analysis regarding proposed rules that considers the size of school districts, regional cost differences, the age of the schools, range of costs for implementing the proposed rules by section or subject area, and any other variables that may affect costs as identified by the advisory committee; and

(iv) Assist the department in completing environmental justice assessments on any proposed rules.

(b) The office of the superintendent of public instruction, the department, the state board of health, the advisory committee, and local health jurisdictions shall work collaboratively to develop and provide a report to the office of the governor and appropriate committees of the legislature by June 30, 2025, detailing prioritized sections or subject areas of the proposed rules that will provide the greatest health and safety benefits for students, the order in which they should be implemented, and any additional recommendations for implementation.

(160) \$100,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for the department as pass-through funding for an organization in Pierce county with expertise in dispute resolution to convene a work group on oral health equity. The work group:

(a) Must include representatives from community-based organizations, dental providers, medical providers, federally qualified health centers, tribal dental clinics, oral health foundations, and public health and water systems;

(b) Shall review the findings from the department's oral health equity assessment, identify the communities in Washington experiencing the greatest oral health disparities, identify communities that should be prioritized for outreach and community water fluoridation efforts, and develop recommendations for how to partner with communities to address oral health disparities and provide education about community water fluoridation and other oral health measures;

(c) May convene its meetings virtually or by telephone; and

(d) Shall report its findings and recommendations to the legislature by June 30, 2025.

(161) \$426,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for two new area health education centers to recruit, train, and retain health care professionals in rural and underserved areas.

(162) \$428,000 of the model toxics control operating account—state appropriation is provided solely for continued implementation of chapter 156, Laws of 2021 (ESHB 1184) (risk-based water standards), to create standards for developers seeking to reuse wastewater in buildings.

(163) \$29,000 of the health professions account—state appropriation is provided solely for implementation of House Bill No. 2416 (ARNP legal title). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

(164) \$719,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for the department to establish a statewide registry that stores and digitally reproduces portable orders for life sustaining treatment (POLST) forms. In establishing the registry, to the extent practicable, the department shall leverage and build upon any previous work at the department to establish a similar registry.

(165) \$194,000 of the general fund—state appropriation for fiscal year 2025 and \$94,000 of the health professions account—state appropriation are provided solely for implementation of Engrossed Second Substitute House Bill No. 2247 (behavioral health providers). If the bill is not enacted by June 30, 2024, the amounts provided in this subsection shall lapse.

(166) \$49,000 of the health professions account—state appropriation is provided solely for implementation of Senate Bill No. 5184 (anesthesiologist assistants). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

(167) \$134,000 of the general fund—private/local appropriation is provided solely for implementation of Engrossed Second Substitute Senate Bill No. 5853 (behav crisis services/minors). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

(168) \$200,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for implementation of Second Substitute House Bill No. 2320 (high THC cannabis products). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

(169) \$161,000 of the general fund—private/local appropriation is provided solely for implementation of Substitute House Bill No. 2295 (hospital at-home service). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

(170) \$53,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for implementation of Substitute House Bill No. 2075 (Indian health care providers). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

(171) \$114,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for implementation of Substitute Senate Bill No. 5829 (congenital cytomegalovirus). The amount provided is for the department to develop, translate, and distribute educational materials regarding congenital cytomegalovirus. If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

(172) \$95,000 of the health professions account—state appropriation is provided solely for implementation of Substitute House Bill No. 2355 (MRI technologists). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

(173) \$5,000 of the health professions account—state appropriation is provided solely for implementation of House Bill No. 1917 (physician assistant compact). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

(174) \$68,000 of the health professions account—state appropriation is provided solely for implementation of Engrossed Substitute House Bill No. 2041 (physician assistant practice). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

(175) \$22,000 of the health professions account—state appropriation is provided solely for implementation of House Bill No. 1972 (physician health prg. fees). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

(176) \$29,000 of the general fund—private/local appropriation is provided solely for implementation of Substitute Senate Bill No. 5920 (psychiatric/cert. of need). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

(177) \$100,000 of the opioid abatement settlement account—state appropriation is provided solely for implementation of Substitute House Bill No. 2396 (synthetic opioids). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

(178) \$59,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for implementation of Engrossed Substitute Senate Bill No. 5271 (DOH facilities/enforcement). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

(179) \$2,219,000 of the statewide 988 behavioral health crisis response line account—state appropriation is provided solely for implementation of Engrossed Second Substitute Senate Bill No. 6251 (behavioral crisis coord.). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

(180) \$162,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for implementation of Engrossed Substitute Senate Bill No. 6286 (nurse anesthetist workforce). The amount provided is for the department to provide grants to certified registered nurse anesthetists that precept nurse anesthesia residents. If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

(181) \$49,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for implementation of Substitute Senate Bill No. 5986 (out-of-network health costs). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

(182) \$175,000 of the health professions account—state appropriation is provided solely for implementation of Second Substitute Senate Bill No. 6228 (substance use treatment). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

(183) \$29,000 of the health professions account—state appropriation is provided solely for implementation of Engrossed Substitute Senate Bill No. 5983 (syphilis treatment). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

(184) \$2,623,000 of the opioid abatement settlement account—state appropriation is provided solely for implementation of Engrossed Senate Bill No. 5906 (drug overdose prevention) or Engrossed Second Substitute House Bill No. 1956 (substance use prevention ed). The amount provided is for implementation of a drug overdose prevention campaign for youth and adults. If neither bill is enacted by June 30, 2024, the amount provided in this subsection shall lapse.

(185) \$384,000 of the opioid abatement settlement account—state appropriation is provided solely for implementation of Engrossed Second Substitute Senate Bill No. 6109 (children and families). Of the amount provided in this subsection, \$359,000 of the opioid abatement settlement account—state appropriation is for two full-time equivalent staff to provide health education to the Latinx community. If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

(186) \$972,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for implementation of Engrossed Second Substitute Senate Bill No. 5937 (crime victims/witnesses). The amount provided is for creation of the statewide forensic nurse coordination program. If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

(187) \$10,000 of the general fund—private/local appropriation is provided solely for implementation of Engrossed Substitute Senate Bill No. 6127 (HIV prophylaxis). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

(188) \$29,000 of the health professions account—state appropriation is provided solely for implementation of Substitute Senate Bill No. 5940 (medical assistant-EMT cert.). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

(189) \$215,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for implementation of Senate Bill No. 6234 (newborn screening for BCKDK). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

*\*Sec. 222 was partially vetoed. See message at end of chapter.*

**\*Sec. 223. 2023 c 475 s 223 (uncodified) is amended to read as follows:  
FOR THE DEPARTMENT OF CORRECTIONS**

The health care authority, the health benefit exchange, the department of social and health services, the department of health, the department of corrections, 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 multiorganization 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. 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 and any project identified as a coalition project is subject to the conditions, limitations, and review provided in section 701 of this act.

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, 2024, 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 2024 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 legislature 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 2024) . . . . .	<del>(\$96,389,000)</del>
	\$100,954,000
General Fund—State Appropriation (FY 2025) . . . . .	<del>(\$95,589,000)</del>
	\$101,900,000
General Fund—Federal Appropriation . . . . .	\$400,000
General Fund—Private/Local Appropriation . . . . .	\$168,000
TOTAL APPROPRIATION . . . . .	<del>(\$192,378,000)</del>
	\$203,422,000

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

(a) ~~(\$819,000)~~ \$1,959,000 of the general fund—state appropriation for fiscal year 2024 and ~~(\$58,000)~~ \$169,000 of the general fund—state appropriation for fiscal year 2025 are provided solely to acquire and implement a sentencing calculation module for the offender management network information system and is subject to the conditions, limitations, and review requirements of section 701 of this act. This project must use one discrete organizational index across all department of corrections programs. Implementation of this sentencing calculation module must result in a reduction of tolling staff within six months of the project implementation date and the department must report this result. In addition, the report must include the budgeted and actual tolling staffing levels by fiscal month beginning with fiscal

year 2023 and the count of tolling staff reduced by fiscal month from date of implementation through six months post implementation. The report must be submitted to the senate ways and means and house appropriations committees within 30 calendar days after six months post implementation.

(b) \$445,000 of the general fund—state appropriation for fiscal year 2024 and \$452,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for restrictive housing to reduce the use of solitary confinement by increasing correctional staffing, incorporating mental health training, and implementing change to restrictive housing environments.

(c) \$932,000 of the general fund—state appropriation for fiscal year 2024 and \$434,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the amend collaboration and training statewide program administration team.

(d) \$2,056,000 of the general fund—state appropriation for fiscal year 2024 and ~~(\$2,056,000)~~ \$2,297,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for reentry investments to include reentry and discharge services and staffing to support the iCOACH supervision model. The staffing and resources must provide expanded reentry and discharge services to include, but not limited to, transition services, preemployment testing, enhanced discharge planning, housing voucher assistance, cognitive behavioral interventions, educational programming, health care discharge teams, and community partnership programs.

(e) \$127,000 of the general fund—state appropriation for fiscal year 2024 is provided solely for chapter 160, Laws of 2022 (body scanners).

(f) \$127,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for the department to operate body scanner programs to conduct security screenings for employees, contractors, visitors, volunteers, incarcerated individuals, and other persons entering the secure perimeters at the Washington corrections center for women and the Washington corrections center.

(g) \$2,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for implementation of Engrossed Substitute Senate Bill No. 5891 (school bus trespass). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

(h) \$3,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for implementation of Substitute Senate Bill No. 5917 (bias-motivated defacement). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

(i) \$15,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for implementation of Substitute Senate Bill No. 6146 (tribal warrants). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

(j) \$23,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for implementation of Second Substitute House Bill No. 2084 (construction training/DOC) for data collection and tracking of employment outcomes. If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

**(k) \$350,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for the department of corrections to:**

(i) Provide a study on health care benchmarks. The department must study and provide a review of its health care delivery system for incarcerated individuals. The study must include a review of how long it takes for health care staff to see a patient once a request has been made by that incarcerated individual, determine if patients are restricted from seeing a health care staff person due to health care staffing shortages, and provide a detailed health care staffing model that will ensure that incarcerated patients are seen by a physician or appropriate health care staff within 48 hours or less from the time the individual submits a request to see a health care staff person. Preliminary findings shall be submitted to the appropriate policy and fiscal committees of the legislature and governor by November 15, 2024, with a final report from the study due by June 30, 2025; and

(ii)(A) Provide a report on solitary confinement/restrictive housing. The department must provide a review of its restrictive housing (solitary confinement) units. The report must include the number of hours each incarcerated person is held in administrative segregation or an intensive management unit at the Washington corrections center, the Washington state penitentiary, the Washington corrections center for women, the Monroe correctional complex, the Stafford Creek corrections center, the Airway Heights corrections center, the Coyote Ridge corrections center, and the Clallam Bay corrections center. The department must document the following items:

(I) For each incarcerated individual held in a solitary confinement/restrictive housing unit, document the daily number of hours the person is held in their cell; and

(II) For each incarcerated individual held in a solitary confinement/restrictive housing unit, document the daily number of hours or amount of time that the person is outside of their cell. Documentation of time spent outside of the cell must include the reason, at least when they are out of cell for purposes of recreation, treatment, counseling, or a medical appointment. If the person is moved out of their cell for programming, the type of programming must be specified.

(B) A preliminary report must be submitted to the appropriate policy and fiscal committees of the legislature and governor by November 15, 2024, with a final report due by June 30, 2025. The report must also include:

(I) The staffing by prison needed to ensure each person receives a minimum of one hour of indoor or outside yard recreation or dayroom recreation per day beginning on June 30, 2025;

(II) The funding needed for construction to begin no later than June 30, 2025, with a one-year completion date for additional indoor recreational yard areas, outdoor recreational yard areas, dayroom areas, and programming space as needed at each facility that has an intensive management unit;

(III) Excluding out of cell time in a dayroom or indoor or outside recreational yard area, the funding and staff needed by facility to ensure each and every incarcerated individual daily receives a minimum of two hours out of their cell for classroom or programming beginning on June 30, 2025;

(IV) A comprehensive list of intensive management unit construction/physical plant capacity by prison and average daily population in these units by fiscal year for 2019, 2020, 2021, 2022, and 2023 and an estimate

for 2024, delineated by type of bed to include, but not be limited to: Administrative segregation, restrictive maximum custody housing, transfer housing, and progression housing; and

(V) Visuals of each prison intensive management units to include, but not limited to, a typical cell, dayroom, indoor yard, outdoor yard when one is exclusive to the intensive management unit, and programming space if it is exclusive to the intensive management unit.

(I)(i) \$126,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for a dedicated staff position to prepare, compile, and post updates on staffing within both the correctional operations and health care programs each calendar month on the department of corrections' external website. This must include all facility budgeted full-time equivalency by classification and whether the position is filled or vacant. The information that is posted on the department's website shall be prepared and posted electronically monthly in Excel and must provide, by job class and by program and by facility:

(A) The total number of funded positions on the last day of the month;

(B) The total number of filled positions on the last day of the month;

(C) The total number vacant positions on the last day of the month;

(D) The number of new employees hired or promoted into that job class during the month;

(E) The number of employees leaving that job class during the month; and

(F) For employees departing during that month, how many:

(I) Transferred or were promoted to another job class within the department of corrections;

(II) How many retired; and

(III) How many employees left their employment within the department for other reasons.

(ii) If the department submits a budget request for the subsequent fiscal year for additional funding, positions, or overtime costs for the department's correctional operations program or health care services program for the subsequent fiscal year, the department must justify in writing the reason why additional funding and positions are needed when vacant positions and unspent funding exists within the department's respective programs.

(2) CORRECTIONAL OPERATIONS

General Fund—State Appropriation (FY 2024) . . . . .	(\$729,679,000))
	\$481,053,000
General Fund—State Appropriation (FY 2025) . . . . .	(\$738,933,000))
	\$766,351,000
General Fund—Federal Appropriation . . . . .	\$4,326,000
General Fund—Private/Local Appropriation . . . . .	\$334,000
Coronavirus State Fiscal Recovery Fund—Federal	
Appropriation . . . . .	\$262,300,000
Opioid Abatement Settlement Account—State	
Appropriation . . . . .	\$217,000
Washington Auto Theft Prevention Authority Account—	
State Appropriation . . . . .	\$4,837,000

TOTAL APPROPRIATION . . . . . ((~~\$1,478,109,000~~))  
\$1,519,418,000

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 jail staff. 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 meets 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) \$671,000 of the general fund—state appropriation for fiscal year 2024 (~~and \$671,000 of the general fund—state appropriation for fiscal year 2025 are~~) is 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) (~~(\$1,713,000)~~) \$4,270,000 of the general fund—state appropriation for fiscal year 2024 and (~~(\$146,000)~~) \$422,000 of the general fund—state appropriation for fiscal year 2025 are provided solely to acquire and implement a sentencing calculation module for the offender management network information system and is subject to the conditions, limitations, and review requirements of section 701 of this act. This project must use one discrete organizational index across all department of corrections programs. Implementation of this sentencing calculation module must result in a reduction of tolling staff within six months of the project implementation date and the department must report this result. In addition, the report must include the budgeted and actual tolling staffing levels by fiscal month beginning with fiscal year 2023 and the count of tolling staff reduced by fiscal month from date of implementation through six months post implementation. The report must be submitted to the senate ways and means and house appropriations committees within 30 calendar days after six months post implementation.

(d) Within the appropriated amounts in this subsection, the department of corrections must provide a minimum of one dedicated prison rape elimination act compliance specialist at each institution.

(e) \$300,000 of the general fund—state appropriation for fiscal year 2024 and \$320,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for continuing two contracted parent navigator positions. One parent navigator must be located at the Washington correction center for women and one parent navigator position must be located at the Airway Heights corrections center or another state correctional facility that houses incarcerated male individuals and is selected by the department of corrections as a more suitable fit for a parent navigator. The parent navigators must have lived experience in navigating the child welfare system. The parent navigators must provide guidance and support to incarcerated individuals towards family reunification including, but not limited to, how to access services, navigating the court system, assisting with guardianship arrangements, and facilitating visitation with their children. The goal of the parent navigator program is to assist incarcerated parents involved in dependency or child welfare cases to maintain connections with their children and to assist these individuals in successfully transitioning and reuniting with their families upon release from incarceration. As part of the parent navigation program, the department of corrections must also review and provide a report to the legislature on the effectiveness of the program that includes the number of incarcerated individuals that received assistance from the parent navigators and the type of assistance the incarcerated individuals received, and that ~~((tracked))~~ tracks the outcome of the parenting navigator program. A final report must be submitted to the legislature by September 1, 2024. Of the amounts provided in this subsection, \$20,000 of the general fund—state appropriation for fiscal year 2024 is provided solely for the department's review and report on the effectiveness of the parent navigator program.

(f) \$4,504,000 of the general fund—state appropriation for fiscal year 2024 and ~~(\$4,009,000)~~ \$5,417,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for restrictive housing to reduce the use of solitary confinement by increasing correctional staffing, incorporating mental health training, and implementing change to restrictive housing environments.

(g) \$579,000 of the general fund—state appropriation for fiscal year 2024 and \$2,058,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the amend collaboration and training program.

(h) \$1,294,000 of the general fund—state appropriation for fiscal year 2024 and \$1,294,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for reentry investments to include reentry and discharge services and staffing to support the iCOACH supervision model. The staffing and resources must provide expanded reentry and discharge services to include, but not limited to, transition services, preemployment testing, enhanced discharge planning, housing voucher assistance, cognitive behavioral interventions, educational programming, health care discharge teams, and community partnership programs.

(i) \$250,000 of the general fund—state appropriation for fiscal year 2024 is provided solely for implementation of Senate Bill No. 5131 (commissary funds).

~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.))~~

(j) ~~\$1,839,000 of the general fund—state appropriation for fiscal year 2024 and \$1,839,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for implementation of Second Substitute Senate Bill No. 5134 (reentry services & supports) to increase gate money from \$40 to \$300 at release. ((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.))~~

(k) ~~\$2,871,000 of the general fund—state appropriation for fiscal year 2024 is provided solely for chapter 160, Laws of 2022 (body scanners).~~

(l) ~~\$586,000 of the general fund—state appropriation for fiscal year 2024 and \$576,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for a planning and development manager and an executive secretary in the women's prison division.~~

(m) \$1,817,000 of the general fund—state appropriation for fiscal year 2024 and \$3,627,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the department to provide specialized gender-affirming services, including medical and mental health services, to transgender incarcerated individuals in a manner that is consistent with the October 2023 settlement agreement in *Disability Rights Washington v. Washington Department of Corrections*, United States district court for the western district of Washington.

(n) \$3,500,000 of the general fund—state appropriation for fiscal year 2024 and \$3,500,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the department of corrections to provide wages and gratuities of no less than \$1.00 per hour to incarcerated persons working in class III correctional industries.

(o) \$2,039,000 of the general fund—state appropriation for fiscal year 2024 and \$1,423,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the department to maintain the facility, property, and assets at the Larch corrections center in Yacolt.

(p) \$6,050,000 of the general fund—state appropriation for fiscal year 2024 is provided solely for operational costs incurred by the department in closing the Larch corrections center in Yacolt.

(q) \$1,684,000 of the general fund—state appropriation for fiscal year 2024 and \$5,051,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the department to reopen and operate living unit G at the Washington state penitentiary in Walla Walla.

(r) \$1,377,000 of the general fund—state appropriation for fiscal year 2024 and \$3,304,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the department to reopen and operate living units G and H at the Clallam Bay corrections center in Clallam Bay.

(s) \$1,209,000 of the general fund—state appropriation for fiscal year 2024 and \$2,074,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the department to reopen and operate living unit F at the coyote ridge corrections center in Connell.

(t) \$858,000 of the general fund—state appropriation for fiscal year 2024 and \$192,000 of the general fund—state appropriation for fiscal year 2025 are

provided solely for a mobile dental unit vehicle and staffing that will provide dental services to each of the stand-alone minimum camps for the department.

(u) \$1,839,000 of the general fund—state appropriation for fiscal year 2024 and \$1,839,000 of the general fund—state appropriation for fiscal year 2025 are provided for direct variable costs for incarcerated individuals.

**(v) \$60,000 of the general fund—state appropriation for fiscal year 2024 and \$40,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the department to complete a comprehensive review of all sentences (appendix b-criminal history) of all inmates in confinement as of April 1, 2024, and must identify each inmate whose juvenile points were used in calculating their current offender score. From this list, the department must:**

**(i) Delineate the individualized data by county and, by September 1, 2024, the department must send the list of each inmate whose juvenile points were used in calculating their current offender score to each of the impacted counties where the individual was sentenced;**

**(ii) Work collaboratively with the administrative office of the courts and the impacted counties to share information on any counting rules or assumptions the department used in identifying the lists by county; and**

**(iii) Send a copy of each county list in (v)(i) and (ii) of this subsection to the administrative office of the courts by September 1, 2024.**

(w) \$2,871,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for the department to operate body scanner programs to conduct security screenings for employees, contractors, visitors, volunteers, incarcerated individuals, and other persons entering the secure perimeters at the Washington corrections center for women and the Washington corrections center.

(x) \$117,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for implementation of Engrossed Second Substitute House Bill No. 2099 (state custody/ID cards) for identification cards. If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

(y) \$155,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for implementation of Substitute House Bill No. 2048 (domestic violence/sentencing). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

(3) COMMUNITY SUPERVISION

General Fund—State Appropriation (FY 2024) . . . . .	..(((\$242,761,000))
	\$252,551,000
General Fund—State Appropriation (FY 2025) . . . . .	..(((\$252,147,000))
	\$259,315,000
General Fund—Federal Appropriation . . . . .	\$4,142,000
<u>General Fund—Private/Local Appropriation . . . . .</u>	<u>\$10,000</u>
TOTAL APPROPRIATION . . . . .	..(((\$499,050,000))
	\$516,018,000

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 jail capacity to house offenders who violate the terms of their

community supervision. 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. Beginning July 1, 2024, the department shall pay the bed rate for the day of release.

(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) (~~(\$1,233,000)~~) \$2,880,000 of the general fund—state appropriation for fiscal year 2024 and (~~(\$88,000)~~) \$253,000 of the general fund—state appropriation for fiscal year 2025 are provided solely to acquire and implement a sentencing calculation module for the offender management network information system and is subject to the conditions, limitations, and review requirements of section 701 of this act. This project must use one discrete organizational index across all department of corrections programs. Implementation of this sentencing calculation module must result in a reduction of tolling staff within six months of the project implementation date and the department must report this result. In addition, the report must include the budgeted and actual tolling staffing levels by fiscal month beginning with fiscal year 2023 and the count of tolling staff reduced by fiscal month from date of implementation through six months post implementation. The report must be submitted to the senate ways and means and house appropriations committees within 30 calendar days after six months post implementation.

(d) \$110,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for the amend collaboration and training program.

(e) \$1,409,000 of the general fund—state appropriation for fiscal year 2024 and \$1,386,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for staffing and operational costs to operate the Bellingham reentry center as a state-run facility.

(f) (~~(\$1,320,000)~~) \$615,000 of the general fund—state appropriation for fiscal year 2024 and \$1,320,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for staffing and operational costs to operate the Helen B. Ratcliff reentry center as a state-run facility.

(g) \$18,813,000 of the general fund—state appropriation for fiscal year 2024 and \$19,027,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for reentry investments to include reentry and discharge services and staffing to support the iCOACH supervision model. The staffing and resources must provide expanded reentry and discharge services to include, but not limited to, transition services, preemployment testing, enhanced discharge planning, housing voucher assistance, cognitive behavioral interventions, educational programming, health care discharge teams, and community partnership programs.

(h) \$400,000 of the general fund—state appropriation for fiscal year 2024 and \$400,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for a jail medical bed rate adjustment.

(i) \$90,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for the implementation of Substitute Senate Bill No. 6146 (tribal warrants) for data tracking, documentation, and reporting on outcomes of warrants and detainers. If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

(j) \$270,000 of the general fund—state appropriation for fiscal year 2025 is provided solely to contract with a third-party expert to examine jail rates needed by local governments to recover the cost of housing individuals under the jurisdiction of the Washington state department of corrections who have violated the conditions of their court community supervision order. The analysis must examine the availability of specialized jail beds for medical and behavioral health care that include services such as acute mental health care, detoxification, medications for opioid use disorder, and other substance use disorder treatment. The study must also include an analysis of costs to expand access to specialized jail beds statewide while maximizing medicaid coverage under Washington's section 1115 medicaid transformation waiver. The analysis must include a recommended methodology, to include detailed fiscal backup materials in Excel, to update daily jail bed rates going forward. A report is due to the governor and appropriate policy and fiscal committees of the legislature by October 1, 2024.

(4) CORRECTIONAL INDUSTRIES

General Fund—State Appropriation (FY 2024) . . . . .	<del>(\$12,638,000)</del>
	\$9,348,000
General Fund—State Appropriation (FY 2025) . . . . .	<del>(\$12,836,000)</del>
	\$9,100,000
<u>General Fund—Federal Appropriation . . . . .</u>	<u>\$600,000</u>
<u>General Fund—Private/Local Appropriation . . . . .</u>	<u>\$2,634,000</u>
TOTAL APPROPRIATION . . . . .	<del>(\$25,474,000)</del>
	\$21,682,000

~~(The appropriations in this subsection are subject to the following conditions and limitations: \$3,500,000 of the general fund—state appropriation for fiscal year 2024 and \$3,500,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the department of corrections to provide wages and gratuities of no less than \$1.00 per hour to incarcerated persons working in class III correctional industries.)~~

(5) INTERAGENCY PAYMENTS

General Fund—State Appropriation (FY 2024) . . . . .	<del>(\$68,680,000)</del>
	\$67,877,000
General Fund—State Appropriation (FY 2025) . . . . .	<del>(\$64,929,000)</del>
	\$79,185,000
<u>Opioid Abatement Settlement Account—State</u>	
<u>Appropriation . . . . .</u>	<u>\$25,000</u>
TOTAL APPROPRIATION . . . . .	<del>(\$133,609,000)</del>
	\$147,087,000

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

~~((b))~~ (a) \$19,000 of the general fund—state appropriation for fiscal year 2024 and \$19,000 of the general fund—state appropriation for fiscal year 2025

are provided solely for implementation of Second Substitute Senate Bill No. 5502 (sub. use disorder treatment). ~~((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.~~

~~(e))~~ (b) \$36,000 of the general fund—state appropriation for fiscal year 2024 is provided solely for chapter 160, Laws of 2022 (body scanners).

(c) \$3,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for implementation of Substitute Senate Bill No. 6146 (tribal warrants). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

(d) \$36,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for the department to operate body scanner programs to conduct security screenings for employees, contractors, visitors, volunteers, incarcerated individuals, and other persons entering the secure perimeters at the Washington corrections center for women and the Washington corrections center.

(6) OFFENDER CHANGE

General Fund—State Appropriation (FY 2024) . . . . .	<del>(\$83,659,000)</del>
	\$85,926,000
General Fund—State Appropriation (FY 2025) . . . . .	<del>(\$84,659,000)</del>
	\$90,206,000
General Fund—Federal Appropriation . . . . .	\$1,436,000
TOTAL APPROPRIATION . . . . .	<del>(\$169,754,000)</del>
	\$177,568,000

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 programming for incarcerated individuals. The department shall develop and implement a written comprehensive plan for programming for incarcerated individuals 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 of corrections shall collaborate with the state health care authority to explore ways to utilize federal medicaid funds as a match to fund residential substance use disorder treatment-based alternative beds under RCW 9.94A.664 under the drug offender sentencing alternative program and residential substance use disorder treatment beds that serve individuals on community custody.

(c) Within existing resources, the department of corrections may provide reentry support items such as disposable cell phones, prepaid phone cards, hygiene kits, housing vouchers, and release medications associated with individuals resentenced or ordered released from confinement as a result of policies or court decisions including, but not limited to, the *State v. Blake* decision.

(d) \$11,454,000 of the general fund—state appropriation for fiscal year 2024 and ~~(\$11,454,000)~~ \$11,728,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for expanded reentry investments to include, but not be limited to, transition services, preemployment testing, enhanced discharge planning, housing voucher assistance, cognitive behavioral

interventions, educational programming, health care discharge teams, and community partnership programs.

~~((f))~~ (e) \$1,177,000 of the general fund—state appropriation for fiscal year 2024 and \$1,154,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for implementation of Second Substitute Senate Bill No. 5502 (sub. use disorder treatment) for dedicated staffing for substance use disorder assessments and for coordinated treatment care in the community at release. ~~((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.~~

~~(g))~~ (f) \$150,000 of the general fund—state appropriation for fiscal year 2024 ~~((and \$150,000 of the general fund—state appropriation for fiscal year 2025 are))~~ is provided solely for a grant to a nonprofit organization to assist fathers transitioning from incarceration to community and family reunification. The grant recipient must have experience contracting with the department of corrections to support incarcerated individual betterment projects and contracting with the department of social and health services to provide access and visitation services.

~~((h))~~ (g) \$424,000 of the general fund—state appropriation for fiscal year 2024 is provided solely for chapter 160, Laws of 2022 (body scanners).

(h) \$424,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for the department to operate body scanner programs to conduct security screenings for employees, contractors, visitors, volunteers, incarcerated individuals, and other persons entering the secure perimeters at the Washington corrections center for women and the Washington corrections center.

(i) \$122,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for work on reentry 2030, continued cross agency reentry collaboration, and work on the state's medicaid 1115 transformation waiver impacts to the department. By October 1, 2024, the department must report to fiscal committees of the legislature:

(i) The total spend in fiscal years 2022 and 2023 for authorized prerelease services under the medicaid 1115 transformation waiver, including but not limited to medications, laboratory services, and radiology; and

(ii) How much of each qualifying service listed in (i)(i) of this subsection would be required for reinvestment and how much would be allowable to offset existing expenditures based on federal medicaid rules for state fiscal years 2022 and 2023 if the waiver had been in place during those fiscal years.

(j) \$350,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for the department of corrections to contract with the T.E.A.C.H. (taking education and creating history) program to provide liberatory education, foster positive self-reflection, and offer educational courses that encourage critical thinking, self-awareness, and personal growth to incarcerated individuals in correctional facilities.

(k) \$152,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for implementation of Engrossed Second Substitute House Bill No. 2099 (state custody/ID cards). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

(l) \$134,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for implementation of Second Substitute House Bill No. 2084

(construction training/DOC). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

(7) HEALTH CARE SERVICES

General Fund—State Appropriation (FY 2024) . . . . .	<del>(\$241,145,000)</del>
	<u>\$251,239,000</u>
General Fund—State Appropriation (FY 2025) . . . . .	<del>(\$245,589,000)</del>
	<u>\$262,391,000</u>
General Fund—Federal Appropriation . . . . .	<del>(\$3,084,000)</del>
	<u>\$6,720,000</u>
<u>General Fund—Private/Local Appropriation . . . . .</u>	<u>\$2,000</u>
<u>Opioid Abatement Settlement Account—State</u>	
<u>Appropriation . . . . .</u>	<u>\$4,458,000</u>
TOTAL APPROPRIATION . . . . .	<del>(\$489,818,000)</del>
	<u>\$524,810,000</u>

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.

~~((e))~~ (b) \$842,000 of the general fund—state appropriation for fiscal year 2024 and ~~(\$1,192,000)~~ \$2,256,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for restrictive housing to reduce the use of solitary confinement by increasing correctional staffing, incorporating mental health training, and implementing change to restrictive housing environments.

~~((d))~~ (c) \$73,000 of the general fund—state appropriation for fiscal year 2024 and \$387,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the amend collaboration and training program.

~~((e))~~ (d) \$1,236,000 of the general fund—state appropriation for fiscal year 2024 and ~~(\$1,236,000)~~ \$3,089,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for reentry investments to include reentry and discharge services and staffing to support the iCOACH supervision model. The staffing and resources must provide expanded reentry and discharge services to include, but not limited to, transition services, enhanced health care discharge planning, case management, health care discharge teams, and evaluation of physical health and behavioral health.

~~((f))~~ (e) \$13,605,000 of the general fund—state appropriation for fiscal year 2024 and \$13,605,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for medical staffing in prisons for patient centered care and behavioral health care. Funding must be used to increase access to care, addiction care, and expanded screening of individuals in prison facilities to include chronic illnesses, infectious disease, diabetes, heart disease, serious mental health, and behavioral health services.

~~((g))~~ (f) \$1,612,000 of the general fund—state appropriation for fiscal year 2024 is provided solely for chapter 160, Laws of 2022 (body scanners).

~~((h))~~ (g) \$1,115,000 of the general fund—state appropriation for fiscal year 2024 and \$1,115,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for an electronic health records system solution and is subject to the conditions, limitations, and review requirements of section

701 of this act and must be in compliance with the statewide electronic health records plan that must be approved by the office of financial management and the technology services board.

~~((+))~~ (h) \$405,000 of the general fund—state appropriation for fiscal year 2024 and \$399,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for implementation of Senate Bill No. 5768 (DOC/abortion medications). ~~((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.))~~

(i) \$627,000 of the general fund—state appropriation for fiscal year 2024 and \$1,715,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the department to provide specialized gender-affirming services, including medical and mental health services, to transgender incarcerated individuals in a manner that is consistent with the October 2023 settlement agreement in *Disability Rights Washington v. Washington Department of Corrections*, United States district court for the western district of Washington.

(j) To promote the safety, health, and well-being of health care workers and to support patient quality of care, the department will continue to engage in reasonable efforts to reduce the use of overtime for licensed practical nurses, registered nurses, and certified nursing assistants.

(k) \$4,458,000 of the opioid abatement settlement account—state appropriation is provided solely for opioid treatment. Out of the amount provided in this subsection (k):

(i) \$2,700,000 of the opioid abatement settlement account—state appropriation is provided solely for approved long-term injectable medication for the treatment of opioid use disorder of incarcerated individuals; and

(ii) Funding is provided to ensure each and every single individual transferring into the department of corrections' custody on full confinement is provided medications for opioid use disorder if they were on medications for opioid use disorder in jail or out of custody prior to their transfer to the department of corrections.

(l) \$1,612,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for the department to operate body scanner programs to conduct security screenings for employees, contractors, visitors, volunteers, incarcerated individuals, and other persons entering the secure perimeters at the Washington corrections center for women and the Washington corrections center.

(m) \$118,000 of the general fund—state appropriation for fiscal year 2024 and \$354,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for medical staff for the department to reopen and operate living unit G at the Washington state penitentiary in Walla Walla.

(n) \$68,000 of the general fund—state appropriation for fiscal year 2024 and \$164,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for medical staff for the department to reopen and operate living units G and H at the Clallam Bay corrections center in Clallam Bay.

(o) \$207,000 of the general fund—state appropriation for fiscal year 2024 and \$354,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for medical staff for the department to reopen and operate living unit F at the coyote ridge corrections center in Connell.

(p) \$312,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for medical staffing of the mobile dental clinic that will provide dental services to each of the stand-alone minimum camps for the department.

*\*Sec. 223 was partially vetoed. See message at end of chapter.*

**Sec. 224.** 2023 c 475 s 224 (uncodified) is amended to read as follows:

**FOR THE DEPARTMENT OF SERVICES FOR THE BLIND**

General Fund—State Appropriation (FY 2024) . . . . .	(\$7,061,000))	\$7,065,000
General Fund—State Appropriation (FY 2025) . . . . .	(\$7,387,000))	\$9,370,000
General Fund—Federal Appropriation . . . . .	(\$25,672,000))	\$32,824,000
General Fund—Private/Local Appropriation . . . . .	(\$61,000))	\$67,000
TOTAL APPROPRIATION . . . . .	(\$40,181,000))	\$49,326,000

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

(1) \$201,000 of the general fund—state appropriation for fiscal year 2024 and \$201,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the continuation of statewide services for blind or low vision youth under the age of 14.

(2) \$184,000 of the general fund—state appropriation for fiscal year 2024 and \$367,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the independent living program.

(3) \$1,820,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for the renovation of the food service café located in the natural resources building.

**Sec. 225.** 2023 c 475 s 225 (uncodified) is amended to read as follows:

**FOR THE EMPLOYMENT SECURITY DEPARTMENT**

General Fund—State Appropriation (FY 2024) . . . . .	(\$33,506,000))	\$29,354,000
General Fund—State Appropriation (FY 2025) . . . . .	(\$23,898,000))	\$28,800,000
General Fund—Federal Appropriation . . . . .	(\$216,616,000))	\$177,579,000
General Fund—Private/Local Appropriation . . . . .	(\$38,458,000))	\$38,529,000
Climate Commitment Account—State Appropriation . . . . .	\$404,000	
Unemployment Compensation Administration Account—		
Federal Appropriation . . . . .	(\$270,724,000))	\$309,454,000
Administrative Contingency Account—State		
Appropriation . . . . .	(\$28,741,000))	\$42,652,000
Employment Service Administrative Account—State		
Appropriation . . . . .	(\$85,070,000))	\$97,414,000

Family and Medical Leave Insurance Account—State	
Appropriation.....	..(( <del>\$158,644,000</del> ))
	<u>\$160,205,000</u>
Workforce Education Investment Account—State	
Appropriation.....	..(( <del>\$14,556,000</del> ))
	<u>\$15,557,000</u>
Long-Term Services and Supports Trust Account—State	
Appropriation.....	..(( <del>\$40,960,000</del> ))
	<u>\$45,441,000</u>
TOTAL APPROPRIATION .....	..(( <del>\$911,577,000</del> ))
	<u>\$945,389,000</u>

The appropriations in this section 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) \$15,399,000 of the long-term services and supports trust account—state appropriation is provided solely for implementation of the long-term services and support trust program information technology project and is subject to the conditions, limitations, and review provided in section 701 of this act.

(3) Within existing resources, the department must reassess its ongoing staffing and funding needs for the paid family medical leave program and submit documentation of the updated need to the governor and appropriate committees of the legislature by September 1, 2023, and annually thereafter.

(4) Within existing resources, the department shall coordinate outreach and education to paid family and medical leave benefit recipients with a statewide family resource, referral, and linkage system that connects families with children prenatal through age five and residing in Washington state to appropriate services and community resources. This coordination shall include but is not limited to placing information about the statewide family resource, referral, and linkage system on the paid family and medical leave program web site and in printed materials, and conducting joint events.

(5) Within existing resources, the department shall report the following to the legislature and the governor by October 15, 2023, and each year thereafter:

(a) An inventory of the department's programs, services, and activities, identifying federal, state, and other funding sources for each;

(b) Federal grants received by the department, segregated by line of business or activity, for the most recent five fiscal years, and the applicable rules;

(c) State funding available to the department, segregated by line of business or activity, for the most recent five fiscal years;

(d) A history of staffing levels by line of business or activity, identifying sources of state or federal funding, for the most recent five fiscal years;

(e) A projected spending plan for the employment services administrative account and the administrative contingency account. The spending plan must include forecasted revenues and estimated expenditures under various economic scenarios.

(6) (~~(\$14,510,000)~~) (a) \$15,510,000 of the workforce education investment account—state appropriation is provided solely for career connected learning

grants as provided in RCW 28C.30.050, including sector intermediary grants and administrative expenses associated with grant administration.

(b) Within the amount provided in (a) of this subsection:

(i) Up to \$921,000 of the workforce education investment account—state appropriation may be used for the department to contract with the student achievement council to lead the career connected learning cross-agency work group and provide staffing support as required in RCW 28C.30.040.

(ii) Up to \$2,192,000 of the workforce education investment account—state appropriation may be used for technical assistance and implementation support grants associated with the career connected learning grant program as provided in RCW 28C.30.050.

(7) \$2,000,000 of the unemployment compensation administration account—federal appropriation is provided solely for the department to continue implementing the federal United States department of labor equity grant. This grant includes improving the translation of notices sent to claimants as part of their unemployment insurance claims into any of the 10 languages most frequently spoken in the state and other language, demographic, and geographic equity initiatives approved by the grantor. The department must also ensure that letters, alerts, and notices produced manually or by the department's unemployment insurance technology system are written in plainly understood language and evaluated for ease of claimant comprehension before they are approved for use.

(8) \$3,136,000 of the unemployment compensation administration account—federal appropriation is provided solely for a continuous improvement team to make customer, employer, and equity enhancements to the unemployment insurance program. If the department does not receive adequate funding from the United States department of labor to cover these costs, the department may use funding made available to the state through section 903 (d), (f), and (g) of the social security act (Reed act) in an amount not to exceed the amount provided in this subsection.

(9) \$404,000 of the climate commitment account—state appropriation is provided solely for participation on the clean energy technology work force advisory committee and collaboration on the associated report established in Second Substitute House Bill No. 1176 (climate-ready communities). ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.))~~

(10) The department must report to and coordinate with the department of ecology to track expenditures from climate commitment act accounts, as defined and described in RCW 70A.65.300 and section 302(13) of this act.

(11) ~~((~~(a) — \$9,323,000~~))~~ \$18,948,000 of the employment service administrative account—state appropriation is provided solely for the replacement of the WorkSource integrated technology platform. The replacement system must support the workforce administration statewide to ensure adoption of the United States department of labor's integrated service delivery model and program performance requirements for the state's workforce innovation and opportunity act and other federal grants. This subsection is subject to the conditions, limitations, and review provided in section 701 of this act.

~~((b) \$2,290,000 of the employment services administrative account—state appropriation is provided solely for the maintenance and operation of the WorkSource integrated technology platform.))~~

(12) \$6,208,000 of the general fund—state appropriation for fiscal year 2024 and \$6,208,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the continuation of the economic security for all program. The department must collect quarterly data on the number of participants that participate in the program, the costs associated with career, training, and other support services provided by category, including but not limited to, child care, housing, transportation, and car repair, and progress made towards self-sufficiency. The department must provide a report to the governor and the legislature on December 1 and June 1 of each year that includes an analysis of the program, a detailed summary of the quarterly data collected, and associated recommendations for program delivery.

(13)(a) \$5,292,000 of the employment service administrative account—state appropriation is provided to expand the economic security for all program to residents of Washington state that are over 200 percent of the federal poverty level but who demonstrate financial need for support services or assistance with training costs to either maintain or secure employment. ~~((Supports to each participant must not exceed \$5,000 per year.))~~ Unspent funds from this subsection may be used for economic security for all participants who are under 200 percent of the federal poverty level as defined in subsection (12) of this section.

(b) The department must collect quarterly data on the number of participants that participate in the program, the costs associated with career, training, and other support services provided by category, including but not limited to, child care, housing, transportation, and car repair, and progress made towards self-sufficiency. The department must provide a report to the governor and the legislature on December 1 and June 1 of each year that includes an analysis of the program, a detailed summary of the quarterly data collected, and associated recommendations for program delivery.

(c) Of the amounts in (a) of this subsection, the department may use \$146,000 each year to cover program administrative expenses.

(14) \$1,655,000 of the administrative contingency account—state appropriation is provided to increase the department's information security team to proactively address critical security vulnerabilities, audit findings, and process gaps.

(15) \$300,000 of the general fund—state appropriation for fiscal year 2024 and \$300,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for two project managers to assist with the coordination of state audits.

(16) \$1,448,000 of the general fund—state appropriation for fiscal year 2024 and \$1,448,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for business navigators at the local workforce development boards to increase employer engagement in an effort to support industry recovery and growth. Of the amounts in this subsection, the department may use \$148,000 per year to cover associated administrative expenses.

(17) \$11,895,000 of the general fund—federal appropriation is provided solely for the implementation of the quality jobs, equity strategy, and training

(QUEST) grant to enhance the workforce system's ongoing efforts to support employment equity and employment recovery from the COVID-19 pandemic. The funds are for partnership development, community outreach, business engagement, and comprehensive career and training services.

(18) \$3,264,000 of the employment services administration account—state appropriation is provided solely for the continuation of the office of agricultural and seasonal workforce services.

(19) \$3,539,000 of the long-term services and supports trust account—state appropriation is provided solely for the programs in the department's leave and care division to increase outreach to underserved communities, perform program evaluation and data management, perform necessary fiscal functions, and make customer experience enhancements.

~~((21))~~ (20) \$140,000 of the general fund—state appropriation for fiscal year 2024 and \$140,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for one full-time employee to provide casework on behalf of constituents who contact their legislators to escalate unresolved claims.

~~((22))~~ (21)(a) \$250,000 of the family and medical leave insurance account—state appropriation is provided solely for the department to contract with the University of Washington Evans school of public policy and governance to conduct a study on the impacts of the state family and medical leave program's job protection standards on equitable utilization of paid leave benefits under the program.

(b) The study shall consider the following:

(i) The rates at which paid leave benefits under chapter 50A.15 RCW are used by persons who qualify for job protection under RCW 50A.35.010 or the federal family and medical leave act;

(ii) Worker perspectives on the effects of job protection under RCW 50A.35.010 and the federal family and medical leave act on the use of paid leave benefits under chapter 50A.15 RCW; and

(iii) Employment outcomes and other impacts for persons using paid leave benefits under chapter 50A.15 RCW.

(c)(i) In conducting the study, the university must collect original data directly from workers about paid leave and job protection, including demographic information such as race, gender, income, geography, primary language, and industry or job sector.

(ii) In developing the study, the university must consult with the advisory committee under RCW 50A.05.030, including three briefings: An overview on the initial research design with an opportunity to provide feedback; a midpoint update; and final results. The university must consult with the committee regarding appropriate methods for collecting and assessing relevant data in order to protect the reliability of the study.

(d) A preliminary report, including the initial research design and available preliminary results must be submitted by December 1, 2023, and a final report by December 1, 2024, to the governor and the appropriate policy and fiscal committees of the legislature, in accordance with RCW 43.01.036.

~~((23))~~ (22) \$4,433,000 of the family and medical leave insurance account—state appropriation and \$351,000 of the unemployment compensation administration account—federal appropriation are provided solely for implementation of Substitute House Bill No. 1570 (TNC insurance programs).

~~((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.~~

~~((24))~~ (23) \$50,000 of the unemployment compensation administration account—federal appropriation is provided solely for implementation of Substitute House Bill No. 1458 (apprenticeship programs/UI). ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.~~

~~((25))~~ (24)(a) \$10,000,000 of the general fund—state appropriation for fiscal year 2024 ~~((and))~~, \$11,227,000 of the general fund—state appropriation for fiscal year 2025, \$9,963,000 of the administrative contingency account—state appropriation, and \$4,271,000 of the employment service administrative account—state appropriation are provided solely to address a projected shortfall of federal revenue that supports the administration of the unemployment insurance program.

(b) The department must submit an initial report no later than November 1, 2023, and a subsequent report no later than November 1, 2024, to the governor and the appropriate committees of the legislature outlining how the funding in (a) of this subsection is being utilized and recommendations for long-term solutions to address future decreases in federal funding.

~~((26—\$11,976,000))~~ (25) \$7,644,000 of the general fund—state appropriation for fiscal year 2024 ((is)) and \$4,332,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the department to create a dedicated team of staff to process the unemployment insurance overpayment caseload backlog.

~~((27))~~ (26) \$3,389,000 of the general fund—state appropriation for fiscal year 2024 and \$4,540,000 of the general fund—state appropriation for fiscal year 2025 are provided solely to increase the stipend for Washington service corps members to \$26,758 per year and for one staff member to assist with program outreach. The stipend increase is for members that enter into a service year with income below 200 percent of the federal poverty level.

~~((28))~~ (27) \$794,000 of the unemployment compensation administration account—federal appropriation is provided solely for implementation of Substitute Senate Bill No. 5176 (employee-owned coop UI). ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.~~

~~((29))~~ (28) \$30,000 of the family and medical leave insurance account—state appropriation is provided solely for implementation of Substitute Senate Bill No. 5286 (paid leave premiums). ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.~~

~~((30))~~ (29) \$2,896,000 of the family and medical leave insurance account—state appropriation is provided solely for implementation of Substitute Senate Bill No. 5586 (paid leave data). ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.~~

~~((31))~~ (30) \$35,000 of the employment service administrative account—state appropriation is provided solely for the department to provide research and consultation on the feasibility of replicating the unemployment insurance program for and expanding other social net programs to individuals regardless of their citizenship status.

~~((32))~~ (31) \$10,000 of the general fund—state appropriation for fiscal year 2024 is provided solely for the department to design a form for employer use to

voluntarily report no show, no call interview data. This data shall be used to inform potential trend analysis or policy development for job search compliance.

(32) \$961,000 of the unemployment compensation administration account—federal appropriation is provided solely for implementation of House Bill No. 1975 (unemployment overpayments). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

(33) \$5,655,000 of the family and medical leave insurance account—state appropriation is provided solely to increase staffing for the paid family and medical leave program to process claims and respond to customer inquiries in a timely manner.

(34) \$7,305,000 of the family and medical leave insurance account—state appropriation is provided solely for information technology staffing to complete system enhancements for any remaining statutorily required components of the paid family and medical leave program, including, but not limited to, the establishment and collection of overpayments, crossmatching eligibility with other programs, and elective coverage for tribes.

(35) \$483,000 of the long-term services and supports trust account—state appropriation is provided solely for the department to process nonimmigrant work visa holder exemption requests for the long-term services and supports program.

(36) \$200,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for the department to provide grants to community-based organizations to become transportation network company navigators. The navigators will assist transportation network company drivers in accessing the pilot program established in chapter 451, Laws of 2023 (TNC insurance programs) by providing outreach, language assistance, cultural competency services, education, and other supports.

(37) \$100,000 of the unemployment compensation administration account—federal appropriation is provided solely for the department to develop and deploy training to assist apprentices and apprentice advocate groups in filing claims and navigating the unemployment insurance system.

(38) \$409,000 of the family and medical leave insurance account—state appropriation is provided solely for implementation of Substitute House Bill No. 2102 (PFML benefits/health info.). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

(39) \$495,000 of the employment service administrative account—state appropriation is provided solely for implementation of Substitute House Bill No. 2226 (H-2A worker program data). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

(40) \$51,000 of the employment service administrative account—state appropriation is provided solely to support the underground economy task force created in section 906 of this act.

(41) \$3,863,000 of the long-term services and supports trust account—state appropriation is provided solely for implementation of Substitute House Bill No. 2467 (LTSS trust access). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

(42) \$150,000 of the general fund—state appropriation for fiscal year 2024 and \$200,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for North Central education service district 171 to expand

industry and education partnerships in order to support emerging workforce needs through career awareness, exploration, and preparation activities for youth in Grant county.

(43) \$100,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for the department to report how it will collect employee race and ethnicity information from employers that participate in the unemployment insurance program and employees who participate in the paid family medical leave program.

(a) The department may contract to complete the report.

(b) The department must submit a report to the legislature by June 30, 2025. The report must include accurate cost and time estimates needed to collect the race and ethnicity information from employers and employees. The department must consult with the office of equity to ensure that data collections is consistent with other efforts. The report must also include, but is not limited to, the following information:

(i) The cost and time required for the department to revise current reporting requirements to include race and ethnicity data;

(ii) The cost and time required for the department to incorporate the collection of race and ethnicity data into future reporting;

(iii) The cost and time required for the department to incorporate the collection of race and ethnicity data into its existing information technology systems;

(iv) Recommendations on any exclusions from the requirement to report race and ethnicity data; and

(v) Any statutory changes required to collect race and ethnicity data.

(44)(a) \$30,000 of the general fund—state appropriation for fiscal year 2024 and \$70,000 of the general fund—state appropriation for fiscal year 2025 are provided solely to convene a wage replacement program for undocumented workers work group. The work group shall convene by June 1, 2024, and must include:

(i) Three members representing immigrants' interests;

(ii) Two members representing workers' interests in unemployment, each of whom must be appointed from a list of names submitted by a recognized statewide organization of employees;

(iii) Two members representing employers' interests in unemployment, each of whom must be appointed from a list of names submitted by a recognized statewide organization of employers;

(iv) Three ex officio members, representing the state commission on African American affairs, the state commission on Hispanic affairs, and the state commission on Asian Pacific American affairs; and

(v) One ex officio member, representing the department and who will serve as the chair.

(b) The work group shall:

(i) Identify dedicated streams of revenue within the current unemployment insurance taxation model to fully fund an equitable wage replacement program for undocumented workers;

(ii) Review funding mechanisms from other states administering similar programs;

(iii) Identify funding mechanisms that do not duplicate employer contributions paid into the unemployment trust fund on behalf of undocumented workers nor increase social taxes paid for employers;

(iv) Explore the impact of identified funding mechanisms on solvency of the unemployment trust fund; and

(v) Provide a calculation of the amount of benefits that would be annually provided to undocumented workers through this program.

(c) By November 15, 2024, the department shall submit a report to the governor and related legislative committees that includes the information included in (b) of this subsection and a recommended plan of how to fully fund the program.

**Sec. 226.** 2023 c 475 s 226 (uncodified) is amended to read as follows:

**FOR THE DEPARTMENT OF CHILDREN, YOUTH, AND FAMILIES—  
GENERAL**

(1)(a) The appropriations to the department of children, youth, and families 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 children, youth, and families shall initially be allotted as required by this act. The department shall seek approval from the office of financial management prior to transferring moneys between sections of this act except as expressly provided in 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. However, after May 1, 2024, unless prohibited by this act, the department may transfer general fund—state appropriations for fiscal year 2024 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 2024 caseload forecasts and utilization assumptions in the foster care, adoption support, child protective services, working connections child care, and juvenile rehabilitation programs, the department may transfer appropriations that are provided solely for a specified purpose.

(2) The health care authority, the health benefit exchange, the department of social and health services, the department of health, the department of corrections, 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. The office of the chief information officer shall maintain a statewide perspective when collaborating with the coalition to ensure that projects are planned for in a manner that ensures the efficient use of state resources, supports the adoption of a cohesive technology and data architecture, and maximizes federal financial participation.

(3) 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.

Sec. 227. 2023 c 475 s 227 (uncodified) is amended to read as follows:

**FOR THE DEPARTMENT OF CHILDREN, YOUTH, AND FAMILIES—  
CHILDREN AND FAMILIES SERVICES PROGRAM**

General Fund—State Appropriation (FY 2024) . . . . .	<del>(\$488,869,000)</del>
	<u>\$488,871,000</u>
General Fund—State Appropriation (FY 2025) . . . . .	<del>(\$500,457,000)</del>
	<u>\$527,084,000</u>
General Fund—Federal Appropriation . . . . .	<del>(\$503,359,000)</del>
	<u>\$518,649,000</u>
General Fund—Private/Local Appropriation . . . . .	\$2,824,000
Opioid Abatement Settlement Account—State Appropriation . . . . .	<del>(\$2,304,000)</del>
	<u>\$6,807,000</u>
TOTAL APPROPRIATION . . . . .	<del>(\$1,497,813,000)</del>
	<u>\$1,544,235,000</u>

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

(1) \$748,000 of the general fund—state appropriation for fiscal year 2024 and \$748,000 of the general fund—state appropriation for fiscal year 2025 are provided solely to contract for the operation of one pediatric interim care center. The center shall provide residential care for up to 13 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.

(2) \$453,000 of the general fund—state appropriation for fiscal year 2024 and \$453,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the costs of hub home foster and kinship families that provide a foster care delivery model that includes a hub home. Use of the hub home model is intended to support foster parent retention, provide support to biological families, improve child outcomes, and encourage the least restrictive community placements for children in out-of-home care.

(3) \$579,000 of the general fund—state appropriation for fiscal year 2024, \$579,000 of the general fund—state appropriation for fiscal year 2025, and \$110,000 of the general fund—federal appropriation are provided solely for a receiving care center east of the Cascade mountains.

(4) \$1,620,000 of the general fund—state appropriation for fiscal year 2024 and \$1,620,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for services provided through children's advocacy centers.

(5) In fiscal year 2024 and in fiscal year 2025, 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 detail continued implementation of the targeted 1:18 caseload ratio standard for child and family welfare services caseload-carrying staff and targeted 1:8 caseload ratio standard for child protection services caseload carrying staff. To the extent to which the information is available, 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:

(a) Total full-time equivalent employee authority, allotments and expenditures by region, office, classification, and band, and job duty or program;

(b) Vacancy rates by region, office, and classification and band; and

(c) 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.

(6) \$94,000 of the general fund—state appropriation for fiscal year 2024 and \$94,000 of the general fund—state appropriation for fiscal year 2025 are 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.

(7)(a) \$999,000 of the general fund—state appropriation for fiscal year 2024, \$1,000,000 of the general fund—state appropriation for fiscal year 2025, \$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, regions where backlogs of youth that have formerly requested educational outreach services exist, or youth with high educational needs. 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.

(8) 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.

(9) \$197,000 of the general fund—state appropriation for fiscal year 2024 and \$197,000 of the general fund—state appropriation for fiscal year 2025 are 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.

(10)(a) \$6,195,000 of the general fund—state appropriation for fiscal year 2024, (~~(\$6,195,000)~~) \$8,981,000 of the general fund—state appropriation for fiscal year 2025, and \$1,188,000 of the general fund—federal appropriation are provided solely for the department to operate emergent placement and enhanced emergent placement contracts.

(b) 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.

(11) Beginning January 1, 2024, and continuing through the 2023-2025 fiscal biennium, the department must provide semiannual 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 prior six months. The report shall identify separately beds with the enhanced behavioral rehabilitation services rate. Effective January 1, 2024, and to the extent the information is available, the report shall include the same information for emergency placement services beds and enhanced emergency placement services beds.

(12) \$250,000 of the general fund—state appropriation for fiscal year 2024 and \$250,000 of the general fund—state appropriation for fiscal year 2025 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.

(13) \$600,000 of the general fund—state appropriation for fiscal year 2024 and \$600,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for enhanced adoption placement services for legally free children in state custody, through a partnership with a national nonprofit organization with private matching funds. These funds must supplement, but not supplant, the work of the department to secure permanent adoptive homes for children with high needs.

(14) The department of children, youth, and families shall make foster care maintenance payments to programs where children are placed with a parent in a residential program for substance abuse treatment. These maintenance payments are considered foster care maintenance payments for purposes of forecasting and budgeting at maintenance level as required by RCW 43.88.058.

(15) \$511,000 of the general fund—state appropriation for fiscal year 2024, \$511,000 of the general fund—state appropriation for fiscal year 2025, and \$306,000 of the general fund—federal appropriation are provided solely for

continued implementation of chapter 210, Laws of 2021 (2SHB 1219) (youth counsel/dependency).

(16) If the department receives an allocation of federal funding through an unanticipated receipt, the department shall not expend more than what was approved or for another purpose than what was approved by the governor through the unanticipated receipt process pursuant to RCW 43.79.280.

(17) \$2,000,000 of the general fund—state appropriation for fiscal year 2024 and \$2,000,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the department to contract with one or more nonprofit, nongovernmental organizations to purchase and deliver concrete goods to low-income families.

(18) \$2,400,000 of the general fund—state appropriation for fiscal year 2024 and \$2,400,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for implementation of performance-based contracts for family support and related services pursuant to RCW 74.13B.020.

(19) The department will only refer child welfare cases to the department of social and health services division of child support enforcement when the court has found a child to have been abandoned by their parent or guardian as defined in RCW 13.34.030.

(20) \$100,000 of the general fund—state appropriation for fiscal year 2024 and \$100,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the provision of SafeCare, an evidence-based parenting program, for families in Grays Harbor county.

(21) \$7,685,000 of the general fund—state appropriation for fiscal year 2024, (~~(\$8,354,000)~~) \$11,329,000 of the general fund—state appropriation for fiscal year 2025, and (~~(\$2,682,000)~~) \$3,326,000 of the general fund—federal appropriation are provided solely for the phase-in of the settlement agreement under *D.S. et al. v. Department of Children, Youth and Families et al.*, United States district court for the western district of Washington, cause no. 2:21-cv-00113-BJR. The department 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 the emerging adulthood housing program, professional therapeutic foster care, statewide hub home model, revised licensing standards, family group planning, referrals and transition, qualified residential treatment program, and monitoring and implementation. To comply with the settlement agreement, funding in this subsection is provided as follows:

(a) \$276,000 of the general fund—state appropriation for fiscal year 2024, \$264,000 of the general fund—state appropriation for fiscal year 2025, and \$104,000 of the general fund—federal appropriation are provided solely for implementation and monitoring of the state's implementation plan, which includes receiving recurring updates, requesting data on compliance, reporting on progress, and resolving disputes that may arise.

(b) \$2,022,000 of the general fund—state appropriation for fiscal year 2024, (~~(\$2,432,000)~~) \$2,682,000 of the general fund—state appropriation for fiscal year 2025, and \$42,000 of the general fund—federal appropriation are provided solely for the statewide hub home model. The department shall develop and adapt the existing hub home model to serve youth as described in the settlement agreement.

(c) \$452,000 of the general fund—state appropriation for fiscal year 2024, \$864,000 of the general fund—state appropriation for fiscal year 2025, and \$334,000 of the general fund—federal appropriation are provided solely for the department to establish a negotiated rule-making method to align and update foster care and group care licensing standards.

(d) \$2,195,000 of the general fund—state appropriation for fiscal year 2024, \$2,110,000 of the general fund—state appropriation for fiscal year 2025, and \$238,000 of the general fund—federal appropriation are provided solely for revised referral and transition procedures for youth entering foster care.

(e) \$1,868,000 of the general fund—state appropriation for fiscal year 2024, \$1,852,000 of the general fund—state appropriation for fiscal year 2025, and \$1,543,000 of the general fund—federal appropriation are provided solely for the department to develop and implement a professional therapeutic foster care contract and licensing category. Therapeutic foster care professionals are not required to have another source of income and must receive specialized training and support.

(f) \$872,000 of the general fund—state appropriation for fiscal year 2024, \$832,000 of the general fund—state appropriation for fiscal year 2025, and \$421,000 of the general fund—federal appropriation are provided solely to update assessment and placement procedures prior to placing a youth in a qualified residential treatment program, as well as updating the assessment schedule to every 90 days.

(g) \$2,725,000 of the general fund—state appropriation for fiscal year 2025 and \$644,000 of the general fund—federal appropriation are provided solely for family team decision making and shared planning meetings as informed by attachment a-stakeholder facilitator and process description.

(h) The department shall implement all provisions of the settlement agreement, including those described in (a) through (f) of this subsection; revisions to shared planning meeting and family team decision-making policies and practices; and any and all additional settlement agreement requirements and timelines established.

~~(((\$8,919,000))~~ \$7,379,000 of the general fund—state appropriation for fiscal year 2024, ~~(((\$19,521,000))~~ \$26,325,000 of the general fund—state appropriation for fiscal year 2025, and ~~(((\$6,595,000))~~ \$7,195,000 of the general fund—federal appropriation are provided solely for implementation of a seven-level foster care support system. Of the amounts provided in this subsection:

(a) \$5,527,000 of the general fund—state appropriation for fiscal year 2024, \$11,054,000 of the general fund—state appropriation for fiscal year 2025, and \$5,284,000 of the general fund—federal appropriation are provided solely to expand foster care maintenance payments from a four-level to a seven-level support system, beginning January 1, 2024.

~~(((\$2,572,000))~~ \$1,032,000 of the general fund—state appropriation for fiscal year 2024, ~~(((\$7,717,000))~~ \$14,521,000 of the general fund—state appropriation for fiscal year 2025, and ~~(((\$1,173,000))~~ \$1,773,000 of the general fund—federal appropriation are provided solely for expanded caregiver support services. Services include, but are not limited to, placement, case aide, and after-hours support, as well as training, coaching, child care, and respite coordination.

(c) \$573,000 of the general fund—state appropriation for fiscal year 2024 and \$566,000 of the general fund—state appropriation for fiscal year 2025 are

provided solely for project management to oversee the shift in systems and practices.

(d) \$247,000 of the general fund—state appropriation for fiscal year 2024, \$184,000 of the general fund—state appropriation for fiscal year 2025, and \$138,000 of the general fund—federal appropriation are provided solely for a contract with the department of social and health services research and data analysis division to track program outcomes through monitoring and analytics.

(23) \$732,000 of the general fund—state appropriation for fiscal year 2024, \$732,000 of the general fund—state appropriation for fiscal year 2025, and \$362,000 of the general fund—federal appropriation are provided solely to increase staff to support statewide implementation of the kinship caregiver engagement unit.

(24) ~~(\$7,332,000)~~ \$2,113,000 of the general fund—state appropriation for fiscal year 2024 and ~~(\$7,332,000)~~ \$4,119,000 of the general fund—state appropriation for fiscal year 2025 are provided solely to issue foster care maintenance payments for up to 90 days to those kinship caregivers who obtain an initial license.

(25) \$6,696,000 of the general fund—state appropriation for fiscal year 2024, \$6,696,000 of the general fund—state appropriation for fiscal year 2025, and \$2,940,000 of the general fund—federal appropriation are provided solely for contracted visitation services for children in temporary out-of-home care. Funding is provided to reimburse providers for certain uncompensated services, which may include work associated with missed or canceled visits.

(26) \$4,104,000 of the general fund—state appropriation for fiscal year 2024 and \$5,589,000 of the general fund—state appropriation for fiscal year 2025 are provided solely to expand combined in-home services to serve more families. By December 1, 2023, and annually thereafter, the department shall provide a report to the legislature detailing combined in-home services expenditures and utilization, including the number of families served and a listing of services received by those families.

(27) \$892,000 of the general fund—state appropriation for fiscal year 2024, \$892,000 of the general fund—state appropriation for fiscal year 2025, and \$796,000 of the general fund—federal appropriation are provided solely for increased licensing staff. Licensing staff are increased in anticipation that more kinship placements will become licensed due to recent legislation and court decisions, including *In re Dependency of K.W.* and chapter 211, Laws of 2021 (E2SHB 1227) (child abuse or neglect).

(28) \$755,000 of the general fund—state appropriation for fiscal year 2024 and \$2,014,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for implementation of Engrossed Substitute Senate Bill No. 5124 (nonrelative kin placement). ~~((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.))~~

(29) \$338,000 of the general fund—state appropriation for fiscal year 2024, \$317,000 of the general fund—state appropriation for fiscal year 2025, and \$54,000 of the general fund—federal appropriation are provided solely for implementation of Engrossed Substitute Senate Bill No. 5515 (child abuse and neglect). ~~((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.))~~

(30) \$851,000 of the general fund—state appropriation for fiscal year 2024, \$2,412,000 of the general fund—state appropriation for fiscal year 2025, and \$108,000 of the general fund—federal appropriation are provided solely for implementation of Senate Bill No. 5683 (foster care/Indian children). ~~((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.))~~

(31) \$2,304,000 of the opioid abatement settlement account—state appropriation is for implementation of Engrossed Second Substitute Senate Bill No. 5536 (controlled substances).

(32) \$375,000 of the general fund—state appropriation for fiscal year 2024, \$375,000 of the general fund—state appropriation for fiscal year 2025, 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. The department shall report to the office of financial management and the relevant fiscal and policy committees of the legislature regarding these strategies by September 1, 2023. The report shall include the number and percentage of parents requiring supervised visitation and the number and percentage of parents with unsupervised visitation, prior to reunification.

(33) \$499,000 of the general fund—state appropriation for fiscal year 2024, \$499,000 of the general fund—state appropriation for fiscal year 2025, and \$310,000 of the general fund—federal appropriation are provided solely for implementation of Second Substitute House Bill No. 1204 (family connections program), which will support the family connections program in areas of the state in which the program is already established. To operate the program, the department must contract with a community-based organization that has experience working with the foster care population and administering the family connections program. ~~((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.))~~

(34) \$2,020,000 of the general fund—state appropriation for fiscal year 2024, \$1,894,000 of the general fund—state appropriation for fiscal year 2025, and \$1,247,000 of the general fund—federal appropriation are provided solely to increase the basic foster care maintenance rate for all age groups and the supervised independent living subsidy for youth in extended foster care each by \$50 per youth per month effective July 1, 2023.

(35) \$30,000 of the general fund—state appropriation for fiscal year 2024 and \$300,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the department to contract with a Bellevue-based nonprofit organization to support the continuation of its home visiting services for children ages three through five years old who are in the child welfare system. The nonprofit organization must provide educational and therapeutic services for children with developmental delays, disabilities, and behavioral needs.

(36) \$375,000 of the general fund—state appropriation for fiscal year 2024 and \$375,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for a contract with a Washington state mentoring organization to

provide oversight and training for a pilot program that mentors foster youth. The goal of the program is to improve outcomes for youth in foster care by surrounding them with ongoing support from a caring adult mentor. Under the program, mentors provide a positive role model and develop a trusted relationship that helps the young person build self-confidence, explore career opportunities, access their own resourcefulness, and work to realize their fullest potential. The organization shall serve as the program administrator to provide grants to nonprofit organizations based in Washington state that meet department approved criteria specific to mentoring foster youth. Eligible grantees must have programs that currently provide mentoring services within the state and can provide mentors who provide one-to-one services to foster youth, or a maximum ratio of one mentor to three youth.

~~((36))~~ (37) \$1,100,000 of the general fund—state appropriation for fiscal year 2024 ~~((is))~~ and \$1,400,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for a grant to a nonprofit organization in Spokane that has experience administering a family-centered drug treatment and housing program for families experiencing substance use disorder. The amount provided in this subsection is intended to support the existing program while the department works to develop a sustainable model of the program and expand to new regions of the state.

~~((37))~~ (38) \$150,000 of the general fund—state appropriation for fiscal year 2024 is provided solely for the department to lead the development of a sustainable operating funding model for programs using the rising strong model that provides comprehensive, family-centered drug treatment and housing services to keep families together while receiving treatment and support. The department shall work in coordination with the health care authority, the department of commerce, other local agencies, and stakeholders on development of the model. The department shall submit the sustainable operating model to the appropriate committees of the legislature by July 1, 2024.

~~((38))~~ (39) \$107,000 of the general fund—state appropriation for fiscal year 2024, \$102,000 of the general fund—state appropriation for fiscal year 2025, and \$50,000 of the general fund—federal appropriation are provided solely for implementation of Second Substitute House Bill No. 1580 (children in crisis). ~~((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.~~

~~(39))~~ (40) \$269,000 of the general fund—state appropriation for fiscal year 2024 and \$269,000 of the general fund—state appropriation for fiscal year 2025 are provided solely to increase the new foster home incentive payment for child-placing agencies to \$1,000 for each new foster home certified for licensure, effective July 1, 2023.

(41) \$1,484,000 of the general fund—state appropriation for fiscal year 2025 is provided solely to fund a memorandum of understanding to be negotiated between the Washington federation of state employees and the department of children, youth, and families, which provides for group A assignment pay for reference 77B for SSS2s in-training on a one-time basis beginning July 1, 2024.

(42)(a) \$3,153,000 of the opioid abatement settlement account—state appropriation and \$337,000 of the general fund—federal appropriation are provided solely for implementation of Engrossed Second Substitute Senate Bill

No. 6109 (children and families). If the bill is not enacted by June 30, 2024, the amounts provided in this subsection shall lapse.

(b) Of the amounts provided in (a) of this subsection:

(i) \$1,515,000 of the opioid abatement settlement account—state appropriation is provided solely for a pilot program to include third-party safety plan participants and public health nurses in child protective services safety planning.

(ii) \$574,000 of the opioid abatement settlement account—state appropriation and \$301,000 of the general fund—federal appropriation are provided solely for at least one legal liaison position in each region to work with both the department and the office of the attorney general for the purpose of assisting with the preparation of child abuse and neglect court cases.

(iii) \$972,000 of the opioid abatement settlement account—state appropriation is provided solely for two pilot programs to implement an evidence-based, comprehensive, intensive, in-home parenting services support model to serve children and families from birth to age 18 who are involved in the child welfare, children's mental health, or juvenile justice systems.

(43) \$1,350,000 of the opioid abatement settlement account—state appropriation is provided solely for the department to establish a pilot for public health nurses, including contracts for up to eight public health nurses distributed by case count across the regions to support caseworkers in engaging and communicating with families about the risks of fentanyl and child health and safety practices.

(44) The department shall collaborate with the department of social and health services to identify, place, and assist in the voluntary transition of adolescents aged 13 and older who have complex developmental, intellectual disabilities, or autism spectrum disorder, alongside potential mental health or substance use diagnoses, into a leased facility for specialized residential treatment at Lake Burien operated by the department of social and health. The partnership is dedicated to transitioning individuals to community-based settings in a seamless and voluntary manner that emphasizes care in less restrictive community-based environments.

(45) \$694,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for the department to contract for two receiving centers as established in RCW 7.68.380, that serve youth who are, or are at risk of being, commercially or sexually exploited. One receiving center shall be located on the west side of the state, and one receiving center shall be located on the east side of the state.

(46) \$100,000 of the general fund—state appropriation for fiscal year 2025 is provided solely to support families attending the annual caregivers conference in 2024. The conference must provide an opportunity for kinship families, foster parents, prelicensed foster parents, and adoptive families to gather for education, support, and family building experiences.

(47) \$18,000 of the general fund—state appropriation for fiscal year 2024, \$86,000 of the general fund—state appropriation for fiscal year 2025, and \$64,000 of the general fund—federal appropriation are provided solely for implementation of Substitute House Bill No. 1970 (DCYF-caregiver communication). If the bill is not enacted by June 30, 2024, the amounts provided in this subsection shall lapse.

(48) \$60,000 of the general fund—state appropriation for fiscal year 2025 and \$14,000 of the general fund—federal appropriation are provided solely for implementation of Second Substitute House Bill No. 1205 (publication of notice). If the bill is not enacted by June 30, 2024, the amounts provided in this subsection shall lapse.

(49) \$1,750,000 of the general fund—state appropriation for fiscal year 2025 is provided solely to increase the rates paid to family preservation services providers, effective July 1, 2024.

(50) \$900,000 of the general fund—state appropriation for fiscal year 2025 and \$231,000 of the general fund—federal appropriation are provided solely for implementation of Engrossed Second Substitute Senate Bill No. 5908 (extended foster care). If the bill is not enacted by June 30, 2024, the amounts provided in this subsection shall lapse.

(51) \$333,000 of the general fund—state appropriation for fiscal year 2025 and \$76,000 of the general fund—federal appropriation are provided solely for implementation of Second Substitute Senate Bill No. 6006 (victims of human trafficking). If the bill is not enacted by June 30, 2024, the amounts provided in this subsection shall lapse.

Sec. 228. 2023 c 475 s 228 (uncodified) is amended to read as follows:

**FOR THE DEPARTMENT OF CHILDREN, YOUTH, AND FAMILIES—  
JUVENILE REHABILITATION PROGRAM**

General Fund—State Appropriation (FY 2024) . . . . .	(\$140,231,000)
	<u>\$152,459,000</u>
General Fund—State Appropriation (FY 2025) . . . . .	(\$143,975,000)
	<u>\$154,077,000</u>
General Fund—Federal Appropriation . . . . .	\$694,000
General Fund—Private/Local Appropriation . . . . .	\$205,000
Washington Auto Theft Prevention Authority Account—	
State Appropriation . . . . .	\$196,000
TOTAL APPROPRIATION . . . . .	(\$285,301,000)
	<u>\$307,631,000</u>

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

(1) \$2,841,000 of the general fund—state appropriation for fiscal year 2024 and \$2,841,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for grants to county juvenile courts for effective, community-based programs that are culturally relevant, research-informed, and focused on supporting positive youth development, not just reducing recidivism. 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. The block grant oversight committee, in consultation with the Washington state institute for public policy, shall identify effective, community-based programs that are culturally relevant, research-informed, and focused on supporting positive youth development to receive funding.

(2) \$1,537,000 of the general fund—state appropriation for fiscal year 2024 and \$1,537,000 of the general fund—state appropriation for fiscal year 2025 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.

(3)(a) (~~(\$6,198,000)~~) \$6,698,000 of the general fund—state appropriation for fiscal year 2024 and (~~(\$6,198,000)~~) \$6,698,000 of the general fund—state appropriation for fiscal year 2025 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 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 funds, community juvenile accountability act grants, chemical dependency/mental health disposition alternative, and suspended disposition alternative. 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: (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 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.

(c) 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 (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.

(d) 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.

(4) \$645,000 of the general fund—state appropriation for fiscal year 2024 and \$645,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for funding of the teamchild project.

(5) \$500,000 of the general fund—state appropriation for fiscal year 2024 and \$500,000 of the general fund—state appropriation for fiscal year 2025 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.

(6) 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.

(7) \$50,000 of the general fund—state appropriation for fiscal year 2024 and \$50,000 of the general fund—state appropriation for fiscal year 2025 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.

(8) \$432,000 of the general fund—state appropriation for fiscal year 2024 and \$432,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the department to provide housing services to clients releasing from incarceration into the community.

(9)(a) \$878,000 of the general fund—state appropriation for fiscal year 2024 and \$879,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for implementation of chapter 206, Laws of 2021 (concerning juvenile rehabilitation community transition services).

(b) Of the amounts provided in (a) of this subsection, \$105,000 of the general fund—state appropriation for fiscal year 2024 and \$105,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for housing vouchers.

(10) \$123,000 of the general fund—state appropriation for fiscal year 2024 and \$123,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for implementation of chapter 265, Laws of 2021 (supporting successful reentry).

(11) \$250,000 of the general fund—state appropriation for fiscal year 2024 and \$250,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for a credible messenger mentorship organization located in Kitsap county to provide peer counseling, peer support services, and mentorship for at-risk youth and families.

(12) \$1,791,000 of the general fund—state appropriation for fiscal year 2024 and \$1,754,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for maintenance of the facility, property, and assets at the facility formerly known as the Naselle youth camp in Naselle. The department of children, youth, and families must enter into an interagency agreement with the department of social and health services for the management and warm closure maintenance of the Naselle youth camp facility and grounds during the 2023-2025 fiscal biennium.

(13)(a) \$140,000 of the general fund—state appropriation for fiscal year 2024 and \$140,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for implementation of Engrossed Substitute House Bill No. 1394 (sexual offenses by youth). (~~If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.~~)

(b) The department of children, youth, and families—juvenile rehabilitation shall develop and implement a grant program that allows defense attorneys and counties to apply for funding for sex offender evaluation and treatment programs. The department shall provide funding to counties for: (a) Process mapping, site assessment, and training for additional sex offender treatment modalities such as multisystemic therapy-problem sexual behavior or problematic sexual behavior-cognitive behavioral therapy; and (b) for any evaluation and preadjudication treatment costs which are not covered by the court.

(14) \$2,436,000 of the general fund—state appropriation for fiscal year 2024 and \$2,206,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for a dedicated institutional educational oversight and accountability team and 12 staff to provide a transition team at both green hill and echo glen that will serve as an education engagement team at the facility and will also coordinate and engage with community enrichment programs and community organizations to afford more successful transitions.

(15) \$505,000 of the general fund—state appropriation for fiscal year 2024 and \$505,000 of the general fund—state appropriation for fiscal year 2025 are

provided solely for contracted services for housing for youth exiting juvenile rehabilitation facilities.

(16) ~~(\$3,306,000)~~ \$2,958,000 of the general fund—state appropriation for fiscal year 2024 and ~~(\$8,732,000)~~ \$11,436,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for caseload costs and staffing. Of the amount provided in this subsection: ~~(\$1,752,000)~~ \$690,000 of the general fund—state appropriation for fiscal year 2024 and ~~(\$2,428,000)~~ \$2,055,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for staffing necessary to operate the baker cottage north living unit at green hill school that is anticipated to be operational by ~~(February)~~ May 1, 2024.

(17) \$967,000 of the general fund—state appropriation for fiscal year 2024 is provided solely for the department to purchase body scanners, one for Echo Glen children's center, and two for Green Hill school, to comply with chapter 246-230 WAC (security screening systems).

(18) \$7,774,000 of the general fund—state appropriation for fiscal year 2024 and \$10,160,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for enhanced security services at the Echo Glen children's center.

(19) \$68,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for implementation of Second Substitute Senate Bill No. 6006 (victims of human trafficking). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

(20) \$200,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for the department to contract with a nonprofit entity doing statewide gender-responsive, race equity training and girls' advocacy programming in the juvenile rehabilitation system. The entity must provide:

(a) Girl-centered, antibias training for adults working with girls;

(b) Youth stipends for girls involved in advocacy programming; and

(c) Program facilitation for girls in the continuum of the juvenile rehabilitation system.

**Sec. 229.** 2023 c 475 s 229 (uncodified) is amended to read as follows:

**FOR THE DEPARTMENT OF CHILDREN, YOUTH, AND FAMILIES—  
EARLY LEARNING PROGRAM**

General Fund—State Appropriation (FY 2024) . . . . .	<del>(\$576,454,000)</del>
	<u>\$586,784,000</u>
General Fund—State Appropriation (FY 2025) . . . . .	<del>(\$699,147,000)</del>
	<u>\$756,322,000</u>
General Fund—Federal Appropriation . . . . .	<del>(\$525,447,000)</del>
	<u>\$660,817,000</u>
General Fund—Private/Local Appropriation . . . . .	\$104,000
Education Legacy Trust Account—State Appropriation . . . . .	<del>(\$385,965,000)</del>
	<u>\$385,401,000</u>
Home Visiting Services Account—State Appropriation . . . . .	<del>(\$35,809,000)</del>
	<u>\$35,794,000</u>
Home Visiting Services Account—Federal Appropriation . . . . .	<del>(\$36,417,000)</del>
	<u>\$37,256,000</u>
<u>Opioid Abatement Settlement Account—State</u>	
<u>Appropriation . . . . .</u>	<u>\$3,179,000</u>

Washington Opportunity Pathways Account—State	
Appropriation . . . . .	\$80,000,000
Workforce Education Investment Account—State	
Appropriation . . . . .	\$22,764,000
TOTAL APPROPRIATION . . . . .	<u>(\$2,362,107,000)</u>
	<u>\$2,568,421,000</u>

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

(1)(a) (~~(\$123,623,000)~~) \$132,698,000 of the general fund—state appropriation for fiscal year 2024, (~~(\$148,314,000)~~) \$156,585,000 of the general fund—state appropriation for fiscal year 2025, \$91,810,000 of the education legacy trust account—state appropriation, and \$80,000,000 of the opportunity pathways account—state appropriation are provided solely for the early childhood education and assistance program. These amounts shall support at least 16,778 slots in fiscal year 2024 and 17,278 slots in fiscal year 2025. Of the total slots in each fiscal year, 100 slots must be reserved for foster children to receive school-year-round enrollment.

(b) Of the amounts provided in (a) of this subsection:

(i) \$23,647,000 of the general fund—state appropriation for fiscal year 2024 and \$26,412,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for a slot rate increase of 18 percent for full day slots, a 9 percent increase for extended day slots, and a 7 percent increase for part day slots, beginning July 1, 2023.

(ii) \$8,271,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for a rate increase of 5 percent for full day slots and 9 percent for extended day slots, beginning July 1, 2024.

(iii) \$9,862,000 of the general fund—state appropriation for fiscal year 2024 and \$9,862,000 of the general fund—state appropriation for fiscal year 2025 are provided solely to convert 1,000 part day slots to full day slots, and to increase full day slots by 500, beginning in fiscal year 2024.

(~~(iii)~~) (iv) \$9,862,000 of the general fund—state appropriation for fiscal year 2025 is provided solely to convert 1,000 part day slots to full day slots(7) and to increase full day slots by 500, beginning in fiscal year 2025.

(c) Of the amounts provided in (a) of this subsection, \$2,509,000 of the general fund—state appropriation for fiscal year 2024 and \$3,278,000 of the general fund—state appropriation for fiscal year 2025 are provided solely to increase complex needs grant funds for the early childhood education and assistance program.

(d) 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.

(2) 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.

(3) The department of children, youth, and families shall work in collaboration with the department of social and health services to determine the appropriate amount of state expenditures for the working connections child care program to claim towards the state's maintenance of effort for the temporary assistance for needy families program. The departments will also collaborate 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 annual temporary assistance for needy families reimbursement from the department of social and health services to the department of children, youth, and families. Effective December 1, 2023, and annually thereafter, the department of children, youth, and families must report to the governor and the appropriate fiscal and policy committees of the legislature the total state contribution for the working connections child care program claimed the previous fiscal year towards the state's maintenance of effort for the temporary assistance for needy families program and the total temporary assistance for needy families reimbursement from the department of social and health services for the previous fiscal year.

(4)(a) (~~(\$144,632,000)~~) \$145,852,000 of the general fund—state appropriation for fiscal year 2024, \$208,181,000 of the general fund—state appropriation for fiscal year 2025, \$56,400,000 of the general fund—federal appropriation, and (~~(\$51,500,000)~~) \$99,100,000 of the general fund—federal appropriation (ARPA) are provided solely for enhancements to the working connections child care program.

(b) Of the amounts provided in (a) of this subsection:

(i) \$47,637,000 of the general fund—state appropriation for fiscal year 2024, \$87,556,000 of the general fund—state appropriation for fiscal year 2025, \$36,249,000 of the general fund—federal appropriation, and \$33,085,000 of the general fund—federal appropriation (ARPA) are provided solely to increase subsidy base rates to the 85th percentile of market based on the 2021 market rate survey for child care centers.

(ii) (~~(\$96,995,000)~~) \$98,215,000 of the general fund—state appropriation for fiscal year 2024, \$120,625,000 of the general fund—state appropriation for fiscal year 2025, \$20,151,000 of the general fund—federal appropriation, and \$18,415,000 of the general fund—federal appropriation (ARPA) are provided solely to implement the 2023-2025 collective bargaining agreement covering family child care providers as provided in section 907 of this act. Of the amounts provided in this subsection:

(A) \$8,263,000 of the general fund—state appropriation for fiscal year 2024 and \$9,793,000 of the general fund—state appropriation for fiscal year 2025 are for an 85 cent per hour per child rate increase for family, friends, and neighbor providers (FFNs) beginning July 1, 2023, and a 15 cent per hour per child rate increase beginning July 1, 2024.

(B) \$26,515,000 of the general fund—state appropriation for fiscal year 2024, \$48,615,000 of the general fund—state appropriation for fiscal year 2025,

\$20,151,000 of the general fund—federal appropriation, and \$18,415,000 of the general fund—federal appropriation (ARPA) are provided to increase subsidy base rates to the 85th percentile of market based on the 2021 market rate survey.

(C) \$370,000 of the general fund—state appropriation for fiscal year 2024 and \$370,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the department to pay the background check application and fingerprint processing fees.

(D) (~~(\$61,847,000)~~) \$63,067,000 of the general fund—state appropriation for fiscal year 2024 and \$61,847,000 of the general fund—state appropriation for fiscal year 2025 are for a cost of care rate enhancement.

(c) Funding in this subsection must be expended with internal controls that provide child-level detail for all transactions, beginning July 1, 2024.

(d) On July 1, 2023, and July 1, 2024, 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:

(i) A summary of the number of overpayments that occurred;

(ii) The reason for each overpayment;

(iii) The total cost of overpayments;

(iv) A comparison to overpayments that occurred in the past two preceding fiscal years; and

(v) 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 governor and 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.

(5) ~~(\$2,362,000)~~ \$2,362,000 of the general fund—state appropriation for fiscal year 2024 ~~(and)~~, \$2,362,000 of the general fund—state appropriation for fiscal year 2025, and \$772,000 of the general fund—federal appropriation are provided solely to increase the nonstandard hours bonus to:

(a) \$135 per child per month, beginning July 1, 2023; and

(b) \$150 per child per month, beginning July 1, 2024.

(6) \$22,764,000 of the workforce education investment account—state appropriation is provided solely for the working connections child care program under RCW 43.216.135.

(7) \$353,402,000 of the general fund—federal appropriation is reimbursed by the department of social and health services to the department of children, youth, and families for qualifying expenditures of the working connections child care program under RCW 43.216.135.

(8) \$1,560,000 of the general fund—state appropriation for fiscal year 2024, \$1,560,000 of the general fund—state appropriation for fiscal year 2025, and \$6,701,000 of the general fund—federal appropriation are provided solely for the seasonal child care program.

(9) \$871,000 of the general fund—state appropriation for fiscal year 2024 and \$871,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the department of children, youth, and families to contract with a countywide nonprofit organization with early childhood expertise in Pierce county for a project to prevent child abuse and neglect using nationally recognized models.

(a) The nonprofit organization must continue to implement a countywide resource and referral linkage system for families of children who are prenatal through age five.

(b) The nonprofit organization must 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 September 1, 2023.

(10) \$3,577,000 of the general fund—state appropriation for fiscal year 2024, \$3,587,000 of the general fund—state appropriation for fiscal year 2025, and \$9,588,000 of the education legacy trust account—state 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 pursue opportunities to leverage other funding to continue and expand ECLIPSE services. Priority for services shall be given to children referred from the department.

(11) 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.

(12) \$1,728,000 of the general fund—state appropriation for fiscal year 2024 and \$1,728,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for reducing barriers for low-income providers to participate in the early achievers program.

(13) \$300,000 of the general fund—state appropriation for fiscal year 2024 and \$300,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for a contract with a nonprofit entity experienced in the provision of promoting early literacy for children through pediatric office visits.

(14) \$4,000,000 of the education legacy trust account—state appropriation is provided solely for early intervention assessment and services.

(15) 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.

(16) \$100,000 of the general fund—state appropriation for fiscal year 2024 and \$100,000 of the general fund—state appropriation for fiscal year 2025 are

provided solely for continued implementation of chapter 202, Laws of 2017 (children's mental health).

(17) Within existing resources, the department shall continue implementation of chapter 409, Laws of 2019 (early learning access).

(18) \$515,000 of the general fund—state appropriation for fiscal year 2024 and \$515,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for a statewide family resource and referral linkage system, with coordinated access point of resource navigators who will connect families with children prenatal through age five with services, programs, and community resources through a facilitated referral and linkage process.

(19)(a) \$114,000 of the general fund—state appropriation for fiscal year 2024, \$173,000 of the general fund—state appropriation for fiscal year 2025, \$6,000 of the general fund—federal appropriation, and \$31,000 of the general fund—federal appropriation (ARPA) are provided solely for the department to complete its pilot project to determine the feasibility of a child care license category for multi-site programs operating under one owner or one entity and to complete one year of transition activities. The department shall adopt rules to implement the pilot project and may waive or adapt licensing requirements when necessary to allow for the operation of a new license category. Pilot participants must include, at least:

- (i) One governmental agency;
- (ii) One nonprofit organization; and
- (iii) One for-profit private business.

(b) New or existing license child care providers may participate in the pilot. When selecting and approving pilot project locations, the department shall aim to select a mix of rural, urban, and suburban locations. By July 1, 2024, the department shall submit to the governor and relevant committees of the legislature a plan for permanent implementation of this license category, including any necessary changes to law.

(20) \$3,020,000 of the home visiting account—state appropriation and \$6,540,000 of the home visiting account—federal appropriation are provided solely for the home visiting program. Of the amounts in this subsection:

(a) \$2,020,000 of the home visiting account—state appropriation and \$6,540,000 of the home visiting account—federal appropriation are provided solely for a funding increase, including to increase funding for contracts to support wage and cost increases and create more equity in contracting among the home visiting workforce.

(b) \$1,000,000 of the home visiting account—state appropriation is provided solely for the expansion of visiting services.

(21) Within the amounts provided in this section, funding is provided for the department to make permanent the two language access coordinators with specialties in Spanish and Somali as funded in chapter 334, Laws of 2021.

(22)(a) The department must 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.

(e) 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.

(23) \$260,000 of the general fund—state appropriation for fiscal year 2024 and \$260,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the department to continue implementation of an infant and early childhood mental health consultation initiative to support tribal child care and early learning programs. Funding may be used to provide culturally congruent infant and early childhood mental health supports for tribal child care, the tribal early childhood education and assistance program, and tribal head start providers. The department must consult with federally recognized tribes which may include round tables through the Indian policy early learning committee.

(24) \$860,000 of the general fund—state appropriation for fiscal year 2024 and \$860,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for continued expansion and support of family, friend, or neighbor caregivers with a focus on the provision of play and learn groups. The amounts provided in this subsection may be used for the department to:

(a) Fund consistent staffing across the state's six geographic regions to support the needs of family, friend, or neighbor caregivers;

(b) Contract with a statewide child care resource and referral program to sustain and expand the number of facilitated play groups to meet the needs of communities statewide;

(c) Support existing infrastructure for organizations that have developed the three existing play and learn program models so they have capacity to provide training, technical assistance, evaluation, data collection, and other support needed for implementation; and

(d) Provide direct implementation support to community-based organizations that offer play and learn groups.

(25) (~~(\$3,750,000)~~) \$2,750,000 of the general fund—state appropriation for fiscal year 2024 and (~~(\$3,750,000)~~) \$4,750,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for tribal early learning grants to be distributed to providers with tribal children enrolled in early childhood education and assistance program, early ECEAP, childcare, head start, early head start and home visiting programs. Grants will be administered by the

department of children, youth and families office of tribal relations and may be awarded for purposes including but not limited to culturally appropriate mental health supports for addressing historical trauma, incorporating indigenous foods, culturally-responsive books and materials, staff professional development, curriculum adaptations and supplements, tribal language education, elders and storytelling in classrooms, traditional music and arts instruction, and transportation to facilitate tribal child participation in early childhood education. Of the amounts in this subsection, the department may use \$143,000 in fiscal year 2024 and up to \$136,000 in fiscal year 2025 to cover associated administrative expenses.

(26) \$7,698,000 of the general fund—state appropriation for fiscal year 2024 and \$7,698,000 of the general fund—state appropriation for fiscal year 2025 are provided solely to increase complex needs grant funds for child care providers.

(27) \$2,624,000 of the general fund—state appropriation for fiscal year 2024 and \$2,624,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for equity grants established under chapter 199, Laws of 2021 (E2SSB 5237).

(28) \$2,354,000 of the general fund—state appropriation for fiscal year 2024 and \$2,431,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the department to continue the birth-to-three early childhood education and assistance program. Funding is sufficient for a 20 percent rate increase beginning July 1, 2023, and a 1.8 percent rate increase beginning July 1, 2024.

(29) \$3,352,000 of the general fund—state appropriation for fiscal year 2024 and \$9,916,000 of the general fund—state appropriation for fiscal year 2025 are provided solely to implement Second Substitute Senate Bill No. 5225 (working conn. child care). ~~((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.))~~

(30) \$200,000 of the general fund—state appropriation for fiscal year 2024 and \$200,000 of the general fund—state appropriation for fiscal year 2025 are provided solely to help close the gap in childcare access in the King county region by providing pandemic recovery support funding to the Launch learning organization.

(31) ~~(\$533,000)~~ \$169,000 of the general fund—state appropriation for fiscal year 2024 ~~((is))~~ and \$364,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the department to submit an implementation plan to expand access to Washington's mixed delivery child care system. The plan must assume that any financial contribution by families is capped at no more than seven percent of household income and that the child care workforce are provided living wages and benefits. The plan must be submitted to the appropriate committees of the legislature by June 30, 2025, and should:

- (a) Follow the intent of chapter 199, Laws of 2021;
- (b) Be aligned with the cost of quality care rate model;
- (c) Include timelines, costs, and statutory changes necessary for timely and effective implementation; and

(d) Be developed through partnership with the statewide child care resource and referral organization and the largest union representing child care providers, with consultation from families.

(32) ~~\$250,000 of the general fund—state appropriation for fiscal year 2024~~ ~~(and)~~ ~~\$250,000 of the general fund—state appropriation for fiscal year 2025,~~ \$250,000 of the general fund—state appropriation for fiscal year 2024 and \$1,750,000 of the general fund—federal appropriation are provided solely for infant and early childhood mental health consultation. Of the amounts provided in this subsection, \$150,000 of the general fund—federal appropriation is for infant and early childhood mental health consultation services to support rural schools and child care programs in rural communities.

(33) \$1,000,000 of the general fund—state appropriation for fiscal year 2024 and \$1,000,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the department to contract with Washington communities for children to maintain a community-based early childhood network.

(34) \$200,000 of the general fund—state appropriation for fiscal year 2024 and \$200,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the department to contract with a Washington state based nonprofit digital child care marketing and matching service to deliver child care marketing and matching services in order to increase the number of licensed providers offering nonstandard hours care and to provide effective outreach to workforces in order to help them find and match with available nonstandard hours care providers.

(35) ~~\$250,000 of the general fund—state appropriation for fiscal year 2024~~ ~~(and)~~ ~~\$250,000 of the general fund—state appropriation for fiscal year 2025,~~ \$250,000 of the general fund—state appropriation for fiscal year 2024 and \$2,500,000 of the general fund—federal appropriation are provided solely for the department to contract with an organization that provides relationship-based professional development support to family, friend, and neighbor, child care center, and licensed family care providers to work with child care workers to establish and support new affordable, high quality child care and early learning programs. To be eligible to receive funding, the organization must:

(a) Provide professional development services for child care providers and early childhood educators, including training and mentorship programs;

(b) Provide mentorship and other services to assist with child care provider and facility licensing;

(c) Administer or host a system of shared services and consulting related to operating a child care business; and

(d) Administer a state sponsored substitute pool child care provider program.

(36) \$830,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for implementation of Second Substitute House Bill No. 1447 (assistance programs). ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.))~~

(37) \$972,000 of the general fund—state appropriation for fiscal year 2024 and \$1,728,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for implementation of Second Substitute House Bill No. 1525 (apprenticeships/child care). ~~((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.))~~

(38) \$2,438,000 of the general fund—state appropriation for fiscal year 2024 is provided solely for the department to provide a one-time rate enhancement in fiscal year 2024 for early support for infants and toddlers program providers.

(39) \$4,291,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for implementation of Substitute House Bill No. 1916 (infants and toddlers program). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

(40) \$1,000,000 of the general fund—state appropriation for fiscal year 2024 and ((~~\$1,000,000~~)) \$1,500,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the imagination library.

(41) \$5,561,000 of the general fund—federal appropriation is provided solely for the department to increase the infant rate enhancement to \$300 per month, beginning July 1, 2024.

(42) \$1,313,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for implementation of chapter 420, Laws of 2023 (transition to kindergarten program).

(43) \$650,000 of the general fund—federal appropriation is provided solely for the department to contract with a nonprofit organization that implements an inclusion mentorship program for child care and early learning providers. The mentorship program shall provide early learning providers with the necessary skills and knowledge to effectively care for and educate children with disabilities, developmental delays, or challenging behaviors.

(44)(a) \$30,000 of the general fund—state appropriation for fiscal year 2024 and \$170,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the department to contract with the Snohomish county early learning coalition to develop a leadership team to identify and report on ways to strengthen the early learning community in Snohomish county. The leadership team may include, but is not limited to, members from the following groups:

(i) Business communities and industry representatives;

(ii) Child care directors and owners;

(iii) School district superintendents;

(iv) The children's commission;

(v) Early learning nonprofit executive directors;

(vi) Tribes located in Snohomish county;

(vii) Councilmembers from cities located in Snohomish county;

(viii) Law enforcement;

(ix) The communities of color coalition; and

(x) Immigrant communities.

(b) The early learning coalition must submit an initial report to the governor and the appropriate committees of the legislature by June 30, 2025. The report must identify the following information:

(i) Highest priority early learning needs and common challenges in the Snohomish county early learning sector;

(ii) Best strategies to address the identified challenges;

(iii) A list of potential partners to help implement the strategies identified in the report;

(iv) A funding plan to implement the strategies; and

(v) The goal of any strategies implemented.

(45)(a) \$3,179,000 of the opioid abatement settlement account—state appropriation is provided solely for implementation of Engrossed Second Substitute Senate Bill No. 6109 (children and families). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

(b) Of the amounts provided in (a) of this subsection:

(i) \$1,600,000 of the opioid abatement settlement account—state appropriation is provided solely for implementation of section 202 of Engrossed Second Substitute Senate Bill No. 6109 (children and families) for the department to enter into targeted contracts with existing home visiting programs established by RCW 43.216.130 in locales with the historically highest rates of child welfare screened-in intake to serve families.

(ii) \$1,579,000 of the opioid abatement settlement account—state appropriation is provided solely to establish a pilot program for contracted child care slots for infants in child protective services, which may be used as part of a safety plan.

(46)(a) \$250,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for the department to contract with a nonprofit organization located in Spokane for a pilot program to increase the child care workforce and child care capacity in the greater Spokane area. At a minimum, the pilot program must create a cohort of at least 10 child care facilities that will engage in culture index and blueprint assessments in order to increase the child care workforce.

(b) In administering the pilot program, the nonprofit organization must:

(i) Conduct coordinated outreach efforts to establish capacity and utilization benchmarks for current licensed day care facilities;

(ii) Create a recruitment and branding strategy to increase the child care workforce; and

(iii) Establish data points for training, recruiting, and retaining child care employees.

(c) The organization must submit a report on the results of the pilot program, including any outcomes affecting the child care workforce and capacity, to the governor and the appropriate committees of the legislature by June 30, 2025.

(47) \$1,246,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for implementation of Second Substitute House Bill No. 2124 (child care prog. eligibility). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

Sec. 230. 2023 c 475 s 230 (uncodified) is amended to read as follows:

**FOR THE DEPARTMENT OF CHILDREN, YOUTH, AND FAMILIES—  
PROGRAM SUPPORT**

General Fund—State Appropriation (FY 2024) . . . . .	(\$269,989,000)
	\$371,994,000
General Fund—State Appropriation (FY 2025) . . . . .	(\$267,333,000)
	\$293,151,000
General Fund—Federal Appropriation . . . . .	(\$154,741,000)
	\$171,942,000
General Fund—Private/Local Appropriation . . . . .	(\$2,133,000)
	\$2,131,000

Education Legacy Trust Account—State Appropriation . . . . .	<del>(\$180,000)</del>
	<u>\$744,000</u>
Home Visiting Services Account—State Appropriation . . . . .	\$482,000
Home Visiting Services Account—Federal Appropriation . . . . .	\$380,000
TOTAL APPROPRIATION . . . . .	<del>(\$695,238,000)</del>
	<u>\$840,824,000</u>

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

(1) \$400,000 of the general fund—state appropriation for fiscal year 2024 and \$400,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for a Washington state mentoring organization to continue its public-private partnerships providing technical assistance and training to mentoring programs that serve at-risk youth.

(2) \$2,000 of the general fund—state appropriation for fiscal year 2024, \$6,000 of the general fund—state appropriation for fiscal year 2025, and \$2,000 of the general fund—federal appropriation are provided solely for the implementation of an agreement reached between the governor and the Washington federation of state employees for the language access providers under the provisions of chapter 41.56 RCW for the 2023-2025 fiscal biennium, as provided in section 907 of this act.

(3) \$100,000 of the general fund—state appropriation for fiscal year 2024 and \$100,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for a full-time employee to coordinate policies and programs to support pregnant and parenting individuals receiving chemical dependency or substance use disorder treatment.

(4) ~~(\$2,719,000)~~ \$3,525,000 of the general fund—state appropriation for fiscal year 2024, ~~(\$2,632,000)~~ \$3,597,000 of the general fund—state appropriation for fiscal year 2025, and ~~(\$174,000)~~ \$181,000 of the general fund—federal appropriation are provided solely for the phase-in of the settlement agreement under *D.S. et al. v. Department of Children, Youth and Families et al.*, United States district court for the western district of Washington, cause no. 2:21-cv-00113-BJR. The department 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 the emerging adulthood housing program, professional therapeutic foster care, statewide hub home model, revised licensing standards, family group planning, referrals and transition, qualified residential treatment program, and monitoring and implementation. To comply with the settlement agreement, funding in this subsection is provided as follows:

(a) \$2,406,000 of the general fund—state appropriation for fiscal year 2024, \$2,382,000 of the general fund—state appropriation for fiscal year 2025, and \$174,000 of the general fund—federal appropriation are provided solely for supported housing programs for hard-to-place foster youth age 16 and above. The department shall provide housing and case management supports that ensure youth placement stability, promote mental health and well-being, and prepare youth for independent living.

(b) \$313,000 of the general fund—state appropriation for fiscal year 2024 and \$250,000 of the general fund—state appropriation for fiscal year 2025 are

provided solely for implementation and monitoring of the state's implementation plan, which includes receiving recurring updates, requesting data on compliance, reporting on progress, and resolving disputes that may arise.

(c) \$806,000 of the general fund—state appropriation for fiscal year 2024, \$965,000 of the general fund—state appropriation for fiscal year 2025, and \$7,000 of the general fund—federal appropriation are provided solely for plaintiff legal fees and fiduciary support to support rate modeling and payments for the emerging adult housing program, professional therapeutic foster parents, referrals and transitions, and hub homes.

(5) \$704,000 of the general fund—state appropriation for fiscal year 2024, \$1,022,000 of the general fund—state appropriation for fiscal year 2025, and \$222,000 of the general fund—federal appropriation are provided solely for the department to implement a language access plan, which will include but is not limited to:

- (a) Translation of department materials;
- (b) Hiring staff to form a centralized language access team to provide language access supports and coordination across all department divisions;
- (c) Outreach to community organizations serving multilingual children and families regarding department programs;
- (d) Webinars and other technical assistance provided in multiple languages for department programs;
- (e) Training for department staff on language access resources; and
- (f) Other means of increasing language access and equity for providers and caregivers in health and safety, licensing and regulations, and public funding opportunities for programs offered by the department.

(6) \$1,885,000 of the general fund—state appropriation for fiscal year 2024 and \$1,885,000 of the general fund—federal appropriation are provided solely for a feasibility study to develop an implementation plan and determine costs for a new child welfare information system.

(7) \$2,149,000 of the general fund—state appropriation for fiscal year 2024, \$7,851,000 of the general fund—state appropriation for fiscal year 2025, and \$10,000,000 of the general fund—federal appropriation are provided solely for a comprehensive child welfare information system. The funding in this section is sufficient to complete procurement and the initial stages of implementation and is subject to the conditions, limitations, and review requirements of section 701 of this act.

(8) \$1,187,000 of the general fund—state appropriation for fiscal year 2024 and \$1,187,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for housing support services for youth exiting foster care and juvenile rehabilitation.

~~((8))~~ (9) \$19,000 of the general fund—state appropriation for fiscal year 2024, \$19,000 of the general fund—state appropriation for fiscal year 2025, and \$6,000 of the general fund—federal appropriation are provided solely for indirect costs associated with the implementation of a seven-level foster care support system.

~~((9))~~ (10) \$1,494,000 of the general fund—federal appropriation is provided solely for continued implementation of the family first prevention services act requirements, including technology enhancements to support the automated assessments, data quality, and reporting requirements. Funding

provided in this subsection is subject to the conditions, limitations, and review provided in section 701 of this act.

~~((10))~~ (11) \$717,000 of the general fund—state appropriation for fiscal year 2024, \$717,000 of the general fund—state appropriation for fiscal year 2025, and \$324,000 of the general fund—federal appropriation are provided solely for continued implementation of chapter 210, Laws of 2021 (2SHB 1219).

~~((11))~~ (12) \$1,248,000 of the general fund—state appropriation for fiscal year 2024 and \$1,248,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the continuation of the emergency adolescent housing pilot program. The housing pilot will serve hard-to-place foster youth who are at least 16 years old with housing and intensive case management.

~~((12))~~ (13) \$319,000 of the general fund—state appropriation for fiscal year 2024, \$319,000 of the general fund—state appropriation for fiscal year 2025, and \$170,000 of the general fund—federal appropriation are provided solely to continue implementation of chapter 137, Laws of 2022 (2SHB 1905).

~~((13))~~ (14) \$26,000 of the general fund—state appropriation for fiscal year 2024 and \$26,000 of the general fund—state appropriation for fiscal year 2025 are provided solely to continue implementation of chapter 39, Laws of 2022 (SHB 2068).

~~((14))~~ (15) \$23,000 of the general fund—state appropriation for fiscal year 2024, \$31,000 of the general fund—state appropriation for fiscal year 2025, and \$7,000 of the general fund—federal appropriation are provided solely to implement Second Substitute Senate Bill No. 5225 (working conn. child care). ~~((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.~~

~~(15))~~ (16) \$1,571,000 of the general fund—state appropriation for fiscal year 2024 and \$1,571,000 of the general fund—state appropriation for fiscal year 2025 are provided solely to implement Senate Bill No. 5316 (DCYF background check fees). ~~((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.~~

~~(16))~~ (17) \$53,000 of the general fund—state appropriation for fiscal year 2024, \$53,000 of the general fund—state appropriation for fiscal year 2025, and \$16,000 of the general fund—federal appropriation are provided solely to implement Engrossed Substitute Senate Bill No. 5515 (child abuse and neglect). ~~((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.~~

~~(17))~~ (18) \$43,000 of the general fund—state appropriation for fiscal year 2024, \$78,000 of the general fund—state appropriation for fiscal year 2025, and \$18,000 of the general fund—federal appropriation are provided solely to implement Engrossed Substitute Senate Bill No. 5124 (nonrelative kin placement). ~~((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.~~

~~(18))~~ (19) \$2,627,000 of the general fund—state appropriation for fiscal year 2024 and \$2,628,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for implementation of Substitute Senate Bill No. 5256 (child welfare housing). ~~((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.~~

~~(19))~~ (20) \$33,000 of the general fund—state appropriation for fiscal year 2024, \$58,000 of the general fund—state appropriation for fiscal year 2025, and

\$14,000 of the general fund—federal appropriation are provided solely for implementation of Senate Bill No. 5683 (foster care/Indian children). ~~((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.~~

~~(20))~~ (21) \$300,000 of the general fund—state appropriation for fiscal year 2024 and \$300,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the partnership council for juvenile justice to consider and provide recommendations regarding juvenile justice policy projects and for one additional staff for ongoing policy and program analysis. The partnership council is authorized to consult with experts to study and gather research on best practices regarding juvenile justice, and to consult with relevant stakeholders regarding its potential recommendations. Relevant stakeholders may include but are not limited to the superior court judges association; Washington association of juvenile court administrators; Washington association of county clerks; the association of Washington counties; community-based organizations with expertise in legal financial obligation reform, community compensation funds, supporting victims and survivors of crime, or supporting youth who have been convicted or adjudicated of criminal offenses; law enforcement, prosecutors; public defenders; incarcerated and formerly incarcerated youth and young adults; the administrative office of the courts; the crime victims compensation program; and the office of crime victims advocacy.

(a) The council shall:

(i) By October 31, 2024, report to the governor and appropriate committees of the legislature recommendations for establishing a state-funded community compensation program to address out of pocket expenses for those who have been harmed by juvenile criminal offenses. Recommendations shall consider restorative principles and best practices and shall be developed in consultation with those who have been adjudicated and charged restitution and those who have been owed restitution. The council shall provide recommendations for program implementation including, but not limited to, structure and placement within state government; scope and scale of funding including eligibility criteria; retroactivity; documentation requirements; and coordination with the existing crime victims compensation fund. The council shall provide estimates of startup costs and ongoing operational costs, including administration and direct compensation to victims.

(ii) By October 31, 2024, report to the governor and appropriate committees of the legislature recommendations regarding retention, dissemination, confidentiality, sealing, consequences, and general treatment of juvenile court records. In making recommendations, the council shall take into consideration developments in brain science regarding decision-making amongst youth; the impact the juvenile court records can have on future individual well-being; principles of racial equity; and impacts that the recommendations could have on recidivism.

(iii) By June 30, 2025, report to the governor and appropriate committees of the legislature recommendations regarding implementation of juvenile court jurisdiction expansion to encompass persons 18, 19, and 20 years old. Recommendations shall include an implementation plan for the expansion, including necessary funding, essential personnel and programmatic resources, measures necessary to avoid a negative impact on the state's child protection

response, and specific milestones related to operations and policy. The implementation plan shall also include a timeline for structural and systemic changes within the juvenile justice system for the juvenile rehabilitation division; the department of children, youth, and families; the department of corrections; and the juvenile court pursuant to chapter 13.04 RCW. The implementation plan shall also include an operations and business plan that defines benchmarks including possible changes to resource allocations; a review of the estimated costs avoided by local and state governments with the reduction of recidivism and an analysis of cost savings reinvestment options; and estimated new costs incurred to provide juvenile justice services to persons 18, 19, and 20 years old.

~~((21))~~ (22) \$150,000 of the general fund—state appropriation for fiscal year 2024 and \$150,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the department to contract with a statewide nonprofit with demonstrated capability of partnering with agencies and community organizations to develop public-facing regionalized data dashboards and reports to measure change in equitable early learning access as a result of programs and grants administered by the department. The nonprofit must provide the data in a consumer-friendly format and include updates on program supply and demand for subsidized child care and preschool programs. The data must be disaggregated by program and facility type, geography, family demographics, copayments, and outcomes of grants and rate enhancements disaggregated by staff role, program and facility type, and geography.

~~((22))~~ (23) \$1,206,000 of the general fund—state appropriation for fiscal year 2024, \$1,554,000 of the general fund—state appropriation for fiscal year 2025, and \$1,416,000 of the general fund—private/local appropriation are provided solely for the department to contract with one or more community organizations with expertise in the LifeSet case management model to serve youth and adults currently being served in or exiting the foster care, juvenile justice, and mental health systems to successfully transition to adulthood.

~~((23))~~ (24) \$750,000 of the general fund—state appropriation for fiscal year 2024 and \$750,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the department to increase rates for independent living service providers.

~~((24))~~ (25) \$700,000 of the general fund—state appropriation for fiscal year 2024 and \$700,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for funding of the teamchild project.

~~((25))~~ (26) \$150,000 of the general fund—state appropriation for fiscal year 2024 and \$150,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the department to contract with an entity for three separate studies. The department must submit the studies to the governor and the legislature by June 30, 2025. The studies must analyze:

(a) The feasibility of implementing a universal child allowance, universal child care, and universal baby boxes;

(b) The feasibility of a social wealth fund for Washington state; and

(c) The current cash and cash-equivalent benefits currently available for Washington state residents who are nonworkers.

~~((26))~~ (27) \$125,000 of the general fund—state appropriation for fiscal year 2024 and \$125,000 of the general fund—state appropriation for fiscal year

2025 are provided solely for the department to contract with an all-male, African American organization to mentor youth ages 12 through 19 in south King county.

~~((27))~~ (28) \$37,000 of the general fund—state appropriation for fiscal year 2024, \$37,000 of the general fund—state appropriation for fiscal year 2025, and \$74,000 of the general fund—federal appropriation are provided solely for implementation of Engrossed Second Substitute House Bill No. 1188 (child welfare services/DD). ~~((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.~~

~~(28))~~ (29) \$18,000 of the general fund—state appropriation for fiscal year 2024, \$18,000 of the general fund—state appropriation for fiscal year 2025, and \$8,000 of the general fund—federal appropriation are provided solely for implementation of Second Substitute House Bill No. 1580 (children in crisis). ~~((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.~~

~~(29))~~ (30)(a) \$118,000 of the general fund—state appropriation for fiscal year 2024 and \$41,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the department to report on a plan to discontinue the practice of using any benefits, payments, funds, or accrual paid to or on behalf of a child or youth to reimburse itself for cost of care by the earliest date feasible. The report must include an implementation plan to conserve funds for the future needs of the child in a manner in which the funds will not count against eligibility for federal or state means tested programs. The report must include a strategy for developing the financial literacy and capability of youth and young adults exiting foster care and juvenile rehabilitation. The department will develop the report in consultation with stakeholders, including but not limited to:

- (i) Individuals with disabilities and organizations representing the interests of or serving individuals with disabilities;
- (ii) Youth in foster care and juvenile rehabilitation and their parents;
- (iii) The social security administration; and
- (iv) Other relevant state agencies.

(b) The department must provide periodic status updates and must submit the final report no later than October 1, 2024. The department must convene the first meeting of the work group no later than September 1, 2023.

(31) \$938,000 of the general fund—state appropriation for fiscal year 2024, \$961,000 of the general fund—state appropriation for fiscal year 2025, and \$172,000 of the general fund—federal appropriation are provided solely for:

(a) Compliance with the settlement agreement reached in *Ta'afulisia et al. v. Washington State Department of Children, Youth, and Families, et al.*, Thurston county superior court, cause no. 22-2-02974-34. The department must implement the provisions of the settlement agreement, which includes providing hearings to incarcerated youth under age 25 serving their sentence at a department of children, youth, and families facility prior to transfer to an adult corrections facility operated by the department of corrections; and

(b) Providing hearings for youth under age 25 transferred from a department of children, youth, and families community partial confinement facility to a department of children, youth, and families total confinement facility.

(32) \$94,615,000 of the general fund—state appropriation for fiscal year 2024 is provided solely for legal costs that exceed the amount covered by the self-insurance liability account as follows:

(a) \$91,250,000 for the costs associated with a jury verdict resulting from *Cox et al. v. State of Washington et al.*, Pierce county superior court, cause no. 12-2-11389-6; and

(b) \$3,365,000 for the costs associated with a settlement agreement reached in *Aroni et al., v. State of Washington*, King county superior court, cause no. 21-2-16587-3.

(33) \$11,000 of the general fund—state appropriation for fiscal year 2024, \$651,000 of the general fund—state appropriation for fiscal year 2025, and \$662,000 of the general fund—federal appropriation are provided solely for a feasibility study for the social service payment system replacement project.

(34) \$946,000 of the general fund—state appropriation for fiscal year 2025 and \$154,000 of the general fund—federal appropriation are provided solely for implementation of Second Substitute House Bill No. 1205 (service by pub./dependency). If the bill is not enacted by June 30, 2024, the amounts provided in this subsection shall lapse.

(35) \$3,000 of the general fund—state appropriation for fiscal year 2024, \$22,000 of the general fund—state appropriation for fiscal year 2025, and \$4,000 of the general fund—federal appropriation are provided solely for implementation of Substitute House Bill No. 1970 (DCYF-caregiver communication). If the bill is not enacted by June 30, 2024, the amounts provided in this subsection shall lapse.

(36) \$954,000 of the general fund—state appropriation for fiscal year 2025 is provided solely to transact with the necessary level of detail regarding working connections child care program payments to address the repeated findings made by the state auditor's office related to the child care and development fund and temporary assistance for needy families federal grants.

(37) \$254,000 of the general fund—federal appropriation is provided solely for implementation of Substitute Senate Bill No. 5774 (fingerprint backgr. checks). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

**PART III  
NATURAL RESOURCES**

**Sec. 301.** 2023 c 475 s 301 (uncodified) is amended to read as follows:

**FOR THE COLUMBIA RIVER GORGE COMMISSION**

General Fund—State Appropriation (FY 2024) . . . . .	..(( <del>\$1,728,000</del> ))
	<u>\$1,727,000</u>
General Fund—State Appropriation (FY 2025) . . . . .	..(( <del>\$1,273,000</del> ))
	<u>\$1,294,000</u>
General Fund—Federal Appropriation . . . . .	\$32,000
General Fund—Private/Local Appropriation . . . . .	..(( <del>\$2,574,000</del> ))
	<u>\$2,594,000</u>
Climate Commitment Account—State Appropriation . . . . .	\$138,000
TOTAL APPROPRIATION . . . . .	..(( <del>\$5,745,000</del> ))
	<u>\$5,785,000</u>

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

(1) \$105,000 of the general fund—state appropriation for fiscal year 2024 and \$108,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for a land use planner to provide land use planning services dedicated to Klickitat county. Because the activities of the land use planner are solely for the benefit of Washington state, Oregon is not required to provide matching funds for this activity.

(2) \$553,000 of the general fund—state appropriation for fiscal year 2024, \$352,000 of the general fund—state appropriation for fiscal year 2025, and \$905,000 of the general fund—private/local appropriation are provided solely for the access database replacement project. The commission must consult with the office of the chief information officer regarding the access database replacement project.

(3) \$138,000 of the climate commitment account—state appropriation is provided solely for staff to lead implementation of the agency's climate change action plan and to support implementation of the vital sign indicators monitoring program.

(4) The commission must report to and coordinate with the department of ecology to track expenditures from climate commitment act accounts, as defined and described in RCW 70A.65.300 and section 302(13) of this act.

**\*Sec. 302. 2023 c 475 s 302 (uncodified) is amended to read as follows:**

**FOR THE DEPARTMENT OF ECOLOGY**

General Fund—State Appropriation (FY 2024) . . . . .	(\$39,381,000)
	<u>\$39,429,000</u>
General Fund—State Appropriation (FY 2025) . . . . .	(\$37,256,000)
	<u>\$39,352,000</u>
General Fund—Federal Appropriation . . . . .	(\$108,485,000)
	<u>\$145,441,000</u>
General Fund—Private/Local Appropriation . . . . .	\$29,544,000
Climate Commitment Account—State Appropriation . . . . .	(\$14,792,000)
	<u>\$25,152,000</u>
Emergency Drought Response Account—State Appropriation . . . . .	\$6,000,000
Natural Climate Solutions Account—State Appropriation . . . . .	(\$12,795,000)
	<u>\$16,408,000</u>
Reclamation Account—State Appropriation . . . . .	(\$4,753,000)
	<u>\$4,785,000</u>
Flood Control Assistance Account—State Appropriation . . . . .	(\$5,041,000)
	<u>\$5,252,000</u>
Aquatic Lands Enhancement Account—State Appropriation . . . . .	\$150,000
Refrigerant Emission Management Account—State Appropriation . . . . .	(\$2,795,000)
	<u>\$3,121,000</u>
State Emergency Water Projects Revolving Account— State Appropriation . . . . .	\$40,000
Waste Reduction, Recycling, and Litter Control	

Account—State Appropriation . . . . .	<del>(\$33,866,000)</del>
	<u>\$33,999,000</u>
State Drought Preparedness Account—State Appropriation . . . . .	<del>(\$2,204,000)</del>
	<u>\$2,219,000</u>
State and Local Improvements Revolving Account—Water Supply Facilities—State Appropriation . . . . .	\$186,000
Water Rights Tracking System Account—State Appropriation . . . . .	\$48,000
Site Closure Account—State Appropriation . . . . .	\$582,000
Wood Stove Education and Enforcement Account—State Appropriation . . . . .	\$605,000
Worker and Community Right to Know Fund—State Appropriation . . . . .	<del>(\$2,212,000)</del>
	<u>\$2,222,000</u>
Water Rights Processing Account—State Appropriation . . . . .	\$39,000
Water Quality Permit Account—State Appropriation . . . . .	<del>(\$65,774,000)</del>
	<u>\$67,216,000</u>
Underground Storage Tank Account—State Appropriation . . . . .	<del>(\$4,987,000)</del>
	<u>\$5,032,000</u>
Biosolids Permit Account—State Appropriation . . . . .	<del>(\$3,054,000)</del>
	<u>\$3,068,000</u>
Hazardous Waste Assistance Account—State Appropriation . . . . .	<del>(\$9,393,000)</del>
	<u>\$9,476,000</u>
Radioactive Mixed Waste Account—State Appropriation . . . . .	<del>(\$23,955,000)</del>
	<u>\$24,455,000</u>
Air Pollution Control Account—State Appropriation . . . . .	<del>(\$4,706,000)</del>
	<u>\$4,926,000</u>
Oil Spill Prevention Account—State Appropriation . . . . .	<del>(\$8,485,000)</del>
	<u>\$9,132,000</u>
Air Operating Permit Account—State Appropriation . . . . .	<del>(\$5,510,000)</del>
	<u>\$5,593,000</u>
Wastewater Treatment Plant Operator Certification Account—State Appropriation . . . . .	<del>(\$801,000)</del>
	<u>\$804,000</u>
Oil Spill Response Account—State Appropriation . . . . .	\$7,076,000
Model Toxics Control Operating Account—State Appropriation . . . . .	<del>(\$342,888,000)</del>
	<u>\$350,774,000</u>
Model Toxics Control Operating Account—Local Appropriation . . . . .	<del>(\$499,000)</del>
	<u>\$1,000,000</u>
Model Toxics Control Stormwater Account—State Appropriation . . . . .	<del>(\$16,991,000)</del>
	<u>\$16,992,000</u>
Voluntary Cleanup Account—State Appropriation . . . . .	\$344,000
Paint Product Stewardship Account—State Appropriation . . . . .	\$151,000

Water Pollution Control Revolving Administration	
Account—State Appropriation . . . . .	..(( <del>\$8,506,000</del> ))
	<u>\$8,641,000</u>
Clean Fuels Program Account—State Appropriation. . . . .	..(( <del>\$4,801,000</del> ))
	<u>\$5,003,000</u>
Climate Investment Account—State Appropriation. . . . .	..(( <del>\$50,290,000</del> ))
	<u>\$60,877,000</u>
TOTAL APPROPRIATION . . . . .	..(( <del>\$858,985,000</del> ))
	<u>\$935,134,000</u>

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

(1) \$455,000 of the general fund—state appropriation for fiscal year 2024 and \$455,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the department to grant to the northwest straits commission to provide funding, technical assistance, and/or coordination support equally to the seven Puget Sound marine resources committees.

(2) \$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.

(3) \$102,000 of the general fund—state appropriation for fiscal year 2024 and \$102,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for implementation of Executive Order No. 12-07, Washington's response to ocean acidification.

(4) \$24,000,000 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.

(5) \$150,000 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.

(6) \$2,000,000 of the model toxics control operating account—state appropriation is provided solely for the department to convene a stakeholder group, including representatives from overburdened communities, to assist with developing a water quality implementation plan for polychlorinated biphenyls and to address other emerging contaminants in the Spokane river. The department must also consult with the Spokane tribe of Indians and other interested tribes when developing and implementing actions to address water quality in the Spokane river.

(7) \$4,002,000 of the natural climate solutions account—state appropriation is provided solely to address flood prevention in the Nooksack basin and Sumas prairie. Of this amount:

(a) \$2,000,000 is provided solely to expand and sustain Whatcom county's floodplain integrated planning (FLIP) team planning process, including supporting communication, community participation, coordination, technical studies and analysis, and development of local solutions.

(b) \$900,000 is provided solely for the department to support transboundary coordination, including facilitation and technical support to develop and evaluate alternatives for managing transboundary flooding in Whatcom county and British Columbia.

(c) \$1,102,000 is provided solely to support dedicated local and department capacity for floodplain planning and technical support. Of the amount in this subsection (c), \$738,000 is solely for a grant to Whatcom county. The remaining amount is for the department to provide ongoing staff technical assistance and support to flood prevention efforts in this area.

(8) (~~(\$16,472,000)~~) \$21,504,000 of the climate investment account—state appropriation is provided solely for capacity grants to federally recognized tribes for: (a) Consultation on spending decisions on grants in accordance with RCW 70A.65.305; (~~and~~) (b) consultation on clean energy siting projects; (c) activities supporting climate resilience and adaptation; (d) developing tribal clean energy projects; (e) applying for state or federal grant funding; and (f) other related work. In order to meet the requirements of RCW 70A.65.230(1)(b), tribal applicants are encouraged to include a tribal resolution supporting their request with their grant application. If Initiative Measure No. 2117 is approved in the 2024 general election, upon the effective date of the measure, \$5,032,000 of the funds from this subsection shall lapse.

(9) \$1,363,000 of the general fund—state appropriation for fiscal year 2024 and \$1,375,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for preparation and filing of adjudications of state water rights in water resource inventory area 1 (Nooksack).

(10) \$573,000 of the general fund—state appropriation for fiscal year 2024 and \$963,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for preparation and filing of adjudications of state water rights in lake Roosevelt and its immediate tributaries.

(11) \$2,479,000 of the climate investment account—state appropriation is provided solely for addressing air quality in overburdened communities highly impacted by air pollution under RCW 70A.65.020.

(12) \$177,000 of the general fund—state appropriation for fiscal year 2024 and \$177,000 of the general fund—state appropriation for fiscal year 2025 are provided solely to validate a proposed standardized channel migration zone mapping methodology, develop a statewide channel migration zone mapping implementation plan, and provide technical assistance to local and tribal governments looking to use the new standard.

(13)(a) \$640,000 of the climate investment account—state appropriation is provided solely for the department, in consultation with the office of financial management and the environmental justice council, to develop and implement a process to track, summarize, and report on state agency expenditures from climate commitment act accounts that provide direct and meaningful benefits to vulnerable populations within the boundaries of overburdened communities as described in RCW 70A.65.030 and 70A.65.230, and expenditures that are formally supported by a resolution of an Indian tribe as described in RCW 70A.65.230. The department must incorporate the process under this subsection into existing efforts to track climate commitment act expenditures under RCW 70A.65.300. The department must incorporate the Washington state proequity

antiracism (PEAR) plan and playbook and executive order 22-04 into the work of this subsection as appropriate.

(b) The information that agencies provide to the department, and that the department tracks and reports on under this subsection, must include, at a minimum:

(i) The amount of each expenditure that provides direct and meaningful benefits to vulnerable populations within the boundaries of overburdened communities;

(ii) An explanation of how the expenditure provides such benefits;

(iii) The methods by which overburdened communities and vulnerable populations were identified by the agency and an explanation of the outcomes of those identification processes, including the geographic location impacted by the expenditure where relevant, and the geographic boundaries of overburdened communities identified by the agency;

(iv) The amount of each expenditure used for programs, activities, or projects formally supported by a resolution of an Indian tribe; and

(v) For expenditures that do not meet, or it is unclear whether they meet, (b)(i) or (iv) of this subsection, an explanation of why.

(c) The department, in consultation with the environmental justice council and the office of financial management, and in coordination with reporting under RCW 70A.65.300, must report to the appropriate committees of the legislature by September 30, 2024, on the following:

(i) A summary of the information provided by agencies through the process in this subsection; and

(ii) Any recommendations for improvements to the process under this subsection or potential amendments to RCW 70A.65.030, 70A.65.230, or 70A.02.080, or other statutes relevant to this subsection. In making recommendations, the department must consider any statutory changes necessary to ensure consistent tracking of the uses of climate commitment account funds, including standardization or coordination of the process for identifying the overburdened communities used for purposes of tracking expenditures and the methods for determining whether an expenditure contributes a direct and meaningful benefit to a vulnerable population or overburdened community.

(d) "Climate commitment act accounts" means the carbon emissions reduction account created in RCW 70A.65.240, the climate commitment account created in RCW 70A.65.260, the natural climate solutions account created in RCW 70A.65.270, the climate investment account created in RCW 70A.65.250, the air quality and health disparities improvement account created in RCW 70A.65.280, the climate transit programs account created in RCW 46.68.500, and the climate active transportation account created in RCW 46.68.490.

(14) \$238,000 of the model toxics control operating account—state appropriation is provided solely for technical assistance and compliance assurance associated with the ban of certain hydrofluorocarbon-related products.

(15) \$2,500,000 of the model toxics control operating account—state appropriation is provided solely for the department to conduct a statewide compost emissions study, which will provide essential data needed to improve the quality of air permitting decisions, improve compost facility operations, and

support state goals to reduce organic waste in landfills reducing climate change impacts.

(16) \$2,256,000 of the model toxics control operating account—state appropriation is provided solely for the department to provide technical assistance to landowners and local governments to promote voluntary compliance, implement best management practices, and support implementation of water quality clean-up plans in shellfish growing areas, agricultural areas, forestlands, and other types of land uses, including technical assistance focused on protection and restoration of critical riparian management areas important for salmon recovery.

(17) \$2,702,000 of the model toxics control operating account—state appropriation is provided solely for the department to develop a 6PPD action plan and complete a safer alternatives assessment of the 6PPD compound used in tires, including obtaining any data necessary to complete the alternatives assessment. The action plan should identify, characterize, and evaluate uses and releases of 6PPD and related chemicals, and recommend actions to protect human health and the environment. The department shall provide a progress report on the action plan and alternatives assessment to the governor's office, the office of financial management, and the appropriate committees of the legislature by December 31, 2024. The department may provide funding from this subsection to the University of Washington and Washington State University for the purposes of this subsection.

(18) \$5,195,000 of the model toxics control operating account—state appropriation is provided solely to establish a program to monitor 6PPD compounds in water and sediment, identify effective best management practices to treat 6PPD in stormwater runoff, produce guidance on how and when to use best management practices for toxicity reduction to protect salmon and other aquatic life, and incorporate the guidance into stormwater management manuals. The department may provide funding from this subsection to the University of Washington and Washington State University for the purposes of this subsection.

(19) \$2,296,000 of the natural climate solutions account—state appropriation is provided solely for implementation of Senate Bill No. 5104 (marine shoreline habitat). ~~(If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.)~~

(20)(a) \$500,000 of the model toxics control operating account— state appropriation is provided solely for the department to carry out the following activities to inform the development of legislative proposals to increase recycling, reuse, and source reduction rates, which must include consideration of how to design and implement a producer responsibility model for consumer packaging, including paper, plastic, metal, and glass, and paper products:

(i) Conduct a recycling, reuse, and source reduction targets study; and

(ii) Carry out a community input process on the state's recycling system.

(b) The department must contract with an impartial third-party consultant with relevant technical expertise and capabilities in facilitation and gathering public input, including from overburdened communities, to carry out the activities specified in (a) of this subsection. In order to ensure that the state is receiving a variety of expert perspectives on the topic of packaging management, the contractor should include in their team individuals and/or subcontractors with a wide range of expertise and experience. The third party

consultant must submit a report to the appropriate committees of the house of representatives and the senate by December 1, 2023.

(c) The recycling, reuse, and source reduction targets study must:

(i) Document recycling rates, reuse rates, and the reduction of single-use plastics for consumer packaging and paper products that have been adopted in other jurisdictions, measure methods used, and the basis or justification for recommended target rates selected;

(ii) Recommend highest achievable performance rates, including an overall recycling rate, a separate specific minimum reuse rate, a recycling rate for each material category, and a source reduction rate to be achieved solely by eliminating plastic components, that could be achieved under up to four different scenarios, including a producer responsibility program and other policies; and

(iii) Make recommendations that consider the commercial viability and technological feasibility of achieving rates based on current rates achieved in the state, rates achieved based on real world performance data, and other data, with performance rates designed to be achieved statewide by 2032.

(d) For purposes of this subsection, "eliminate" or "elimination," with respect to source reduction, means the removal of a plastic component from a covered material without replacing that component with a nonplastic component.

(e) The community input process on the state's recycling system must include:

(i) In-person and virtual workshops and community meetings held at locations in urban and rural areas and in ways that are accessible to stakeholders across the state, including overburdened communities;

(ii) Public opinion surveys that are representative of Washington residents across the state, including overburdened communities and urban and rural areas; and

(iii) A focus on eliciting an improved understanding of public values and opinions related to the state's recycling system, the current public experience with respect to the state's recycling systems, and ways the public believes that their recycling experience and system outcomes could be improved.

(21)(a) \$250,000 of the general fund—state appropriation for fiscal year 2024 and \$250,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the department, in consultation with other agencies as necessary, to conduct an analysis of water use for irrigation under the potential scenario of lower Snake river dam removal. Analysis must include continued water use during drawdown and thereafter from the river postremoval. The analysis must include the following:

(i) A plan identifying potential mitigation needs and interim approaches for delivery of water for irrigation pursuant to existing water rights for those using pumps, wells, or both, from Ice Harbor reservoir during a possible transition from the current reservoir-based irrigation to irrigation from the river;

(ii) Identification of cost-effective options for continued irrigation at current amounts and with existing water rights from the lower Snake river at the area of the current Ice Harbor pool; and

(iii) Cost estimates for any necessary irrigation system upgrades required to continue irrigation from the lower Snake river.

(b) The department may, as necessary and appropriate, consult for this analysis with irrigators and tribal governments.

(c) The department shall provide a status update to the environment and energy committees of the legislature and the office of the governor by December 31, 2024.

(22) \$3,914,000 of the natural climate solutions account—state appropriation is provided solely for activities related to coastal hazards, including expanding the coastal monitoring and analysis program, establishing a coastal hazard organizational resilience team, and establishing a coastal hazards grant program to help local communities design projects and apply for funding opportunities. At least 25 percent of the funding in this subsection must be used for the benefit of tribes.

(23) \$340,000 of the model toxics control operating account—state appropriation is provided solely for implementation of Engrossed Substitute House Bill No. 1033 (compostable product usage). ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.))~~

(24) \$1,124,000 of the model toxics control operating account—state appropriation is provided solely for implementation of Substitute House Bill No. 1047 (cosmetic product chemicals). ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.))~~

(25) \$139,000 of the model toxics control operating account—state appropriation is provided solely for implementation of Substitute House Bill No. 1085 (plastic pollution). ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.))~~

(26) \$6,000,000 of the emergency drought response account—state appropriation and \$2,000,000 of the state drought preparedness account—state appropriation are provided solely for implementation of Substitute House Bill No. 1138 (drought preparedness). ~~((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.))~~

(27) \$1,123,000 of the natural climate solutions account—state appropriation is provided solely for implementation of Engrossed Second Substitute House Bill No. 1170 (climate response strategy). ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.))~~

(28) \$43,000 of the underground storage tank account—state appropriation is provided solely for implementation of Engrossed Substitute House Bill No. 1175 (petroleum storage tanks). ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.))~~

(29) \$1,174,000 of the climate commitment account—state appropriation is provided solely for implementation of Engrossed Second Substitute House Bill No. 1181 (climate change/planning). ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.))~~

(30) \$13,248,000 of the climate commitment account—state appropriation is provided solely for implementation of Engrossed Second Substitute House Bill No. 1216 (clean energy siting). ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.))~~

(31) \$140,000 of the model toxics control operating account—state appropriation is provided solely for implementation of Second Substitute House Bill No. 1578 (wildland fire safety). ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.))~~

(32) Expenditures on upgrading or developing the turboplan system, Washington fuel reporting system, and EAGL system are subject to the conditions, limitations, and review requirements of section 701 of this act.

(33) \$1,263,000 of the clean fuels program account—state appropriation is provided solely for implementation of Engrossed Substitute Senate Bill No. 5447 (alternative jet fuel). ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.))~~

(34) \$370,000 of the climate commitment account—state appropriation is provided solely as a grant to the Puget Sound clean air agency to identify emission reduction projects and to help community-based organizations, local governments, and ports in overburdened communities author grant applications and provide support for grant reporting for entities that receive grants. The department must prioritize projects located in overburdened communities so that those communities can reap the public health benefits from the climate commitment act, inflation reduction act, and other new funding opportunities.

(35) \$1,220,000 of the model toxics control operating account—state appropriation is provided solely for implementation of Engrossed Second Substitute Senate Bill No. 5144 (batteries/environment). ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.))~~

(36) ~~(\$822,000)~~ \$77,000 of the model toxics control operating account—state appropriation is provided solely for implementation of Senate Bill No. 5369 (polychlorinated biphenyls). ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.))~~

(37) \$330,000 of the model toxics control operating account—state appropriation is provided solely for the department to provide a grant to Clark county for the purpose of developing and implementing a lake management plan to restore and maintain the health of Vancouver lake, a category 5 303(d) status impaired body of water. The department must work with the county to include involvement by property owners around the lake and within the watersheds that drain to the lake, the department of natural resources, other state agencies and local governments with proprietary or regulatory jurisdiction, tribes, and nonprofit organizations advocating for the health of the lake. The plan should incorporate work already completed by the county and other entities involved in development of the lake management strategy.

(38) \$276,000 of the model toxics control operating account—state appropriation is provided solely for a grant to San Juan county for the enhancement of ongoing oil spill response preparedness staff hiring, spill response equipment acquisition, and spill response training and operational expenses.

(39) \$1,460,000 of the natural climate solutions account—state appropriation is provided solely for the department to provide grants to the following organizations in the amounts specified for the purpose of coordinating, monitoring, restoring, and conducting research for Puget Sound kelp conservation and recovery:

- (a) \$300,000 to the Squaxin Island Tribe;
- (b) \$200,000 to the Samish Indian Nation;
- (c) \$144,000 to the Lower Elwha Klallam Tribe;
- (d) \$200,000 to the Northwest straits commission;

(e) \$366,000 to the Puget Sound restoration fund to subcontract with sound data systems and Vashon nature center; and

(f) \$250,000 to the reef check foundation.

(40) \$150,000 of the general fund—state appropriation for fiscal year 2024 and \$150,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the department's engagement with the federal government, Indian tribes, water users, and local governments on a process that could result in a federal Indian water rights settlement through the Nooksack adjudication. The department shall produce a monthly report during the claims filing period to monitor the progress of claims filed by water users. The department shall provide a report to the appropriate standing committees of the legislature regarding the status of the adjudication and any potential settlement structure by June 30, 2024, and by June 30, 2025.

(41) \$150,000 of the general fund—state appropriation for fiscal year 2024 and \$150,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for a grant to Whatcom county to provide technical assistance that must be made available to all water users in WRIA 1 in filing adjudication claims under RCW 90.03.140. This assistance must be administered by Whatcom county and no portion of this funding may be used to contest the claims of any other claimant in the adjudication.

(42) (~~(\$350,000)~~) \$330,000 of the general fund—state appropriation for fiscal year 2024 and (~~(\$350,000)~~) \$370,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for a grant to Whatcom county acting as fiscal agent for the WRIA 1 watershed management board, in support of collaborative water supply planning in WRIA 1. Funding may be used to collect or analyze technical information, to develop and assess the feasibility of water supply solutions in WRIA 1, and for facilitation and mediation among parties including, but not limited to, the department, Whatcom county, the public utility district, the city of Bellingham, Lummi Nation, and the Nooksack Tribe. Specific funding allocations, including purpose and amount, will be determined by the WRIA 1 watershed management board. Funding under this subsection will be available only after the filing of the Nooksack adjudication, and no funding provided for the Nooksack adjudication will be used to support the activities funded by this subsection. It is anticipated that these activities will run in parallel with the Nooksack adjudication.

(43) \$200,000 of the model toxics control operating account—state appropriation is provided solely for the department to contract with a consultant to develop a report that conducts a full emissions life cycle assessment for solid waste processed at the Spokane Waste to Energy Facility (WTEF) compared to solid waste processed at three other landfills within the region that waste may be sent to if the WTEF were to cease operations. The report must be submitted to the appropriate committees of the legislature by December 31, 2023.

(44) \$1,416,000 of the climate investment account—state appropriation is provided solely for additional staff and resources to implement the climate commitment act. If Initiative Measure No. 2117 is approved in the 2024 general election, upon the effective date of the measure, funds from the consolidated climate account may not be used for the purposes in this subsection.

(45) \$896,000 of the model toxics control operating account—state appropriation is provided solely for Washington conservation corps (WCC) cost-

share requirements for qualifying organizations, as identified through a competitive application process that prioritizes communities that have not previously received WCC support, are in areas with a high cumulative impact on the department of health's environmental health disparities map, are identified by the office of financial management as distressed, and/or have a high percentile of people of color or low-income.

(46) \$3,307,000 of the natural climate solutions account—state appropriation is provided solely to update surface water maps across the state, develop geospatial integration tools, and support the use, accuracy, and adoption of the state's hydrography dataset. If Initiative Measure No. 2117 is approved in the 2024 general election, upon the effective date of the measure, funds from the consolidated climate account may not be used for the purposes in this subsection.

(47) \$410,000 of the model toxics control operating account—state appropriation is provided solely to implement the recommendations from the agency's June 2023 report on Puget Sound nutrient credit trading, including conducting a market feasibility analysis and developing a stakeholder outreach plan, a tribal engagement plan, and trading resource materials.

(48) \$338,000 of the climate commitment account—state appropriation is provided solely for the department to increase planning, engagement, and evaluation tools for effective ocean management and offshore wind energy development. The department must engage with tribes in carrying out this subsection. If Initiative Measure No. 2117 is approved in the 2024 general election, upon the effective date of the measure, funds from the consolidated climate account may not be used for the purposes in this subsection.

(49) \$2,000,000 of the model toxics control operating account—state appropriation is provided solely for the department to meet the increased demand for administrative orders authorized under chapter 90.48 RCW (the water pollution control act) for projects impacting state waters.

(50) Upon request, the department must provide technical assistance to representatives of emissions-intensive trade-exposed industries, as defined in RCW 70A.65.110, on the replacement of existing industrial facilities with facilities under the same North American industry classification system code with lower greenhouse gas emissions. The department must provide such assistance until November 1, 2024.

(51)(a) \$300,000 of the climate commitment account—state appropriation is provided solely for the department, in consultation with the department of commerce, to contract with a third-party entity to conduct a study of the extent to which carbon dioxide removal is needed to meet Washington's emissions reduction targets defined in RCW 70A.45.020. The study must include recommendations on policies to grow Washington's carbon dioxide removal capacity, including compliance market development and government procurement policies. The department must provide an interim progress report to the appropriate committees of the legislature by November 30, 2024. The department must provide a final report by June 30, 2025, that includes:

- (i) A summary of feedback from relevant stakeholders;
- (ii) An analysis of economic and climate opportunities for Washington;
- (iii) Ways in which carbon dioxide removal might integrate with existing compliance programs;

(iv) Strategies to support industry sectors in integrating carbon dioxide removal and maximizing federal funding;

(v) Recommendations for monitoring, reporting, and verification standards to ensure carbon dioxide removal technologies may be compared; and

(vi) Consideration of carbon dioxide removal accounting mechanisms that account for varying durability of different approaches.

(b) If Initiative Measure No. 2117 is approved in the 2024 general election, upon the effective date of the measure, funds from the consolidated climate account may not be used for the purposes in this subsection.

(52) \$375,000 of the model toxics control operating account—state appropriation is provided solely to:

(a) Identify additional priority consumer products containing PFAS for potential regulatory action; and

(b) Issue orders to manufacturers under RCW 70A.350.040 and 70A.350.030 to obtain ingredient information, including for chemical ingredients used to replace priority chemicals.

(53) \$200,000 of the flood control assistance account—state appropriation is provided solely for a grant to the Spirit Lake-Toutle/Cowlitz river collaborative for flood risk reduction, ecosystem recovery, scientific research, and other activities related to sediment management and flooding in the Spirit Lake-Toutle/Cowlitz river system.

(54) \$501,000 of the model toxics control operating account—private/local appropriation is provided solely for cleanup costs at the Stillwater holdings Chevron site in Walla Walla.

(55) \$300,000 of the model toxics control operating account—state appropriation is provided solely for an analysis of the contribution of waste tires, as defined in RCW 70A.205.440, to 6PPD-q pollution. The department may contract with a third party for the study. A final study report is due to the appropriate committees of the legislature by June 30, 2025, in accordance with RCW 43.01.036. The study must include:

(a) A review of the disposal, repurposing, reuse, recycling, handling, and management of waste tires in the state;

(b) A review of the markets for waste tires, including state policies and programs that impact these markets;

(c) A description of the sectoral and geographic origins and destinations of waste tires; and

(d) Alternatives to using tire derived rubber in waste tire markets.

(56)(a) \$250,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for the department to contract with a statewide association of local public health officials to conduct an analysis of:

(i) Current wastewater treatment capacity to treat and dispose of septage in Washington; and

(ii) Future wastewater treatment infrastructure needs to accommodate development growth using on-site septage systems.

(b) The department must report to the appropriate committees of the legislature by June 30, 2025, with the results of the analysis.

(57)(a) \$206,000 of the natural climate solutions account—state appropriation is provided solely to initiate the development of a statewide web map tool to integrate the department's water resources management databases.

Data elements to integrate include water rights records and geospatial information, mitigation and water banks, and metering data. The web map must provide the public with an interactive online mapping system focused on water resource data that enables users to access, visualize, and use improved water data.

(b) The department must consult with local and tribal governments to identify the most useful data elements and analytics to incorporate into an enhanced water resource management tool and must use this information to prioritize future tool enhancements.

(c) The department must provide a status update on the data integration project to the appropriate committees of the legislature and to the office of financial management by June 30, 2025, including work completed to date, recommendations for priority tool enhancements to support decision-making, planned work for fiscal year 2026, and future budget needs required to complete the development of an enhanced water resource management tool and maintain it on an ongoing basis.

(d) Funds provided in this subsection may not be expended or obligated prior to January 1, 2025. If Initiative Measure No. 2117 is approved in the general election, this subsection is null and void upon the effective date of the measure.

(58) \$145,000 of the air pollution control account—state appropriation is provided solely for implementation of Substitute Senate Bill No. 6121 (ag. and forestry biomass). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

(59) \$1,787,000 of the climate investment account—state appropriation is provided solely for implementation of Engrossed Second Substitute Senate Bill No. 6058 (carbon market linkage). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse. Funds provided in this subsection may not be expended or obligated prior to January 1, 2025. If Initiative Measure No. 2117 is approved in the general election, the amount provided in this subsection shall lapse upon the effective date of the measure.

(60) \$1,645,000 of the climate commitment account—state appropriation is provided solely for implementation of food waste management grant programs as provided in Engrossed Second Substitute House Bill No. 2301 (waste material management). If the bill is not enacted by June 30, 2024, the amounts provided in this subsection shall lapse. Funds provided in this subsection may not be expended or obligated prior to January 1, 2025. If Initiative Measure No. 2117 is approved in the general election, the amount provided in this subsection shall lapse upon the effective date of the measure.

(61) \$1,335,000 of the model toxics control operating account—state appropriation is provided solely for implementation of Engrossed Second Substitute House Bill No. 2301 (waste material management). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

(62) \$44,000 of the climate commitment account—state appropriation is provided solely for implementation of Substitute House Bill No. 1924 (fusion technology policies). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse. Funds provided in this subsection may not be expended or obligated prior to January 1, 2025. If Initiative Measure No.

2117 is approved in the general election, the amount provided in this subsection shall lapse upon the effective date of the measure.

(63) \$2,000,000 of the climate investment account—state appropriation is provided solely to communicate with the public in multiple languages on the use and benefits of climate commitment act funding, as well as the ways in which communities can access climate commitment act grant funding. Funds provided in this subsection may not be expended or obligated prior to January 1, 2025. If Initiative Measure No. 2117 is approved in the general election, this subsection is null and void upon the effective date of the measure.

(64) \$400,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for the department to develop a groundwater modeling guidance publication.

(a) The publication must provide consistency in the department's evaluation of groundwater models submitted for water right permitting actions and ensure continued transparency to water right applicants in the department's permitting processes. The core purpose of the publication is to establish best practices for groundwater modeling. The publication will:

(i) Define criteria for evaluating model suitability for proposed projects;

(ii) Identify the department's approach to evaluating model error and uncertainty;

(iii) Identify circumstances where model outputs are insufficient for permit decision making; and

(iv) Address the appropriateness of refining a regional groundwater model in water right permitting decisions.

(b) The department must convene a technical advisory committee of licensed hydrogeologists, including hydrogeologists employed or designated by tribes, or professional engineers with experience in groundwater modeling to review the workplan and provide comments on the guidance. The publication must be peer reviewed by the United States geological survey or other state or national hydrogeologic professional organization.

(c) The department must invite any federally recognized Indian tribes that may be potentially affected by the publication to participate in the technical advisory committee and engage in consultation with any federally recognized Indian tribe as requested.

(d) The department must provide an update to the appropriate committees of the legislature and to the office of financial management by June 30, 2025. The department must indicate the estimated time to complete the publication, including draft guidance, recommended further research, and key implementation steps in the update.

(65) \$650,000 of the climate commitment account—state appropriation is provided solely for a feasibility and engineering study for the city of Spokane's waste to energy plant carbon emissions reductions project. Funds provided in this subsection may not be expended or obligated prior to January 1, 2025. If Initiative Measure No. 2117 is approved in the general election, this subsection is null and void upon the effective date of the measure.

(66) \$200,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for the implementation of the Spanaway lake cyanobacteria plan and the aquatic plant management plan, including testing, sample

collection, and monitoring for tracking water quality and determining treatment options.

(67) \$6,000,000 of the climate commitment account—state appropriation is provided solely for the department, in collaboration with the University of Washington department of environmental and occupational health sciences, to provide air quality mitigation equipment to residential, recreational, or educational facilities in south King county that will measurably improve air quality including, but not limited to, the provision of high particulate air purifiers designed to mitigate or eliminate ultrafine particles or other aviation-related air pollution. Funds provided in this subsection may not be expended or obligated prior to January 1, 2025. If Initiative Measure No. 2117 is approved in the general election, this subsection is null and void upon the effective date of the measure.

(68) \$37,000 of the model toxics control operating account—state appropriation is provided solely for implementation of Substitute Senate Bill No. 5649 (floodproofing improvements). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

(69) \$76,000 of the model toxics control operating account—state appropriation is provided solely for implementation of Substitute Senate Bill No. 5812 (electric vehicle fires). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

**(70) \$44,000 of the model toxics control operating account—state appropriation is provided solely for implementation of Engrossed Substitute Senate Bill No. 6061 (housing development/SEPA). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.**

(71) \$1,070,000 of the climate commitment account—state appropriation is provided solely for implementation of Engrossed Substitute Senate Bill No. 6039 (geothermal energy resources). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse. Funds provided in this subsection may not be expended or obligated prior to January 1, 2025. If Initiative Measure No. 2117 is approved in the general election, the amount provided in this subsection shall lapse upon the effective date of the measure.

*\*Sec. 302 was partially vetoed. See message at end of chapter.*

**Sec. 303.** 2023 c 475 s 303 (uncodified) is amended to read as follows:  
**FOR THE WASHINGTON POLLUTION LIABILITY INSURANCE PROGRAM**

General Fund—Federal Appropriation . . . . .	(((\$868,000)) \$1,237,000
Pollution Liability Insurance Agency Underground Storage Tank Revolving Account—State Appropriation. . . . .	\$957,000
Pollution Liability Insurance Program Trust Account— State Appropriation . . . . .	(((\$10,190,000)) \$10,235,000
<b>TOTAL APPROPRIATION . . . . .</b>	<b>(((\$12,015,000)) \$12,429,000</b>

The appropriations in this section are subject to the following conditions and limitations: \$8,340,000 of the pollution liability insurance program trust

account—state appropriation is provided solely for implementation of Engrossed Substitute House Bill No. 1175 (petroleum storage tanks). ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.))~~

Sec. 304. 2023 c 475 s 304 (uncodified) is amended to read as follows:

**FOR THE STATE PARKS AND RECREATION COMMISSION**

General Fund—State Appropriation (FY 2024) . . . . .	<del>(\$39,617,000)</del>
	<u>\$41,197,000</u>
General Fund—State Appropriation (FY 2025) . . . . .	<del>(\$39,564,000)</del>
	<u>\$45,091,000</u>
General Fund—Federal Appropriation . . . . .	\$7,231,000
Climate Commitment Account—State Appropriation . . . . .	<del>(\$1,083,000)</del>
	<u>\$2,883,000</u>
Natural Climate Solutions Account—State	
Appropriation . . . . .	<del>(\$350,000)</del>
	<u>\$650,000</u>
Winter Recreation Program Account—State	
Appropriation . . . . .	\$4,928,000
ORV and Nonhighway Vehicle Account—State	
Appropriation . . . . .	\$396,000
Snowmobile Account—State Appropriation . . . . .	\$5,715,000
Aquatic Lands Enhancement Account—State	
Appropriation . . . . .	\$367,000
Parks Renewal and Stewardship Account—State	
Appropriation . . . . .	<del>(\$148,388,000)</del>
	<u>\$153,073,000</u>
Parks Renewal and Stewardship Account—Private/Local	
Appropriation . . . . .	<del>(\$420,000)</del>
	<u>\$720,000</u>
TOTAL APPROPRIATION . . . . .	<del>(\$248,059,000)</del>
	<u>\$262,251,000</u>

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

(1) \$5,000 of the general fund—state appropriation for fiscal year 2024, \$5,000 of the general fund—state appropriation for fiscal year 2025, and \$142,000 of the parks renewal and stewardship account—state appropriation are provided solely for operating budget impacts from capital budget projects completed in the 2021-2023 fiscal biennium.

(2) \$127,000 of the general fund—state appropriation for fiscal year 2024, \$128,000 of the general fund—state appropriation for fiscal year 2025, and \$750,000 of the parks renewal and stewardship account—state appropriation are provided solely to monitor known cultural resource sites, perform needed evaluations for historic properties, manage historic preservation capital projects, and support native American grave protection and repatriation act compliance.

(3) \$299,000 of the general fund—state appropriation for fiscal year 2024, \$299,000 of the general fund—state appropriation for fiscal year 2025, and \$1,797,000 of the parks renewal and stewardship account—state appropriation are provided solely for additional staff and technical support for scoping and

scheduling to proactively address tribal and community concerns and increase the quality of capital project requests.

(4) \$200,000 of the general fund—state appropriation for fiscal year 2024 and \$400,000 of the general fund—state appropriation for fiscal year 2025 are provided solely to complete a park master plan and an environmental impact statement for Miller peninsula park.

(5) \$3,750,000 of the general fund—state appropriation for fiscal year 2024 and \$3,750,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the maintenance of state parks, including maintaining grounds and facilities, trails, restrooms, water access areas, and similar activities.

(6) \$1,083,000 of the climate commitment account—state appropriation and \$350,000 of the natural climate solutions account—state appropriation are provided solely to identify and reduce the state park system's carbon emissions and assess areas of vulnerability for climate change.

(7) \$336,000 of the general fund—state appropriation for fiscal year 2024 and \$336,000 of the general fund—state appropriation for fiscal year 2025 are provided solely to create a statewide data management system with the department of natural resources and the department of fish and wildlife to make informed management decisions that meet conservation goals for public lands. The agencies will also collaborate with tribal governments to ensure cultural resources and cultural practices are considered and incorporated into management plans.

(8) \$129,000 of the general fund—state appropriation for fiscal year 2024 and \$129,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for a grant for the operation of the Northwest weather and avalanche center.

(9) The commission must report to and coordinate with the department of ecology to track expenditures from climate commitment act accounts, as defined and described in RCW 70A.65.300 and section 302(13) of this act.

(10)(a) \$170,000 of the general fund—state appropriation for fiscal year 2024 and \$170,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for a contract with a statewide trail maintenance and hiking nonprofit organization to provide the emerging leaders program: expanding equity in the outdoors. The goal of the program is expanding both the number and diversity of trained, qualified individuals available for employment in the outdoor recreation and natural resource management sectors.

(b) The program must demonstrate a commitment to diversity, equity, and inclusion by providing a safe and supportive environment for individuals of diverse backgrounds, including those who have been historically underrepresented in the outdoor recreation and natural resource sectors, such as indigenous people and people of color.

(c) The program must provide both technical outdoor skills training and professional development opportunities that include, but are not limited to, outdoor leadership, representation in the outdoors, and team building.

(11) \$21,000 of the general fund—state appropriation for fiscal year 2024 is provided solely for implementation of Engrossed Substitute Senate Bill No. 5371 (orca vessel protection). ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.))~~

(12) \$450,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for grounds and facilities maintenance costs at the Fort Worden state park campus. The state parks and recreation commission shall work with the Fort Worden lifelong learning center public development authority to develop a report that reviews the historic public development authority financial records, identifies a cost-recovery model to pay for campus maintenance, and proposes any changes to the current lease structure necessary to maintain the public development authority. The commission must submit the report to the office of financial management and the fiscal committees of the legislature no later than June 1, 2024.

(13) \$50,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for a grant to a park and recreation district in Blaine to provide youth day camp mental health counselor services.

(14) \$1,800,000 of the climate commitment account—state appropriation and \$300,000 of the natural climate solutions account—state appropriation are provided solely to purchase electric lawn mowers, conduct energy use metering and audits in historic buildings, and analyze coastal erosion and flooding risks. If Initiative Measure No. 2117 is approved in the 2024 general election, upon the effective date of the measure, funds from the consolidated climate account may not be used for the purposes in this subsection.

Sec. 305. 2023 c 475 s 305 (uncodified) is amended to read as follows:

**FOR THE RECREATION AND CONSERVATION OFFICE**

General Fund—State Appropriation (FY 2024) . . . . .	<del>(\$10,190,000)</del>
	<u>\$10,572,000</u>
General Fund—State Appropriation (FY 2025) . . . . .	<del>(\$6,501,000)</del>
	<u>\$7,370,000</u>
General Fund—Federal Appropriation . . . . .	<del>(\$6,196,000)</del>
	<u>\$6,197,000</u>
General Fund—Private/Local Appropriation . . . . .	\$24,000
Aquatic Lands Enhancement Account—State Appropriation . . . . .	<del>(\$464,000)</del>
	<u>\$463,000</u>
Climate Investment Account—State Appropriation . . . . .	\$200,000
Firearms Range Account—State Appropriation . . . . .	\$37,000
Natural Climate Solutions Account—State Appropriation . . . . .	\$398,000
Recreation Resources Account—State Appropriation . . . . .	<del>(\$5,040,000)</del>
	<u>\$5,124,000</u>
NOVA Program Account—State Appropriation . . . . .	\$1,564,000
TOTAL APPROPRIATION . . . . .	<del>(\$30,614,000)</del>
	<u>\$31,949,000</u>

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

(1) \$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.

(2) ~~(\$5,040,000)~~ \$5,124,000 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).

(3) \$1,564,000 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.

(4) \$135,000 of the general fund—state appropriation for fiscal year 2024 and \$135,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the governor's salmon recovery office to implement the governor's salmon recovery strategy update by convening the natural resources subcabinet on a regular basis and developing biennial statewide work priorities with a recommended budget for salmon recovery pursuant to RCW 77.85.030(4)(e) that align with tribal priorities and regional salmon recovery plans. The office shall submit the biennial implementation plan to the governor's office and the office of financial management no later than October 31, 2024.

(5) \$1,714,000 of the general fund—state appropriation for fiscal year 2024 and \$1,714,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for operational and administrative support of lead entities and salmon recovery regions.

(6) \$200,000 of the climate investment account—state appropriation is provided solely for the agency to complete the required community engagement plan as outlined in RCW 70A.65.030, the climate commitment act.

(7) \$1,464,000 of the general fund—federal appropriation and \$50,000 of the aquatic lands enhancement account—state appropriation are provided solely to support removal efforts for flowering rush in the Columbia river basin and Whatcom county.

(8) \$398,000 of the natural climate solutions account—state appropriation is provided solely to establish a riparian coordinator position within the governor's salmon recovery office to work with state agencies to improve project coordination, develop common metrics across programs, and consolidate data platforms.

(9) \$3,500,000 of the general fund—state appropriation for fiscal year 2024 and ~~(\$100,000)~~ \$298,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for a grant to a nonprofit organization with a mission for salmon and steelhead restoration to install near-term solutions to prevent steelhead mortality at the Hood canal bridge.

(10) The office must report to and coordinate with the department of ecology to track expenditures from climate commitment act accounts, as defined and described in RCW 70A.65.300 and section 302(13) of this act.

(11) \$250,000 of the general fund—state appropriation for fiscal year 2024 and \$250,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the connections and snow to sea programs, which provide youth outdoor learning experiences in the Blaine, Mount Baker, and Nooksack Valley school districts.

(12) \$2,500,000 of the general fund—state appropriation for fiscal year 2024 and \$2,500,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for grants to local parks to address any maintenance backlog of existing facilities, trails, and capital improvements. The funds should be dispersed on a needs-based set of criteria and on a one-time basis. Grants are

limited to \$100,000 per organization. Allowable uses of grant funding include, but are not limited to, maintenance, repair, or replacement of trails, restroom facilities, picnic sites, playgrounds, signage, and kiosks, as well as necessary Americans with disabilities act upgrades delayed due to the pandemic. Local parks agencies may partner with nonprofit organizations in deploying this maintenance and Americans with disabilities act funding.

(13) \$150,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for updating the economic analysis of outdoor recreation in Washington state and adding an analysis of the impacts of the outdoor recreation economy in underserved communities.

(14) \$250,000 of the general fund—state appropriation for fiscal year 2024 and \$350,000 of the general fund—state appropriation for fiscal year 2025 are provided solely to match federal funds to identify the offsets to the loss of recreation opportunities associated with the potential draw down of reservoirs on the lower Snake river.

(15) \$125,000 of the general fund—state appropriation for fiscal year 2024 and \$125,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for motorized and nonmotorized boater education and outreach on Lake Union, with a specific goal of preventing boat and airplane conflicts on the lake during peak recreation season, given the provisions of the United States coast guard navigation rules that seaplanes must in general keep well clear of other vessels. The office may grant funding to local or federal government agencies or nonprofit organizations. The office must publish a publicly available summary report by June 30, 2025, on funding recipients, uses of the funding, and the successes and failures of programs funded. Funding provided in this subsection may not be used to preclude or restrict public use of Lake Union, including recreational, commercial, or tribal use of waters of the state.

**Sec. 306.** 2023 c 475 s 306 (uncodified) is amended to read as follows:

**FOR THE ENVIRONMENTAL AND LAND USE HEARINGS OFFICE**

General Fund—State Appropriation (FY 2024) . . . . .	(\$3,484,000)
	<u>\$3,483,000</u>
General Fund—State Appropriation (FY 2025) . . . . .	(\$3,792,000)
	<u>\$4,308,000</u>
Climate Investment Account—State Appropriation . . . . .	\$898,000
TOTAL APPROPRIATION . . . . .	(\$8,174,000)
	<u>\$8,689,000</u>

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

(1) \$164,000 of the general fund—state appropriation for fiscal year 2024, \$379,000 of the general fund—state appropriation for fiscal year 2025, and \$898,000 of the climate investment account—state appropriation are provided solely for the agency to hire staff to respond to increased caseloads, including appeals as a result of the climate commitment act, chapter 316, Laws of 2021.

(2) \$52,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for implementation of Substitute House Bill No. 1047 (cosmetic product chemicals). (~~If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.~~)

(3) \$20,000 of the general fund—state appropriation for fiscal year 2024 and \$20,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for implementation of Engrossed Second Substitute House Bill No. 1110 (middle housing). ((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.))

(4) The office must report to and coordinate with the department of ecology to track expenditures from climate commitment act accounts, as defined and described in RCW 70A.65.300 and section 302(13) of this act.

Sec. 307. 2023 c 475 s 307 (uncodified) is amended to read as follows:

**FOR THE CONSERVATION COMMISSION**

General Fund—State Appropriation (FY 2024) . . . . .	<del>(\$16,461,000)</del>
	<u>\$16,459,000</u>
General Fund—State Appropriation (FY 2025) . . . . .	<del>(\$16,453,000)</del>
	<u>\$20,692,000</u>
General Fund—Federal Appropriation . . . . .	\$2,482,000
Climate Commitment Account—State Appropriation . . . . .	<del>(\$30,200,000)</del>
	<u>\$5,300,000</u>
Climate Investment Account—State Appropriation . . . . .	\$250,000
Natural Climate Solutions Account—State	
Appropriation . . . . .	\$20,023,000
Public Works Assistance Account—State Appropriation . . . . .	\$10,332,000
Model Toxics Control Operating Account—State	
Appropriation . . . . .	\$1,110,000
TOTAL APPROPRIATION . . . . .	<del>(\$97,311,000)</del>
	<u>\$76,648,000</u>

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

(1) \$250,000 of the climate investment account—state appropriation is provided solely for the agency to complete the required community engagement plan as outlined in RCW 70A.65.030, the climate commitment act.

(2) \$500,000 of the general fund—state appropriation for fiscal year 2024 and ~~(\$500,000)~~ \$4,000,000 of the general fund—state appropriation for fiscal year 2025 are provided solely to increase technical assistance and operational capacity of conservation districts.

(3) \$3,000,000 of the natural climate solutions account—state appropriation is provided solely to support the outreach, identification, and implementation of salmon riparian habitat restoration projects.

(4) \$5,000,000 of the natural climate solutions account—state appropriation is provided solely to the commission to work with conservation districts to address unhealthy forests and build greater community resiliency to wildfire.

(5) \$500,000 of the general fund—state appropriation for fiscal year 2024 and \$500,000 of the general fund—state appropriation for fiscal year 2025 are provided solely to connect scientists, practitioners, and researchers and coordinate efforts to monitor and quantify benefits of best management practices on agricultural lands, and better understand values and motivations of landowners to implement voluntary incentive programs.

(6) \$300,000 of the general fund—state appropriation for fiscal year 2024 and \$300,000 of the general fund—state appropriation for fiscal year 2025 are

provided solely to support the continued development of the disaster assistance program established in RCW 89.08.645, to provide short-term financial support for farmers and ranchers during disasters. Funding must be prioritized for farmers and ranchers who are the most economically vulnerable.

(7) \$1,420,000 of the public works assistance account—state appropriation is provided solely to support monitoring and reporting efforts necessary to evaluate the implementation and effectiveness of voluntary stewardship program work plans.

(8) \$8,533,000 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.

(9) ~~(\$30,000,000)~~ \$5,100,000 of the climate commitment account—state appropriation is provided solely for grants through the sustainable farms and fields program for organic agricultural waste and greenhouse gas emissions reduction through climate-smart livestock management. Of the amounts provided in this subsection:

~~(a)((i) The commission may grant up to \$22,000,000 toward cost share agreements for anaerobic digester development to dairy farm owners. Grants awarded for anaerobic digester development must have at least a 50 percent nonstate match and be awarded through a competitive process that considers:~~

~~(A) The amount of greenhouse gas reduction that will be achieved by the proposal; and~~

~~(B) The amount of untreated effluent that will be decreased.~~

~~(ii) Recipients of grants under (a)(i) of this subsection must provide a report to the commission within one year of receipt of the grant, detailing the success of the project in meeting the stated criteria for the competitive process.~~

~~(b))~~ The commission may grant up to ~~(\$6,000,000)~~ \$3,000,000 for technical and financial assistance to increase implementation of climate-smart livestock management, alternative manure management, and other best management practices to reduce greenhouse gas emissions and increase carbon sequestration.

~~((e))~~ (b) The commission may grant up to \$2,000,000 for research on, or demonstration of, projects with greenhouse gas reduction benefits.

~~((d))~~ (c) When funding for specific technologies, including anaerobic digesters, the commission must enter into appropriate agreements to support the state's interest in advancing innovation solution to decarbonize while ensuring compliance with Article VIII, section 5 and Article XII, section 9 of the state Constitution.

~~((e))~~ (d) The commission must submit a report summarizing the grants awarded and the likely annual greenhouse gas emission reductions achieved as a result to the appropriate committees of the legislature by December 1, 2024.

(10) \$23,000 of the natural climate solutions account—state appropriation is provided solely for implementation of Engrossed Second Substitute House Bill No. 1170 (climate response strategy). ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.))~~

(11) \$379,000 of the public works assistance account—state appropriation is provided solely for implementation of Substitute Senate Bill No. 5353

(voluntary stewardship program). ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.))~~

(12) The commission must report to and coordinate with the department of ecology to track expenditures from climate commitment act accounts, as defined and described in RCW 70A.65.300 and section 302(13) of this act.

(13) \$150,000 of the general fund—state appropriation for fiscal year 2024 and \$150,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for a grant to the King county conservation district to reduce the impacts of artificial lighting on or near the water on the behavior of salmon and other aquatic life in Lake Sammamish and Lake Washington. The grant funding may be used for:

(a) Research, including quantifying light intensities and conducting field studies of fish behavior;

(b) Community education, engagement, and technical assistance; and

(c) Development of model lighting ordinances.

(14) \$2,000,000 of the natural climate solutions account—state appropriation is provided solely to develop and implement an educational communication plan to the general public and landowners in urban, suburban, rural, agricultural, and forested areas regarding the importance of riparian buffers and the actions they can take to protect and enhance these critical areas.

(15) \$200,000 of the climate commitment account—state appropriation is provided solely for the commission to conduct an evaluation of the current contribution that organic and climate smart agriculture makes toward Washington's climate response goals, what potential there is for increasing this contribution, and how additional investments will help realize this potential, while supporting resiliency. The commission must include the departments of agriculture and ecology and other relevant state agencies, Washington state university, conservation districts, tribal governments, nongovernmental organizations, and other relevant stakeholders who will participate in the evaluation. The commission must submit a report of its findings and recommendation to the appropriate committees of the legislature by May 1, ~~((2024))~~ 2025.

(16) \$10,000,000 of the natural climate solutions account—state appropriation is provided solely for the commission to provide grants to local government and private landowners for fire wise projects to reduce forest fuel loading in areas deemed a high hazard for potential wildfire.

(17) \$200,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for staffing to support administrative operations of the commission. The commission will adopt an administrative rate policy for funding indirect support costs for future programmatic operating budget requests.

(18) \$500,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for post wildfire recovery actions in central Klickitat conservation district and eastern Klickitat conservation district to provide technical assistance and conduct fire recovery activities such as seeding, weed control, dozer line repair, forest health, and shrub steppe restoration, on areas that are necessary for public resource protection.

Sec. 308. 2023 c 475 s 308 (uncodified) is amended to read as follows:

**FOR THE DEPARTMENT OF FISH AND WILDLIFE**

General Fund—State Appropriation (FY 2024) . . . . .	<del>(\$159,066,000)</del>	<u>\$162,299,000</u>
General Fund—State Appropriation (FY 2025) . . . . .	<del>(\$163,912,000)</del>	<u>\$183,753,000</u>
General Fund—Federal Appropriation . . . . .	<del>(\$144,941,000)</del>	<u>\$160,011,000</u>
General Fund—Private/Local Appropriation . . . . .	<del>(\$69,907,000)</del>	<u>\$70,020,000</u>
Climate Commitment Account—State Appropriation . . . . .	\$3,398,000	
Natural Climate Solutions Account—State Appropriation . . . . .	<del>(\$3,748,000)</del>	<u>\$5,748,000</u>
ORV and Nonhighway Vehicle Account—State Appropriation . . . . .	\$696,000	
Aquatic Lands Enhancement Account—State Appropriation . . . . .	<del>(\$14,104,000)</del>	<u>\$14,124,000</u>
Recreational Fisheries Enhancement Account—State Appropriation . . . . .	<del>(\$3,721,000)</del>	<u>\$3,756,000</u>
Salmon Recovery Account—State Appropriation . . . . .	\$3,000,000	
Warm Water Game Fish Account—State Appropriation . . . . .	\$3,088,000	
Eastern Washington Pheasant Enhancement Account— State Appropriation . . . . .	<del>(\$673,000)</del>	<u>\$675,000</u>
Limited Fish and Wildlife Account—State Appropriation . . . . .	<del>(\$36,826,000)</del>	<u>\$36,947,000</u>
Special Wildlife Account—State Appropriation . . . . .	<del>(\$2,924,000)</del>	<u>\$2,925,000</u>
Special Wildlife Account—Federal Appropriation . . . . .	\$531,000	
Special Wildlife Account—Private/Local Appropriation . . . . .	<del>(\$3,819,000)</del>	<u>\$3,842,000</u>
Wildlife Rehabilitation Account—State Appropriation . . . . .	\$661,000	
Ballast Water and Biofouling Management Account— State Appropriation . . . . .	\$10,000	
Regional Fisheries Enhancement Salmonid Recovery Account—Federal Appropriation . . . . .	\$5,001,000	
Oil Spill Prevention Account—State Appropriation . . . . .	\$1,284,000	
Aquatic Invasive Species Management Account—State Appropriation . . . . .	<del>(\$1,154,000)</del>	<u>\$1,157,000</u>
Model Toxics Control Operating Account—State Appropriation . . . . .	\$7,724,000	
Fish, Wildlife, and Conservation Account—State Appropriation . . . . .	<del>(\$83,640,000)</del>	<u>\$83,975,000</u>

Forest Resiliency Account—State Appropriation . . . . .	\$4,000,000
Oyster Reserve Land Account—State Appropriation. . . . .	\$524,000
TOTAL APPROPRIATION . . . . .	<del>(\$718,352,000)</del>
	\$759,149,000

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

(1) \$1,777,000 of the general fund—state appropriation for fiscal year 2024 and \$1,777,000 of the general fund—state appropriation for fiscal year 2025 are provided solely to grant to the northwest Indian fisheries commission for hatchery operations that are prioritized to increase prey abundance for southern resident orcas, including \$200,000 per fiscal year for tagging and marking costs, and the remainder to grant to tribes in the following amounts per fiscal year: \$150,000 for the Quinault Indian Nation, \$199,000 for the Tulalip Tribes, \$268,000 for the Quileute Tribe, \$186,000 for the Puyallup Tribe, \$122,000 for the Port Gamble S'Klallam Tribe, \$25,000 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.

(2) \$330,000 of the general fund—state appropriation for fiscal year 2024 and \$330,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the department to provide to the Yakama Nation for hatchery operations that are prioritized to increase prey abundance for southern resident orcas.

(3) \$175,000 of the general fund—state appropriation for fiscal year 2024 and \$175,000 of the general fund—state appropriation for fiscal year 2025 are provided solely to grant to public utility districts for additional hatchery production that is prioritized to increase prey abundance for southern resident orcas.

(4) ~~(\$467,000)~~ \$217,000 of the general fund—state appropriation for fiscal year 2024 and \$467,000 of the general fund—state appropriation for fiscal year 2025 are provided solely to pay for emergency fire suppression costs. These amounts may not be used to fund agency indirect and administrative expenses.

(5) \$400,000 of the general fund—state appropriation for fiscal year 2024 and \$400,000 of the general fund—state appropriation for fiscal year 2025 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.

(6)(a) \$6,082,000 of the general fund—state appropriation for fiscal year 2024 and \$6,082,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the department to implement eradication and control measures on European green crabs through coordination and grants with partner organizations. The department must provide quarterly progress reports on the success and challenges of the measures to the appropriate committees of the legislature.

(b) The department must develop a comprehensive long-term plan for Washington's response to European green crab. The plan must identify where permanent trapping efforts should occur, where efficiencies over current operations may be achieved, which agencies, tribes, or organizations require ongoing funding to support the state's eradication and control measures, and the

potential for federal funding for control efforts, and include a recommended funding level to implement the plan in the 2025-2027 fiscal biennium. The plan shall be submitted to the governor and legislature by October 1, 2024.

(7) \$403,000 of the general fund—state appropriation for fiscal year 2024 and \$377,000 of the general fund—state appropriation for fiscal year 2025 are provided solely to develop conflict mitigation strategies for wolf recovery and staff resources in northeast Washington for response to wolf-livestock conflicts. The department shall not hire contract range riders in northeast Washington unless there is a gap in coverage from entities funded through the northeast Washington wolf-livestock management grant program as provided in RCW 16.76.020. No contract riders shall be deployed in areas already sufficiently covered by other riders. The department must focus on facilitating coordination with other entities providing conflict deterrence, including range riding, and technical assistance to livestock producers in order to minimize wolf-livestock issues in the Kettle Range and other areas of northeast Washington with existing or emerging chronic conflict. The department is discouraged from the use of firearms from helicopters for removing wolves.

(8) \$852,000 of the general fund—state appropriation for fiscal year 2024 and \$852,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the department to provide additional capacity to the attorney general's office to prosecute environmental crimes. The department must provide an annual report by December 1st of each year, to the appropriate committees of the legislature, on the progress made in prosecuting environmental crimes.

(9) \$753,000 of the general fund—state appropriation for fiscal year 2024 and \$753,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for expanded management of pinniped populations on the lower Columbia river and its tributaries with the goal of increasing chinook salmon abundance and prey availability for southern resident orcas.

(10) \$470,000 of the general fund—state appropriation for fiscal year 2024 and \$470,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the department to expand efforts to survey the diets of seals and sea lions in the Salish sea and identify nonlethal management actions to deter them from preying on salmon and steelhead.

(11) \$518,000 of the general fund—state appropriation for fiscal year 2024 and \$519,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the department to continue to provide policy and scientific support to the department of ecology regarding surface and groundwater management issues as part of implementing chapter 90.94 RCW streamflow restoration.

(12) \$4,096,000 of the model toxics control operating account—state appropriation is provided solely to analyze salmon contaminants of emerging concern (CEC), including substances such as 6PPD-quinone and polychlorinated biphenyls (PCB) in already collected tissue samples. This research will accelerate recovery and protection by identifying the location and sources of CEC exposure.

(13) \$130,000 of the general fund—state appropriation for fiscal year 2024 and \$130,000 of the general fund—state appropriation for fiscal year 2025 are

provided solely for an external facilitator to seek solutions through a collaborative process using the department's wolf advisory group.

(14) \$194,000 of the general fund—state appropriation for fiscal year 2024 and \$194,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the department to update and maintain rule making related to chapter 77.57 RCW, fishways, flow, and screening.

(15) \$822,000 of the general fund—state appropriation for fiscal year 2024 and \$822,000 of the general fund—state appropriation for fiscal year 2025 are provided solely to monitor recreational steelhead spawning and harvest in freshwater streams and rivers in Puget Sound.

(16) \$2,714,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for additional law enforcement officers for marine and freshwater fisheries compliance and a patrol vessel dedicated to coastal operations.

(17) \$509,000 of the general fund—state appropriation for fiscal year 2024 and \$305,000 of the general fund—state appropriation for fiscal year 2025 are provided solely to monitor recreational shellfish harvests, monitor intertidal and crustacean fisheries, address emerging environmental issues, maintain a new data management infrastructure, and develop a disease and pest management program to protect shellfish fisheries in the Puget Sound.

(18) \$360,000 of the general fund—state appropriation for fiscal year 2024 and \$224,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the department to complete and maintain a statewide prioritization of fish passage barriers in collaboration with regional salmon recovery organizations.

(19) \$997,000 of the general fund—state appropriation for fiscal year 2024 and \$997,000 of the general fund—state appropriation for fiscal year 2025 are provided solely to continue the assessment of riparian ecosystems. The assessment must include identifying common statewide definitions of terms for riparian usage, recommendations to improve data sharing, and identifying any gaps in vegetated cover relative to a science-based standard for a fully functioning riparian ecosystem and comparing the status and gaps to water temperature impairments, known fish passage barriers, and status of salmonid stocks.

(20) (~~\$900,000~~) \$419,000 of the general fund—state appropriation for fiscal year 2024 is provided solely for the Lummi Nation to make infrastructure updates at the Skookum hatchery.

(21) \$285,000 of the general fund—state appropriation for fiscal year 2024 and \$285,000 of the general fund—state appropriation for fiscal year 2025 are provided solely to manage electronic tracked crab fishery gear to avoid whale entanglements during their migration as the agency develops a conservation plan to submit for an endangered species act incidental take permit.

(22) \$480,000 of the general fund—state appropriation for fiscal year 2024 and \$435,000 of the general fund—state appropriation for fiscal year 2025 are provided solely to equip officers with body worn cameras to advance public safety.

(23) \$158,000 of the general fund—state appropriation for fiscal year 2024 and \$163,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for implementation of Engrossed Substitute Senate Bill No.

5371 (orca vessel protection). ~~((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.))~~

(24) \$3,000,000 of the salmon recovery account—state appropriation is provided solely for pass-through to tribes of the upper Columbia river to support reintroduction of Chinook salmon above Grand Coulee and Chief Joseph dams.

(25) \$741,000 of the general fund—state appropriation for fiscal year 2024 and \$741,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for operation and maintenance capacity and technical assistance for state fish passage facilities.

(26) \$948,000 of the general fund—state appropriation for fiscal year 2024 and \$948,000 of the general fund—state appropriation for fiscal year 2025 are provided solely to continue operations of the Toutle and Skamania hatcheries.

(27) \$283,000 of the general fund—state appropriation for fiscal year 2024 and \$283,000 of the general fund—state appropriation for fiscal year 2025 are provided solely to create a statewide data management system with the department of natural resources and the state parks and recreation commission to make informed management decisions that meet conservation goals for public lands. The agencies will also collaborate with tribal governments to ensure cultural resources and cultural practices are considered and incorporated into management plans.

(28) \$385,000 of the general fund—state appropriation for fiscal year 2024 and \$385,000 of the general fund—state appropriation for fiscal year 2025 are provided solely to increase wildlife conflict specialists to address crop damage, dangerous wildlife interactions, and conflict preventative education and outreach.

(29) \$430,000 of the general fund—state appropriation for fiscal year 2024, \$430,000 of the general fund—state appropriation for fiscal year 2025, and \$3,564,000 of the natural climate solutions account—state appropriation are provided solely to increase capacity in three aspects of the department's mission most vulnerable to climate change including species recovery planning, providing technical assistance, permitting, and planning support, and managing agency lands and infrastructure.

(30) \$1,752,000 of the climate commitment account—state appropriation is provided solely for the first phase of the department's sustainability plan, including advancing energy efficiency and renewable energy projects, creating a commute trip reduction program, and supporting foundational research and capacity-building.

(31) ~~\$4,000,000 of the forest resiliency account—state appropriation~~ ~~((~~is~~))~~ ~~and \$2,000,000 of the natural climate solutions account—state appropriation~~ are provided solely to reduce severe wildfire risk and increase forest resiliency through fuels reduction, thinning, fuel break creation, and prescribed burning on agency lands. The amounts provided in this subsection may not be used to fund agency indirect and administrative expenses. If Initiative Measure No. 2117 is approved in the 2024 general election, upon the effective date of the measure, funds from the consolidated climate account may not be used for the purposes in this subsection.

(32)(a) ~~((~~\$8,000,000~~))~~ \$7,905,000 of the general fund—state appropriation for fiscal year 2024 and ~~((~~\$15,000,000~~))~~ \$15,095,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the protection,

recovery, and restoration of biodiversity, the recovery of threatened and endangered species, and a review of the department of fish and wildlife. Examples include habitat protection and restoration, technical assistance for growth management act planning, fish passage improvements, conservation education, scientific research for species and ecosystem protection, and similar activities. Funding in this subsection may include pass-throughs to public, nonprofit, academic, or tribal entities for the purposes of this subsection.

(b) Of the amounts provided in this subsection, (~~(\$300,000)~~) \$205,000 of the general fund—state appropriation for fiscal year 2024 (~~(is)~~) and \$95,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for a grant to the Ruckelshaus center for a review of the department of fish and wildlife, as referenced in (a) of this subsection. The review must focus on the department's efforts to fulfill its obligations as the trustee of state fish and wildlife on behalf of all current and future Washingtonians, to meet the mixed goals of the mandate set forth in RCW 77.04.012, and to respond to the equity principles articulated in RCW 43.06D.020. The review must explore the following areas and recommend changes as appropriate:

(i) The department's ability to meet threats created by climate change and biodiversity loss;

(ii) An alignment of mandate with the department's responsibility as a public trustee;

(iii) The department's governance structure;

(iv) The department's funding model; and

(v) Accountability and transparency in department decision making at both the commission and management levels.

(c) Within this scope, the Ruckelshaus center must also examine the following areas and provide recommendations as appropriate:

(i) Fish and wildlife commission structure, composition, duties, and compensation;

(ii) Influence on the department by special interest groups;

(iii) The process by which the department uses science and social values in its decision making;

(iv) Outreach and involvement of Washington citizens who have historically been excluded from fish and wildlife decisions, including nonconsumptive users and marginalized communities;

(v) The department's adherence to state laws, including the state environmental policy act and the public records act; and

(vi) Any other related issues that arise during the review.

(d) Based on the results of the review, the Ruckelshaus center must provide options for making changes to the department's mandate and governance structure as deemed necessary to improve the department's ability to function as a trustee for state fish and wildlife.

(e) The Ruckelshaus center must submit a report to the appropriate committees of the legislature by (~~(June 30, 2024)~~) December 1, 2024.

(33) (~~(\$125,000)~~) \$101,000 of the general fund—state appropriation for fiscal year 2024 (~~(is)~~) and \$24,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for a contract with a nonprofit organization that operates a zoological garden in King county and that has developed an educators' toolkit for nature play programming for youth in communities

historically excluded from nature experiences to provide inclusive nature-based programming statewide to children from racially, ethnically, and culturally diverse backgrounds.

(34) \$310,000 of the general fund—state appropriation for fiscal year 2024 and \$160,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the department to perform the following tasks related to net ecological gain:

(a) Of the amount provided in this subsection, \$160,000 in fiscal year 2024 and \$160,000 in fiscal year 2025 are provided solely for the department to facilitate a work group focused on developing a net ecological gain implementation framework.

(i) Participation in the work group is as follows:

(A) The work group must include representatives from the department, the department of commerce, the department of ecology, and the department of transportation; and

(B) The work group may include representatives from, and consultation with, as appropriate, other state agencies, federally recognized Indian tribes, local governments, and other relevant stakeholders.

(ii) The work group is responsible for accomplishing the following tasks:

(A) Define net ecological gain criteria;

(B) Create monitoring and assessment criteria related to net ecological gain;

(C) Develop an assessment model to evaluate and quantify contributions to overall net ecological gain;

(D) Consider the geographic scale at which net ecological gain criteria may be effectively applied;

(E) Provide budget and policy recommendations for net ecological gain to the legislature and to the office of financial management;

(F) Identify existing state-administered or state-funded programs and projects that:

(I) Already contribute to net ecological gain;

(II) Can or should give funding priority to funding applicants that commit to incorporating net ecological gain principles; and

(III) Programs and projects that can or should have a net ecological gain requirement in the future; and

(G) Generate interim recommendations for a project to serve as a net ecological gain proof of concept within a county that chooses to adopt a net ecological gain standard.

(iii) The department may contract with an independent entity to facilitate the work group, including the tasks identified in (b) of this subsection.

(iv) The work group must submit an interim and final report of its work, including any budget and policy recommendations, to the office of financial management and the appropriate committees of the legislature no later than June 30, 2024, and June 30, 2025.

(b) Of the amount provided in this subsection, \$150,000 in fiscal year 2024 is provided solely for the department to contract with an independent entity to perform the following tasks:

(i) Review existing grant programs; and

(ii) Make recommendations on the potential addition of net ecological gain into grant prioritization criteria.

(35)(a) ~~(((\$400,000))~~ \$700,000 of the general fund—state appropriation for fiscal year 2024 and ~~(((\$300,000))~~ \$700,000 of the general fund—state appropriation for fiscal year 2025 are provided solely to initiate a demonstration project to contribute to rebuilding of salmon runs in the Lake Washington basin through suppression of predatory fish species. The project shall include:

(i) Removal of nonnative species and northern pike minnow using trap, nets, or other means;

(ii) Assessment of the benefits of reduced predator abundance on juvenile salmon survival; and

(iii) Assessment of the recreational fishing rules that were implemented in 2020 in the Lake Washington basin.

(b) An interim report on the demonstration project must be provided to the appropriate committees of the legislature by December 1, 2024.

~~(((\$37))~~ (36) \$270,000 of the general fund—state appropriation for fiscal year 2024 and \$57,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for implementation of Substitute House Bill No. 1085 (plastic pollution). ~~((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.~~

~~(((\$38))~~ (37) \$184,000 of the natural climate solutions account—state appropriation is provided solely for implementation of Engrossed Second Substitute House Bill No. 1170 (climate response strategy). ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.~~

~~(((\$39))~~ (38) \$1,026,000 of the climate commitment account—state appropriation is provided solely for implementation of Engrossed Second Substitute House Bill No. 1181 (climate change/planning). ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.~~

~~(((\$40))~~ (39) \$620,000 of the climate commitment account—state appropriation is provided solely for implementation of Engrossed Second Substitute House Bill No. 1216 (clean energy siting). ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.~~

~~(((\$41))~~ (40) The department must report to and coordinate with the department of ecology to track expenditures from climate commitment act accounts, as defined and described in RCW 70A.65.300 and section 302(13) of this act.

~~(((\$42))~~ (41) \$100,000 of the general fund—state appropriation for fiscal year 2024 is provided solely for the department to enter into individual damage prevention contract agreements for the use of hiring range riders for proactive wolf-livestock conflict deterrence outside of the service area of the northeast Washington wolf-livestock management grant program as provided in RCW 16.76.020.

~~(((\$43))~~ (42) \$175,000 of the general fund—state appropriation for fiscal year 2024 and \$175,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for a conflict resolution process mediated by the federal mediation and conciliation service. This funding must be used by the department to facilitate meetings between Skagit tribes, drainage and irrigation districts, and state and federal resource agencies and support the technical work necessary to resolve conflict. Invited parties must include the national marine fisheries service, Washington state department of agriculture, Washington state department of fish and wildlife, Swinomish Indian tribal community, Upper

Skagit Indian Tribe, Sauk-Suiattle Indian Tribe, and Skagit drainage and irrigation districts consortium LLC. A report documenting meeting notes, points of resolution, and recommendations must be provided to the legislature no later than June 30, 2025.

~~((44))~~ (43) \$500,000 of the general fund—state appropriation for fiscal year 2024 and \$500,000 of the general fund—state appropriation for fiscal year 2025 are provided solely to evaluate the abundance and distribution of white and green sturgeon on the Washington coast and Puget Sound tributaries and to evaluate genetic relatedness with Columbia and Fraser river sturgeon populations. The funding is also provided to increase monitoring of the abundance and distribution of eulachon to use the information as a baseline for sturgeon and eulachon management plans.

~~((45))~~ (44) \$235,000 of the general fund—state appropriation for fiscal year 2024 and \$409,000 of the general fund—state appropriation for fiscal year 2025 are provided solely to the department of fish and wildlife to proactively survey for wildlife disease risks and provide action plans and management for healthy wildlife in Washington.

~~((46))~~ (45) \$325,000 of the general fund—state appropriation for fiscal year 2024 is provided solely for a contract with a nonprofit organization that operates a zoological garden in King county for the purpose of an outreach campaign on pollinator health issues. The pollinator outreach campaign is intended to further the mission of the department's pollinator conservation efforts and the department of agriculture's pollinator health task force goals.

~~((47))~~ (46) Within amounts provided in this section, but not to exceed \$20,000, the department must prioritize derelict and abandoned crab pot removal in north Hood Canal.

~~((48))~~ (47) \$1,175,000 of the general fund—state appropriation for fiscal year 2024 and \$1,175,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the department to continue to restore shrubsteppe habitat and associated wildlife on public lands as well as private lands by landowners who are willing to participate. The restoration effort must be coordinated with other natural resource agencies and interested stakeholders.

~~((49))~~ (48) \$5,000,000 of the general fund—state appropriation for fiscal year 2024 and \$5,000,000 of the general fund—state appropriation for fiscal year 2025 are provided solely to continue to address the maintenance backlog associated with providing recreation on lands managed by the department. Allowable uses include, but are not limited to, maintenance, repair, or replacement of trails, toilet facilities, roads, parking lots, campgrounds, picnic sites, water access areas, signs, kiosks, and gates. The department is encouraged to partner with nonprofit organizations in the maintenance of public lands.

~~((50))~~ (49) \$250,000 of the general fund—state appropriation for fiscal year 2024 and \$250,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the department to increase the work of regional fisheries enhancement groups.

~~((51))~~ (50) \$250,000 of the general fund—state appropriation for fiscal year 2024 and \$250,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for grants to commercial fishers to modify fishing gear in order to facilitate participation in the emerging commercial fishery in the lower Columbia river, and to fund staffing and supplies needed to monitor the

emerging commercial fishery on the lower Columbia river. The purpose of the grants to modify fishing gear is to support the state's efforts to develop fishing tools that allow for increased harvest of hatchery fish while minimizing impacts to salmonid species listed as threatened or endangered under the federal endangered species act. The department must provide a report of goods and services purchased with grant funds to the appropriate committees of the legislature by June 30, 2025.

(51) \$1,657,000 of the general fund—state appropriation for fiscal year 2024 is provided solely for habitat recovery and restoration work on agency owned and managed lands damaged from wildfires.

(52) \$443,000 of the general fund—state appropriation for fiscal year 2024, \$6,313,000 of the general fund—state appropriation for fiscal year 2025, \$86,000 of the limited fish and wildlife account—state appropriation, and \$196,000 of the fish, wildlife, and conservation account—state appropriation are provided solely for additional safety capacity in each region, development of a technology solution for training requirements, increased support to remote employees, and a third-party review of the agency safety program.

(53) \$403,000 of the general fund—state appropriation for fiscal year 2025 and \$42,000 of the general fund—private/local appropriation are provided solely for two new positions to support statewide fish health through veterinary services and maintenance support for the fish marking trailer fleet.

(54) \$224,000 of the general fund—state appropriation for fiscal year 2025 is provided solely to conduct up to four community bear hazard assessments in communities with historical high levels of human-bear conflict. The department must submit a report to the appropriate committees of the legislature with initial funding recommendations to prioritize and implement the bear hazard assessments by December 31, 2024.

(55) \$1,810,000 of the general fund—state appropriation for fiscal year 2025 and \$1,810,000 of the general fund—federal appropriation are provided solely for monitoring and response efforts for invasive quagga mussels, which were discovered on the Snake river in Idaho in July 2023. Possible activities include coordination with tribal, federal, regional, state, and local entities, watercraft inspections and decontamination, equipment and training, monitoring of potential residential and commercial pathways, and public outreach. Matching federal funds are anticipated from a United States army corps of engineers invasive mussel cost-share program.

(56) \$100,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for a grant to an organization based in Friday harbor that is focused on orcas and proposes to fill knowledge gaps through conservation research, arm policymakers with the latest available science, and engage the public with accessible information to:

(a) Use scent detection dogs to noninvasively collect fecal material to monitor and track the health of southern resident killer whales, including reproductive health, nutrition, and impacts from pollutants; and

(b) Coordinate with the department on relevant research, as appropriate.

(57) \$100,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for elk management in the Skagit valley in cooperation with affected tribes and landowners. Authorized expenditures include, but are not limited to, mitigation of the impacts of elk on agricultural crop production

through elk fencing and related equipment, replacement seed and fertilizer to offset losses caused by elk, and elk deterrent equipment.

(58) \$222,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for implementation of Substitute House Bill No. 2293 (avian predation/salmon). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

(59) \$801,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for the department to rebuild an Autofish marking system.

(60) \$184,000 of the general fund—state appropriation for fiscal year 2024 and \$650,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for implementation of Second Substitute Senate Bill No. 5784 (deer & elk crop damage). Of the amounts provided in this subsection, \$50,000 in fiscal year 2025 is provided for a grant to the Yakama nation for participation in an elk collaring pilot project. If the bill is not enacted by June 30, 2024, the amounts provided in this subsection shall lapse.

**Sec. 309.** 2023 c 475 s 309 (uncodified) is amended to read as follows:

**FOR THE PUGET SOUND PARTNERSHIP**

General Fund—State Appropriation (FY 2024) . . . . .	(( <del>\$9,218,000</del> ))
	<u>\$9,217,000</u>
General Fund—State Appropriation (FY 2025) . . . . .	(( <del>\$9,213,000</del> ))
	<u>\$9,288,000</u>
General Fund—Federal Appropriation . . . . .	(( <del>\$32,036,000</del> ))
	<u>\$32,043,000</u>
Aquatic Lands Enhancement Account—State Appropriation . . . . .	(( <del>\$1,503,000</del> ))
	<u>\$1,504,000</u>
Model Toxics Control Operating Account—State Appropriation . . . . .	(( <del>\$1,350,000</del> ))
	<u>\$1,351,000</u>
TOTAL APPROPRIATION . . . . .	(( <del>\$53,320,000</del> ))
	<u>\$53,403,000</u>

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

(1) By October 15, 2024, the Puget Sound partnership shall provide the governor and appropriate legislative fiscal committees a single, prioritized list of state agency 2025-2027 capital and operating budget requests related to Puget Sound recovery and restoration.

(2) \$14,000 of the general fund—state appropriation for fiscal year 2024 is provided solely for implementation of Engrossed Second Substitute House Bill No. 1170 (climate response strategy). ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.))~~

(3) \$350,000 of the general fund—state appropriation for fiscal year 2024 and \$350,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the partnership to implement shipping noise reduction initiatives and monitoring programs in the Puget Sound, in coordination with Canadian and United States authorities. The partnership must contract with Washington maritime blue in order to establish and administer the quiet sound program to better understand and reduce the cumulative effects of acoustic and

physical disturbance from large commercial vessels on southern resident orcas throughout their range in Washington state. Washington maritime blue will support a quiet sound leadership committee and work groups that include relevant federal and state agencies, ports, industry, research institutions, and nongovernmental organizations and consult early and often with relevant federally recognized tribes.

**Sec. 310.** 2023 c 475 s 310 (uncodified) is amended to read as follows:

**FOR THE DEPARTMENT OF NATURAL RESOURCES**

General Fund—State Appropriation (FY 2024) . . . . .	..(( <u>\$152,490,000</u> ))
	<u>\$180,560,000</u>
General Fund—State Appropriation (FY 2025) . . . . .	..(( <u>\$154,017,000</u> ))
	<u>\$159,163,000</u>
General Fund—Federal Appropriation . . . . .	..(( <u>\$49,985,000</u> ))
	<u>\$98,151,000</u>
General Fund—Private/Local Appropriation . . . . .	..(( <u>\$3,500,000</u> ))
	<u>\$6,054,000</u>
Access Road Revolving Nonappropriated Account—State Appropriation . . . . .	\$108,000
Climate Commitment Account—State Appropriation . . . . .	..(( <u>\$11,820,000</u> ))
	<u>\$12,682,000</u>
<u>Derelict Structure Removal Account—State</u> <u>Appropriation . . . . .</u>	<u>\$325,000</u>
<del>((Contract Harvesting Revolving Nonappropriated Account—State Appropriation . . . . .</del>	<del>..((<u>\$78,000</u>))</del>
Forest Development Account—State Appropriation . . . . .	..(( <u>\$58,594,000</u> ))
	<u>\$58,600,000</u>
Forest Fire Protection Assessment Nonappropriated Account—State Appropriation . . . . .	\$88,000
Forest Health Revolving Nonappropriated Account— State Appropriation . . . . .	\$106,000
Natural Climate Solutions Account—State Appropriation . . . . .	..(( <u>\$29,571,000</u> ))
	<u>\$40,164,000</u>
Natural Resources Federal Lands Revolving Nonappropriated Account—State Appropriation . . . . .	\$6,000
ORV and Nonhighway Vehicle Account—State Appropriation . . . . .	..(( <u>\$7,928,000</u> ))
	<u>\$7,995,000</u>
State Forest Nursery Revolving Nonappropriated Account—State Appropriation . . . . .	\$34,000
Surveys and Maps Account—State Appropriation . . . . .	..(( <u>\$2,376,000</u> ))
	<u>\$2,381,000</u>
Aquatic Lands Enhancement Account—State Appropriation . . . . .	..(( <u>\$20,003,000</u> ))
	<u>\$21,933,000</u>
Resource Management Cost Account—State Appropriation . . . . .	..(( <u>\$121,583,000</u> ))
	<u>\$123,297,000</u>

Surface Mining Reclamation Account—State	
Appropriation . . . . .	<u>(\$4,628,000)</u>
	<u>\$4,717,000</u>
Disaster Response Account—State Appropriation . . . . .	<u>(\$23,594,000)</u>
	<u>\$23,642,000</u>
Forest and Fish Support Account—State Appropriation . . . . .	<u>(\$12,667,000)</u>
	<u>\$12,687,000</u>
Aquatic Land Dredged Material Disposal Site Account—	
State Appropriation . . . . .	\$405,000
Natural Resources Conservation Areas Stewardship	
Account—State Appropriation . . . . .	<u>(\$211,000)</u>
	<u>\$212,000</u>
Forest Practices Application Account—State	
Appropriation . . . . .	<u>(\$2,181,000)</u>
	<u>\$2,189,000</u>
Air Pollution Control Account—State Appropriation . . . . .	<u>(\$920,000)</u>
	<u>\$922,000</u>
Model Toxics Control Operating Account—State	
Appropriation . . . . .	<u>(\$2,000,000)</u>
	<u>\$2,774,000</u>
Wildfire Response, Forest Restoration, and Community	
Resilience Account—State Appropriation . . . . .	<u>(\$118,115,000)</u>
	<u>\$120,277,000</u>
Derelict Vessel Removal Account—State Appropriation . . . . .	<u>(\$10,643,000)</u>
	<u>\$10,649,000</u>
Community Forest Trust Account—State Appropriation . . . . .	\$52,000
Agricultural College Trust Management Account—State	
Appropriation . . . . .	<u>(\$4,414,000)</u>
	<u>\$4,432,000</u>
TOTAL APPROPRIATION . . . . .	<u>(\$792,117,000)</u>
	<u>\$894,605,000</u>

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

(1) \$1,857,000 of the general fund—state appropriation for fiscal year 2024 and \$1,857,000 of the general fund—state appropriation for fiscal year 2025 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.

(2) \$1,000,000 of the general fund—state appropriation for fiscal year 2024 and \$1,000,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the small forest landowner office, in order to restore staffing capacity reduced during the great recession and to support small forest landowners, including assistance related to forest and fish act regulations.

(3) \$1,583,000 of the general fund—state appropriation for fiscal year 2024 and \$1,515,000 of the general fund—state appropriation for fiscal year 2025 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.

(4) ~~(\$60,883,000)~~ \$88,617,000 of the general fund—state appropriation for fiscal year 2024, \$60,883,000 of the general fund—state appropriation for fiscal year 2025, and \$16,050,000 of the disaster response account—state appropriation are provided solely for emergency response, including fire suppression. The department shall provide a monthly report to the office of financial management and the appropriate fiscal and policy committees of the legislature with an update of fire suppression costs incurred and the number and type of wildfires suppressed.

(5) \$5,647,000 of the general fund—state appropriation for fiscal year 2024, \$8,470,000 of the general fund—state appropriation for fiscal year 2025, and \$330,000 of the disaster response account—state appropriation are provided solely for indirect and administrative expenses related to fire suppression.

(6) \$5,500,000 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 \$8,000,000 per biennium. If receipts under RCW 82.04.261 are more than \$8,000,000 but less than \$8,500,000 for the biennium, an amount equivalent to the difference between actual receipts and \$8,500,000 shall lapse.

(7) 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, 2023, and December 1, 2024, 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 website.

(8) \$4,206,000 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.

(9) \$279,000 of the general fund—state appropriation for fiscal year 2024 and \$286,000 of the general fund—state appropriation for fiscal year 2025 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 \$100 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.

(10) \$2,500,000 of the general fund—state appropriation for fiscal year 2024 and (~~(\$2,500,000)~~) \$3,280,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the department to collect and refresh statewide lidar data.

(11) \$1,200,000 of the resource management cost account—state appropriation is provided solely for the agency to pursue opportunities to provide workforce housing on state trust lands.

(12)(a) \$1,500,000 of the natural climate solutions account—state appropriation is provided solely for the department, in close collaboration with the department of ecology, to convene a group composed of a balanced representation of experts and stakeholders to conduct a state ecosystem services inventory and develop a state lands ecosystem services asset plan. The plan must outline how state lands under the department's jurisdiction can be monetized, including ecosystem services credits, and utilized to reduce the overall greenhouse emissions, or increase greenhouse gas sequestration and storage, in the state, including both public and private emissions.

(b) In developing the plan, the department must:

(i) Conduct a resource and asset inventory to identify all state-owned or controlled lands under its jurisdiction that could be eligible or utilized in ecosystem services credits, including carbon offset markets;

(ii) Explore opportunities for the department to utilize its inventoried proprietary assets in offering ecosystem services credits, including carbon offset credits, both under the regulatory offset programs, such as the one established under RCW 70A.65.170, and existing or future voluntary, private ecosystem service markets, including carbon offset programs;

(iii) Develop a marginal cost abatement model to inform highest and best use of state assets in ecosystem services markets, including carbon markets;

(iv) Conduct a needs assessment in relation to marketing state-owned carbon assets on state lands under the department's jurisdiction to third party developers, including a proposed implementation plan and recommendations for plan execution;

(v) Identify any known or suspected policy or regulatory limitations to the formation and full execution of the ecosystem services inventory and asset plan identified above;

(vi) Create an implementation plan for a virtual dashboard where public and private sector participants in regulatory or voluntary carbon markets can locate the inventory created under this subsection, understand the marginal cost abatement model, and locate any requests for proposals from state asset-involved carbon projects on lands under the department's jurisdiction; and

(vii) Make recommendations for the creation of an ecosystems services equity and innovation account that includes:

(A) New modes of ecosystem services; and

(B) Identification of new or different beneficiaries of carbon investments that increase the participation of historically marginalized groups in ecosystem service opportunities.

(c) The department must report its progress and findings under this subsection to the legislature no later than December 31, 2024.

(13) \$3,166,000 of the natural climate solutions account—state appropriation is provided solely for silvicultural treatments on forested trust

lands in western Washington to support maintenance of healthy, resilient forests as a critical component of climate adaptation and mitigation efforts.

(14) \$2,185,000 of the general fund—state appropriation for fiscal year 2024 and \$1,705,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for increased law enforcement capacity on agency managed lands, to develop a statewide recreation plan, and to jointly create a statewide data management system with the Washington department of fish and wildlife and the state parks and recreation commission to make informed management decisions that meet conservation goals for public lands. The agencies will also collaborate with tribal governments to ensure cultural resources and cultural practices are considered and incorporated into management plans.

(15) \$2,066,000 of the natural climate solutions account—state appropriation is provided solely for the agency to develop a comprehensive strategy to tackle barriers to reforestation, including through expanding seed collection, increasing the capacity of the state's public nursery, and addressing workforce needs.

(16) \$2,864,000 of the natural climate solutions account—state appropriation is provided solely for the agency to implement aspects of their watershed resilience action plan for the Snohomish watershed, including activities to support kelp and eelgrass stewardship, a large woody debris program, aquatic restoration grants, and culvert removal.

(17) \$5,991,000 of the natural climate solutions account—state appropriation is provided solely for investment in urban forestry to support reduction of negative environmental conditions such as heat, flooding, and pollution and helping communities become greener, cleaner, healthier, and more resilient.

(18) \$7,791,000 of the climate commitment account—state appropriation is provided solely for the agency to analyze current infrastructure and build a plan for the department to achieve its greenhouse gas emission reduction targets.

(19) \$2,365,000 of the climate commitment account—state appropriation is provided solely for the department to make investments in education and training to bolster a statewide natural resources workforce to support the health and resilience of Washington's forests. Of this amount, \$800,000 is provided solely to provide wildland fire management training to tribal communities and members.

(20) \$3,356,000 of the natural climate solutions account—state appropriation is provided solely to increase the agency's capacity to provide active management of department of natural resources natural areas.

(21) \$1,500,000 of the general fund—state appropriation for fiscal year 2024 (~~and~~), \$1,500,000 of the general fund—state appropriation for fiscal year 2025, and \$1,817,000 of the aquatic lands enhancement account—state appropriation are provided solely for full-time and seasonal crews from the Washington conservation corps and other corps programs to conduct work benefiting the management of state managed lands, including aquatic reserves management, natural areas restoration and conservation, trail work, and forest resiliency activities as well as other recreation and habitat projects with agency partners.

(22)(a) \$475,000 of the general fund—state appropriation for fiscal year 2024, \$253,000 of the general fund—state appropriation for fiscal year 2025, and \$62,000 of the model toxics control operating account—state appropriation are provided solely for a geoduck task force. Of the amounts provided in this subsection, \$411,000 of the general fund—state appropriation for fiscal year 2024 and \$208,000 of the general fund—state appropriation for fiscal year 2025 are for the department's costs for the task force, and the remaining amounts are for the department to provide to the department of ecology, the department of fish and wildlife, and the Puget Sound partnership for their projected costs for the task force.

(b) The task force must investigate opportunities to reduce negative impacts to tribal treaty and state geoduck harvest and promote long-term opportunities to expand or sustain geoduck harvest. The task force must provide a report to the commissioner of public lands and the legislature, in compliance with RCW 43.01.036, by December 1, 2024, that includes analysis and recommendations related to the following elements:

(i) The feasibility of intervention to enhance the wildstock of geoduck, including reseeded projects;

(ii) Factors that are preventing areas from being classified for commercial harvest of wildstock geoduck or factors that are leading to existing wildstock geoduck commercial tract classification downgrade, and recommendations to sustainably and cost-effectively increase the number and area of harvestable tracts, including:

(A) Consideration of opportunities and recommendations presented in previous studies and reports;

(B) An inventory of wastewater treatment plant and surface water runoff point sources impacting state and tribal geoduck harvesting opportunities within the classified commercial shellfish growing areas in Puget Sound;

(C) A ranking of outfalls and point sources identified in (b)(ii)(B) of this subsection prioritized for future correction to mitigate downgraded classification of areas with commercial geoduck harvest opportunity;

(D) An inventory of wildstock geoduck tracts that are most impacted by poor water quality or other factors impacting classification;

(E) Consideration of the role of sediment load and urban runoff, and pathways to mitigate these impacts; and

(F) Recommendations for future actions to improve the harvest quantity of wildstock geoduck and to prioritize areas that can attain improved classification most readily, while considering the influence of outfalls ranked pursuant to (b)(ii)(C) of this subsection.

(c) The commissioner of public lands must invite the following representatives to participate in the task force:

(i) A representative of the department of natural resources, who shall serve as the chair of the task force;

(ii) Representatives of tribes with treaty or reserved rights to geoduck harvest in Washington state;

(iii) A representative of the department of ecology;

(iv) A representative of the department of health;

(v) A representative of the department of fish and wildlife;

(vi) A representative of the Puget Sound partnership; and

(vii) A representative of the academic community.

(d) The commissioner of public lands must appoint each representative. The commissioner may invite and appoint other individuals to the task force, not to exceed the number of seats of tribal entities.

(e) Members of the task force may be reimbursed for travel expenses as authorized in RCW 43.03.050 and 43.03.060.

(23) \$636,000 of the general fund—state appropriation for fiscal year 2024 and \$353,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for implementation of Second Substitute House Bill No. 1032 (wildfires/electric utilities). ~~((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.))~~

(24) \$65,000 of the general fund—state appropriation for fiscal year 2024 and \$55,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for implementation of Substitute House Bill No. 1085 (plastic pollution). ~~((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.))~~

(25) \$350,000 of the natural climate solutions account—state appropriation is provided solely for implementation of Engrossed Second Substitute House Bill No. 1170 (climate response strategy). ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.))~~

(26) \$250,000 of the climate commitment account—state appropriation is provided solely for implementation of Engrossed Second Substitute House Bill No. 1181 (climate change/planning). ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.))~~

(27) \$164,000 of the climate commitment account—state appropriation is provided solely for implementation of Engrossed Second Substitute House Bill No. 1216 (clean energy siting). ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.))~~

(28) \$591,000 of the general fund—state appropriation for fiscal year 2024 and \$552,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for implementation of Substitute Senate Bill No. 5433 (derelict aquatic structures). ~~((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.))~~

(29) \$431,000 of the general fund—state appropriation for fiscal year 2024 and \$331,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for implementation of Engrossed Substitute House Bill No. 1498 (aviation assurance funding). ~~((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.))~~

(30) \$2,500,000 of the general fund—state appropriation for fiscal year 2024 and ~~(\$2,500,000)~~ \$2,822,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for implementation of Second Substitute House Bill No. 1578 (wildland fire safety). ~~((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.))~~ Of the amounts provided in this subsection, \$322,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for the agency to operate the post-fire debris flow program.

(31) The department must report to and coordinate with the department of ecology to track expenditures from climate commitment act accounts, as defined and described in RCW 70A.65.300 and section 302(13) of this act.

(32) \$1,000,000 of the model toxics control operating account—state appropriation is provided solely for tire removal projects in Puget Sound, with specific priority to remove tire reefs.

(33) \$321,000 of the general fund—state appropriation for fiscal year 2024 and \$427,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for implementation of Senate Bill No. 5390 (forestlands/safeharbor). ~~((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.))~~

(34) \$70,000 of the general fund—state appropriation for fiscal year 2024 and \$30,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the department to advance research and cooperation with governmental agencies of Finland and Finnish organizations to implement sustainable forestry practices. The department must report to the appropriate committees of the legislature by June 30, 2024, on the use of the funds and the research conducted and cooperation accomplished, and make recommendations for further opportunities for collaboration.

(35) \$278,000 of the natural climate solutions account—state appropriation is provided solely for the department to perform coordination and monitoring related to Puget Sound kelp conservation and recovery.

(36) \$312,000 of the general fund—state appropriation for fiscal year 2024 and \$313,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the department to coordinate with the Olympic natural resources center to study emerging ecosystem threats such as Swiss needlecast disease, fully implement the T3 watershed experiments on state trust lands, continue field trials for long-term ecosystem productivity, and engage stakeholders through learning-based collaboration. The department may expend up to \$30,000 in one fiscal year to conduct Swiss needlecast surveys.

(37) \$300,000 of the general fund—state appropriation for fiscal year 2024 and \$300,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the department to continue the work specified in section 3291, chapter 413, Laws of 2019 to assess public school seismic safety for school buildings not yet assessed, focused on highest risk areas of the state as a priority.

~~((39))~~ (38) \$10,000,000 of the natural climate solutions account—state appropriation is provided solely for the department to prepare commercial thinning timber sales for the purposes of restoring spotted owl and riparian habitat as specified in the 1997 state lands habitat conservation plan, facilitating access to more timber volume than is possible under normal operating funding and increasing carbon sequestration. Thinning operations in designated spotted owl management areas must be conducted in stands that do not yet meet spotted owl habitat conditions. Thinning in riparian areas must comply with department procedures for restoring riparian habitat under the 1997 state lands habitat conservation plan.

~~((40))~~ (39) \$5,000,000 of the general fund—state appropriation for fiscal year 2024 and \$5,000,000 of the general fund—state appropriation for fiscal year 2025 are provided solely to continue to address the maintenance backlog associated with providing recreation on lands managed by the department. Allowable uses include, but are not limited to, maintenance, repair, or replacement of trails, toilet facilities, roads, parking lots, campgrounds, picnic

sites, water access areas, signs, kiosks, and gates. The department is encouraged to partner with nonprofit organizations in the maintenance of public lands.

~~((41))~~ (40) \$175,000 of the general fund—state appropriation for fiscal year 2024 and \$175,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the department to implement a pilot project to evaluate the costs and benefits of marketing and selling specialty forest products including cedar salvage, alder, and other hardwood products. The pilot project must include: Identifying suitable areas for hardwood or cedar sales within the administrative areas of the Olympic and Pacific Cascade regions, preparing and conducting sales, and evaluating the costs and benefits from conducting the sales.

(a) The pilot project must include an evaluation that:

(i) Determines if revenues from the sales are sufficient to cover the costs of preparing and conducting the sales;

(ii) Identifies and evaluates factors impacting the sales, including regulatory constraints, staffing levels, or other limitations;

(iii) Compares the specialty sales to other timber sales that combine the sale of cedar and hardwoods with other species;

(iv) Evaluates the bidder pool for the pilot sales and other factors that impact the costs and revenues received from the sales; and

(v) Evaluates the current and future prices and market trends for cedar salvage and hardwood species.

(b) The department must work with affected stakeholders and report to the appropriate committees of the legislature with the results of the pilot project and make recommendations for any changes to statute by June 30, 2025.

(41) \$857,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for the department to implement eradication and control measures on European green crabs on state-owned aquatic lands and adjacent lands as appropriate. The department must report to and coordinate with the department of fish and wildlife to support the department of fish and wildlife's quarterly progress reports to the legislature.

(42) \$847,000 of the general fund—state appropriation for fiscal year 2025 and \$473,000 of the model toxics control operating account—state appropriation are provided solely for the department to develop an authorized target shooting range as an alternative to dispersed shooting, lead a stakeholder-driven process to identify potential additional locations for target shooting ranges, and address lead pollution in known dispersed shooting sites.

(43) \$524,000 of the resource management cost account—state appropriation is provided solely for the agency to supplement the cost of the contract with the department of fish and wildlife for biological geoduck survey work. Within existing appropriations, the department must develop a proposal with the department of fish and wildlife for the equitable and sustainable ongoing funding of this work.

(44) \$593,000 of the natural climate solutions account—state appropriation is provided solely for the department to conduct remote sensing, stressor studies, and imagery and survey work of kelp forests and eelgrass meadows pursuant to RCW 79.135.440 and manage the native kelp forest and eelgrass meadow health and conservation plan. If Initiative Measure No. 2117 is approved in the 2024 general election, upon the effective date of the measure, funds from the

consolidated climate account may not be used for the purposes in this subsection.

(45) \$10,000,000 of the natural climate solutions account—state appropriation is provided solely for forest treatments in areas where they have the greatest potential to prevent wildfires and protect air quality. If Initiative Measure No. 2117 is approved in the 2024 general election, upon the effective date of the measure, funds from the consolidated climate account may not be used for the purposes in this subsection.

(46) \$83,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for implementation of Substitute Senate Bill No. 5667 (forestry riparian easements). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

(47) \$862,000 of the climate commitment account—state appropriation is provided solely for implementation of Engrossed Substitute Senate Bill No. 6039 (geothermal energy resources). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse. Funds provided in this subsection may not be expended or obligated prior to January 1, 2025. If Initiative Measure No. 2117 is approved in the general election, the amount provided in this subsection shall lapse upon the effective date of the measure.

(48) \$307,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for implementation of Engrossed Senate Bill No. 6120 (wildland urban interface). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

(49) \$300,000 of the model toxics control operating account—state appropriation is provided solely for a grant for the removal of tires containing 6PPD from docks serving floatplanes in salmon-bearing waterways. Funds may be used to reduce the cost of conversion to alternative products that are free of 6PPD.

**\*Sec. 311. 2023 c 475 s 311 (uncodified) is amended to read as follows:**

**FOR THE DEPARTMENT OF AGRICULTURE**

General Fund—State Appropriation (FY 2024) . . . . .	<del>(\$52,938,000)</del>
	\$60,747,000
General Fund—State Appropriation (FY 2025) . . . . .	<del>(\$69,710,000)</del>
	\$79,848,000
General Fund—Federal Appropriation . . . . .	<del>(\$38,414,000)</del>
	\$48,282,000
General Fund—Private/Local Appropriation . . . . .	\$193,000
<u>Agricultural Pest and Disease Response Account—State</u>	
<u>Appropriation. . . . .</u>	<u>\$1,000,000</u>
<u>Aquatic Lands Enhancement Account—State</u>	
<u>Appropriation. . . . .</u>	<u><del>(\$2,839,000)</del></u>
	\$2,863,000
<u>Climate Commitment Account—State Appropriation . . . . .</u>	<u><del>(\$3,819,000)</del></u>
	\$7,376,000
<u>Natural Climate Solutions Account—State</u>	
<u>Appropriation. . . . .</u>	\$261,000
<u>Water Quality Permit Account—State Appropriation . . . . .</u>	\$73,000

Model Toxics Control Operating Account—State	
Appropriation. . . . .	..((\$13,589,000))
	<u>\$13,822,000</u>
Northeast Washington Wolf-Livestock Management	
Nonappropriated Account—State Appropriation . . . . .	\$1,600,000
Coronavirus State Fiscal Recovery Fund—Federal	
Appropriation. . . . .	\$36,875,000
TOTAL APPROPRIATION . . . . .	..((\$220,311,000))
	<u>\$252,940,000</u>

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

(1) \$18,000,000 of the general fund—state appropriation for fiscal year 2024 and \$17,000,000 of the general fund—state appropriation for fiscal year 2025 are provided solely to continue the we feed Washington program, a state alternative to the United States department of agriculture farmers to families food box program, and provide resources for hunger relief organizations.

(2) \$4,000,000 of the general fund—state appropriation for fiscal year 2024 and \$4,000,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for local food system infrastructure and market access grants.

(3) (~~(\$3,655,000)~~) \$4,992,000 of the general fund—state appropriation for fiscal year 2024 and \$3,655,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for implementing a *Popillia japonica* monitoring and eradication program in central Washington.

(4) (~~(\$15,000,000)~~) \$5,000,000 of the general fund—state appropriation for fiscal year 2024, \$20,000,000 of the general fund—state appropriation for fiscal year 2025, and \$15,000,000 of the coronavirus state fiscal recovery fund—federal appropriation are provided solely for implementing the emergency food assistance program as defined in RCW 43.23.290.

(5) \$246,000 of the general fund—state appropriation for fiscal year 2024, \$246,000 of the general fund—state appropriation for fiscal year 2025, and \$1,550,000 of the general fund—federal appropriation are provided solely for implementing a *Vespa mandarinia* eradication program.

(6) \$1,600,000 of the northeast Washington wolf-livestock management nonappropriated account—state appropriation is provided solely for the department to conduct the following:

(a) Offer grants for the northeast Washington wolf-livestock management program as provided in RCW 16.76.020, in the amount of \$1,400,000 for the biennium.

(i) Funds from the grant program must be used only for the deployment of nonlethal deterrence, specifically with the goal to reduce the likelihood of cattle being injured or killed by wolves by deploying proactive, preventative methods that have a high probability of producing effective results. Grant proposals will be assessed partially on this intent. Grantees who use funds for range riders or herd monitoring must deploy this tool in a manner so that targeted areas with cattle are visited daily or near daily. Grantees must collaborate with other grantees of the program and other entities providing prevention efforts resulting in coordinated wolf-livestock conflict deterrence efforts, both temporally and spatially, therefore providing well timed and placed preventative coverage on the

landscape. Additionally, range riders must document their activities with GPS track logs and provide written description of their efforts to the department of fish and wildlife on a monthly basis. The department shall incorporate the requirements of this subsection into contract language with the grantees.

(ii) In order to provide continuity of services to meet the long-term intent of the program, no less than \$1,100,000 of the funding allocated in this subsection (a) shall be awarded to entities who have proven ability to meet program intent as described in (a)(i) of this subsection and who have been awarded funds through this grant program or pass-through funds from the northeast Washington wolf-livestock management nonappropriated account in the past. The remaining \$300,000 may be awarded to new applicants whose applications meet program intent and all of other requirements of the program. If no applications from new entities are deemed qualified, the unused funds shall be awarded in equal amounts to successful grantees. The department retains the final decision making authority over disbursement of funds. Annual reports from grantees will be assessed for how well grant objectives were met and used to decide whether future grant funds will be awarded to past grantees.

(b) Within the amounts provided in this subsection, the department must provide \$100,000 each fiscal year to the sheriffs offices of Ferry and Stevens counties for providing a local wildlife specialist to aid the department of fish and wildlife in the management of wolves in northeast Washington.

(7) \$1,000,000 of the coronavirus state fiscal recovery fund—federal appropriation is provided solely for grants and technical assistance to producers and processors for meat and poultry processing.

(8) \$842,000 of the general fund—state appropriation for fiscal year 2024 and \$822,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for implementation of chapter 135, Laws of 2022, which requires the department to establish cannabis testing lab quality standards by rule.

(9) \$3,038,000 of the climate commitment account—state appropriation is provided solely to implement organic materials legislation passed in the 2022 legislative session.

(10) \$200,000 of the general fund—state appropriation for fiscal year 2024 and \$200,000 of the general fund—state appropriation for fiscal year 2025 are provided solely to contract with Washington State University's IMPACT Center to conduct an analysis of the threats, barriers, and challenges facing the state's agricultural producers.

(11) \$581,000 of the climate commitment account—state appropriation is provided solely to implement a science-based, voluntary software program called saving tomorrow's agricultural resources (STAR) which provide producers tools to track soil health improvements and the ability to generate market-based incentives.

(12) \$1,492,000 of the model toxics control operating account—state appropriation is provided solely to increase capacity and support work to reduce nitrate pollution in groundwater from irrigated agriculture in the lower Yakima valley.

(13) (~~(\$88,000)~~) \$502,000 of the general fund—state appropriation for fiscal year 2024, \$88,000 of the general fund—state appropriation for fiscal year 2025, and (~~(\$702,000)~~) \$1,053,000 of the general fund—federal appropriation

are provided solely to match federal funding for eradication treatments and follow-up monitoring of invasive moths.

(14) \$120,000 of the general fund—state appropriation for fiscal year 2024 and \$120,000 of the general fund—state appropriation for fiscal year 2025 are provided solely to continue the early detection program for the spotted lanternfly and the associated invasive *Ailanthus altissima*, known colloquially as tree-of-heaven, survey and control programs.

(15) \$90,000 of the general fund—state appropriation for fiscal year 2024 and \$90,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the department to implement changes that advance equity for underrepresented farmers and ranchers in the department's programs and services. In carrying out this duty, the department may focus on implementation of:

(a) Proequity and inclusion strategies within the activities and services of the regional markets program;

(b) Recommendations from the department's 2022 report to the legislature on equity for underrepresented farmers and ranchers; and

(c) Community-generated suggestions resulting from stakeholder engagement activities. In carrying out this duty, the department may engage with underrepresented farmers and ranchers to advise and provide guidance as the department works to implement changes to improve equity and inclusion in the department's services and programs, and where possible in the agricultural industry more broadly.

(16) \$261,000 of the natural climate solutions account—state appropriation is provided solely for implementation of Engrossed Second Substitute House Bill No. 1170 (climate response strategy). ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.))~~

(17) \$200,000 of the climate commitment account—state appropriation is provided solely for implementation of Engrossed Second Substitute House Bill No. 1216 (clean energy siting). ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.))~~

(18) \$116,000 of the general fund—state appropriation for fiscal year 2024 and \$110,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for implementation of Substitute House Bill No. 1500 (cottage food sales cap). ~~((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.))~~

(19) The department must report to and coordinate with the department of ecology to track expenditures from climate commitment act accounts, as defined and described in RCW 70A.65.300 and section 302(13) of this act.

(20) \$100,000 of the general fund—state appropriation for fiscal year 2024 and \$100,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for a grant to a community-based organization in Whatcom county for the food and farm finder program, which connects local food producers with retail and wholesale consumers throughout the state.

(21) \$10,600,000 of the coronavirus state fiscal recovery fund—federal appropriation is provided solely for local food system infrastructure and market access grants, the emergency food assistance program, and a state farmers to families food box program. The total expenditures from the coronavirus state fiscal recovery fund—federal for these purposes in fiscal year 2023 and fiscal

year 2024 may not exceed the total amounts provided in section 311(1), (3), and (7), chapter 334, Laws of 2021, from the coronavirus state fiscal recovery fund—federal for these purposes.

(22) \$47,000 of the general fund—state appropriation for fiscal year 2024 and \$47,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for implementation of Second Substitute Senate Bill No. 5263 (psilocybin). ~~((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.))~~

(23) \$200,000 of the general fund—state appropriation for fiscal year 2024 and \$200,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the department to provide a grant to a food bank in Pierce county for the continued provision of food bank services to low-income individuals, including costs related to the potential relocation of the food bank.

(24) \$128,000 of the general fund—state appropriation for fiscal year 2024 and \$127,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for a grant to the Tri-Cities food bank for operations including food storage.

(25) \$170,000 of the general fund—state appropriation for fiscal year 2024 and \$170,000 of the general fund—state appropriation for fiscal year 2025 are provided solely to continue a shellfish coordinator position.

(26) \$635,000 of the general fund—state appropriation for fiscal year 2024 and \$635,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for compliance-based laboratory analysis of pesticides in cannabis.

(27) \$220,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for the agency to partner with the department of commerce to conduct a study to better understand the opportunities and challenges of using hemp as a building material.

(28) \$112,000 of the general fund—state appropriation for fiscal year 2024 and \$683,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the agency to partner with organizations to promote diversity and develop agricultural leadership and educational opportunities.

(29) \$250,000 of the climate commitment account—state appropriation is provided solely for the department to facilitate a work group and prepare a comprehensive report with recommendations regarding the establishment of a grant program to support farmers in the purchase of green fertilizer produced within the state of Washington.

(a) The work group convened by the department shall include representatives from the department of ecology, the department of commerce, Washington state agricultural organizations, manufacturers of green fertilizer products, and other relevant stakeholders as determined by the department.

(b) The work group shall review, analyze, and propose the structure of a grant program designed to encourage farmers to purchase green fertilizer produced within the state of Washington. The review shall include considerations of:

(i) The environmental benefits of green fertilizer;

(ii) Economic impacts on farmers;

(iii) The development and capacity of local green fertilizer manufacturers;

and

(iv) Ensuring equitable access to the grant program among different agricultural sectors.

(c) The department shall submit a comprehensive report of its findings and recommendations to the governor and appropriate committees of the legislature no later than November 1, 2024, including a detailed plan for the administration of the proposed grant program and a recommended funding level. The report shall include legislative and regulatory changes, if necessary, to establish and manage the program effectively.

(d) If Initiative Measure No. 2117 is approved in the 2024 general election, upon the effective date of the measure, funds from the consolidated climate account may not be used for the purposes in this subsection.

(30) \$131,000 of the climate commitment account—state appropriation is provided solely for a climate lead position. Funds provided in this subsection may not be expended or obligated prior to January 1, 2025. If Initiative Measure No. 2117 is approved in the general election, this subsection is null and void upon the effective date of the measure.

(31) \$250,000 of the general fund—state appropriation for fiscal year 2025 is provided to the department to complete an assessment of current animal welfare issues, such as animal abandonment, rescue organization operations, and veterinary services shortages and costs. The assessment may include an estimated fiscal investment and recommendations needed to improve the animal health and welfare system in Washington. The department must report on the assessment to the appropriate committees of the legislature by June 30, 2025.

**(32)(a) \$150,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for a review of the department of health's commercial shellfish industry regulatory fees, including licensing, testing, and certification. In conducting this review, the department must seek input from the department of health, representatives of the commercial shellfish industry, and tribes. The study must include:**

**(i) Data sources and methods used by the department of health in setting or proposing fee increases for the commercial shellfish industry;**

**(ii) Costs associated with exercising the department of health's regulatory authority over the commercial shellfish industry;**

**(iii) Fees charged for comparable services in other states that regulate the commercial shellfish industry under the Model Ordinance of the Interstate Shellfish Sanitation Conference;**

**(iv) Regulatory fees paid by other agricultural industries in Washington, where relevant;**

**(v) The public benefits of the department of health's regulation of the commercial shellfish industry; and**

**(vi) Program efficiencies that could be achieved to reduce fees to the shellfish industry imposed by the department of health.**

**(b) The department must report to the appropriate committees of the legislature by June 30, 2025, with recommendations on shellfish fee amounts imposed by the department of health and any process improvements related to those fees.**

(33) \$3,176,000 of the climate commitment account—state appropriation is provided solely for implementation of Engrossed Second Substitute House Bill No. 2301 (waste material management). If the bill is not enacted by June 30,

2024, the amount provided in this subsection shall lapse. Funds provided in this subsection may not be expended or obligated prior to January 1, 2025. If Initiative Measure No. 2117 is approved in the general election, the amount provided in this subsection shall lapse upon the effective date of the measure.

(34) \$1,000,000 of the agricultural pest and disease response account—state appropriation is provided solely for implementation of Substitute House Bill No. 2147 (agriculture pests & diseases). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

(35) \$250,000 of the general fund—state appropriation for fiscal year 2025 is provided solely to convene and staff a work group to provide recommendations on mental health and suicide prevention for agricultural producers, farm workers, and their families, including whether an agricultural mental health hotline should be established. The work group must be cochaired by one member from the department and one other member selected from the work group. The department must provide a draft report to the appropriate committees of the legislature summarizing the work group's recommendations by December 31, 2024, and a final report by June 30, 2025. The work group must include:

(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 of the house of representatives, appointed by the speaker of the house of representatives;

(c) One mental health care provider from an agricultural area in western Washington, appointed by the department;

(d) One mental health care provider from a rural area in eastern Washington, appointed by the department;

(e) Two members from an agricultural organization, appointed by the department; and

(f) Two members from the department, appointed by the department.

(36) \$250,000 of the general fund—state appropriation for fiscal year 2024 and \$250,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for a grant to a Washington based nonprofit organization that supports farmworkers to help develop and share farmworker ideas to improve production in ways that are meaningful to both workers and growers. These funds must be used to conduct outreach to farmworkers, provide support, and facilitate access to educational materials, tools, and technology to further the engagement and collaboration of both farmworkers and their employers.

(37) \$315,000 of the model toxics control operating account—state appropriation is provided solely for implementation of Substitute Senate Bill No. 5972 (neonicotinoid pesticides). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

(38) \$400,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for grants to farmers to help offset the costs of gaining organic certification and the associated inspection fees.

(39)(a) \$250,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for the department to administer a grant program to farmers to promote hiring local workers, providing locally grown food, reducing transportation pollution, and strengthening food sovereignty and climate and disaster resiliency.

(b) To qualify for the grant program, the farm must grow handpicked specialty crop vegetables that are provided to local markets or schools, hire only domestic agricultural workers, and be owned and operated by a state resident.

(c) Under the grant program, each farm submitting proof of eligibility for the grant program to the department may be offered grant funding in an amount up to the equivalent of four weeks of their paid overtime hours during peak harvest for their specialty crop vegetable, up to \$20,000.

(40) \$2,000,000 of the model toxics control operating account—state appropriation is provided solely for research, including, but not limited to, ongoing research and trial research; larger scale treatment trials; and permit development, including required monitoring and review, to assist with development of an integrated pest management plan to find a suitable replacement for imidacloprid to address burrowing shrimp in Willapa bay and Grays Harbor and facilitate continued shellfish cultivation on tidelands. In selecting research recipients for this purpose, the department must incorporate the advice of the Willapa-Grays Harbor working group formed on October 15, 2019. Up to eight percent of the amount provided in this subsection may be used by the department to reimburse any participating group or individual for their expenses associated with meeting participation, preparation, or travel, in accordance with chapter 43.03 RCW.

*\*Sec. 311 was partially vetoed. See message at end of chapter.*

**Sec. 312.** 2023 c 475 s 312 (uncodified) is amended to read as follows:

**FOR THE ENERGY FACILITY SITE EVALUATION COUNCIL**

General Fund—State Appropriation (FY 2024) . . . . .	(\$924,000)
	<u>\$1,109,000</u>
General Fund—State Appropriation (FY 2025) . . . . .	(\$919,000)
	<u>\$1,524,000</u>
Climate Commitment Account—State Appropriation . . . . .	(\$7,369,000)
	<u>\$7,437,000</u>
Energy Facility Site Evaluation Council Account—	
Private/Local Appropriation . . . . .	(\$26,896,000)
	<u>\$26,897,000</u>
<b>TOTAL APPROPRIATION . . . . .</b>	<b>(\$36,108,000)</b>
	<u><b>\$36,967,000</b></u>

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

(1) \$2,352,000 of the climate commitment account—state appropriation is provided solely to support agency operations and to hire additional environmental siting and compliance positions needed to support an anticipated workload increase from new clean energy projects.

(2) \$757,000 of the climate commitment account—state appropriation is provided solely for ~~((grants to tribes to review green energy project applications))~~ preapplication development and clean energy manufacturing review, reimbursement to tribes for costs associated with clean energy project application reviews, and contracted services for green hydrogen and clean energy manufacturing programs.

(3) \$358,000 of the climate commitment account—state appropriation is provided solely for implementation of Engrossed Second Substitute House Bill

No. 1216 (clean energy siting). ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.))~~

(4) The council must report to and coordinate with the department of ecology to track expenditures from climate commitment act accounts, as defined and described in RCW 70A.65.300 and section 302(13) of this act.

(5) \$3,902,000 of the climate commitment account—state appropriation is provided solely for implementation of Substitute Senate Bill No. 5165 (electric transm. planning). ~~((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.))~~

(6) \$68,000 of the climate commitment account—state appropriation is provided solely for implementation of Substitute House Bill No. 1924 (fusion technology policies). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse. Funds provided in this subsection may not be expended or obligated prior to January 1, 2025. If Initiative Measure No. 2117 is approved in the general election, the amount provided in this subsection shall lapse upon the effective date of the measure.

**PART IV  
TRANSPORTATION**

**Sec. 401.** 2023 c 475 s 401 (uncodified) is amended to read as follows:

**FOR THE DEPARTMENT OF LICENSING**

General Fund—State Appropriation (FY 2024) . . . . .	<del>(\$4,041,000)</del>
	<u>\$4,042,000</u>
General Fund—State Appropriation (FY 2025) . . . . .	<del>(\$3,640,000)</del>
	<u>\$3,670,000</u>
Architects' License Account—State Appropriation . . . . .	<del>(\$1,759,000)</del>
	<u>\$1,825,000</u>
<u>Climate Investment Account—State Appropriation . . . . .</u>	<u>\$30,000,000</u>
Real Estate Commission Account—State Appropriation . . . . .	<del>(\$15,753,000)</del>
	<u>\$15,771,000</u>
Uniform Commercial Code Account—State Appropriation . . . . .	<del>(\$3,481,000)</del>
	<u>\$3,534,000</u>
Real Estate Education Program Account—State Appropriation . . . . .	<del>(\$316,000)</del>
	<u>\$308,000</u>
Real Estate Appraiser Commission Account—State Appropriation . . . . .	<del>(\$2,067,000)</del>
	<u>\$2,398,000</u>
Business and Professions Account—State Appropriation . . . . .	<del>(\$30,924,000)</del>
	<u>\$31,377,000</u>
Real Estate Research Account—State Appropriation . . . . .	\$461,000
Firearms Range Account—State Appropriation . . . . .	\$74,000
Funeral and Cemetery Account—State Appropriation . . . . .	<del>(\$118,000)</del>
	<u>\$125,000</u>
Landscape Architects' License Account—State Appropriation . . . . .	<del>(\$86,000)</del>
	<u>\$95,000</u>
Appraisal Management Company Account—State Appropriation . . . . .	<del>(\$250,000)</del>
	<u>\$258,000</u>

Concealed Pistol License Renewal Notification

Account—State Appropriation . . . . .	\$142,000
Geologists' Account—State Appropriation. . . . .	<del>(\$48,000)</del>
	<u>\$55,000</u>
Derelict Vessel Removal Account—State Appropriation. . . . .	\$37,000
TOTAL APPROPRIATION . . . . .	<del>(\$63,197,000)</del>
	<u>\$94,172,000</u>

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

(1) \$142,000 of the concealed pistol license renewal notification account—state appropriation and \$74,000 of the firearms range account—state appropriation are provided solely to implement chapter 74, Laws of 2017 (concealed pistol license).

(2) \$6,000 of the general fund—state appropriation for fiscal year 2024, \$9,000 of the general fund—state appropriation for fiscal year 2025, \$8,000 of the architects' license account—state appropriation, \$74,000 of the real estate commission account—state appropriation, \$14,000 of the uniform commercial code account—state appropriation, \$10,000 of the real estate appraiser commission account—state appropriation, and \$139,000 of the business and professions account—state appropriation are provided solely for the department to redesign and improve its online services and website, and are subject to the conditions, limitations, and review requirements of section 701 of this act.

(3) \$7,000 of the general fund—state appropriation for fiscal year 2024, \$9,000 of the general fund—state appropriation for fiscal year 2025, \$5,000 of the architects' license account—state appropriation, \$43,000 of the real estate commission account—state appropriation, \$8,000 of the uniform commercial code account—state appropriation, \$8,000 of the real estate ~~(education program))~~ appraiser commission account—state appropriation, \$166,000 of the business and professions account—state appropriation, \$9,000 of the funeral and cemetery account—state appropriation, \$3,000 of the landscape architects' license account—state appropriation, \$2,000 of the appraisal management company account—state appropriation, and \$5,000 of the geologists' account—state appropriation are provided solely for implementation of Second Substitute House Bill No. 1009 (military spouse employment). ~~((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.))~~

(4) \$20,000 of the business and professions account—state appropriation is provided solely for implementation of House Bill No. 1017 (cosmetologists, licenses, etc.). ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.))~~

(5) \$320,000 of the general fund—state appropriation for fiscal year 2024 is provided solely for implementation of Engrossed Second Substitute House Bill No. 1143 (firearms purchase and transfer). ~~((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.))~~

(6) \$5,000 of the architects' license account—state appropriation, \$31,000 of the real estate commission account—state appropriation, \$5,000 of the real estate appraiser commission account—state appropriation, \$64,000 of the business and professions account—state appropriation, \$5,000 of the funeral and cemetery account—state appropriation, \$5,000 of the landscape architects'

license account—state appropriation, \$5,000 of the appraisal management company account—state appropriation, and \$5,000 of the geologists' account—state appropriation are provided solely for implementation of House Bill No. 1301 (license review and requirements). ~~((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.))~~

(7) \$25,000 of the real estate ~~((appraiser))~~ commission account—state appropriation is provided solely for implementation of Substitute Senate Bill No. 5191 (real estate agency). ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.))~~

(8) \$19,000 of the funeral and cemetery account—state appropriation is provided solely for implementation of Substitute Senate Bill No. 5261 (cemetery authority deadlines). ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.))~~

(9) \$308,000 of the real estate appraiser commission account—state appropriation is provided solely for implementation of Engrossed House Bill No. 1797 (real estate appraisers). ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.))~~

(10)(a) \$30,000,000 of the climate investment account—state appropriation is provided solely for payments to support farm fuel users and transporters who have purchased fuel for agricultural purposes that is exempt from the requirements of the climate commitment act, as described in RCW 70A.65.080(7)(e). The payment structure outlined in (b) of this subsection is intended to:

(i) Benefit farming and transportation operations, prioritizing noncorporate farms;

(ii) Enable ease of use and accessibility for recipients; and

(iii) Promote speed and efficiency in administering the payments.

(b) The department must use a tiered system of payments based on the annual number of gallons of agricultural fuel consumed, as determined by the farm fuel user or transporter in a signed attestation. The department shall use the following payment tiers:

(i) \$600 to recipients with annual agricultural fuel use of less than 1,000 gallons;

(ii) \$2,300 to recipients with annual agricultural fuel use greater than or equal to 1,000 gallons and less than 4,000 gallons; and

(iii) \$3,400 to recipients with annual agricultural fuel use greater than or equal to 4,000 gallons and less than 10,000 gallons; and

(iv) \$4,500 to recipients with annual agricultural fuel use greater than or equal to 10,000 gallons.

(c) Recipients of payments under this subsection may submit receipts and other documentation as part of their attestation showing that they were overcharged for fuel costs due to the impact of chapter 70A.65 RCW.

(d) The department may use no more than five percent of the amounts appropriated for this specific purpose on administration. The department must begin providing payments by September 1, 2024. If Initiative Measure No. 2117 is approved in the 2024 general election, upon the effective date of the measure, funds from the consolidated climate account may not be used for the purposes in this subsection.

(11) \$55,000 of the business and professions account—state appropriation is provided solely for implementation of Substitute House Bill No. 1889 (professionals/immigration). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

(12) \$45,000 of the architects' license account—state appropriation is provided solely for implementation of Substitute House Bill No. 1880 (architecture licensing exams). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

**Sec. 402.** 2023 c 475 s 402 (uncodified) is amended to read as follows:

**FOR THE WASHINGTON STATE PATROL**

General Fund—State Appropriation (FY 2024) . . . . .	<del>(\$77,651,000)</del>
	<u>\$77,176,000</u>
General Fund—State Appropriation (FY 2025) . . . . .	<del>(\$78,281,000)</del>
	<u>\$85,297,000</u>
General Fund—Federal Appropriation . . . . .	\$16,972,000
General Fund—Private/Local Appropriation . . . . .	\$3,091,000
Death Investigations Account—State Appropriation . . . . .	<del>(\$9,145,000)</del>
	<u>\$9,593,000</u>
County Criminal Justice Assistance Account—State Appropriation . . . . .	\$4,893,000
Municipal Criminal Justice Assistance Account—State Appropriation . . . . .	\$1,800,000
Fire Service Trust Account—State Appropriation . . . . .	\$131,000
Vehicle License Fraud Account—State Appropriation . . . . .	\$119,000
Disaster Response Account—State Appropriation . . . . .	<del>(\$8,000,000)</del>
	<u>\$23,500,000</u>
Fire Service Training Account—State Appropriation . . . . .	<del>(\$13,456,000)</del>
	<u>\$13,457,000</u>
Model Toxics Control Operating Account—State Appropriation . . . . .	\$596,000
Fingerprint Identification Account—State Appropriation . . . . .	\$15,200,000
<b>TOTAL APPROPRIATION . . . . .</b>	<del><b>(\$229,335,000)</b></del>
	<u><b>\$251,825,000</b></u>

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

(1) ~~(\$8,000,000)~~ \$23,500,000 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) \$79,000 of the general fund—state appropriation for fiscal year 2024 and \$146,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for compensation adjustments for commissioned staff as provided for in the omnibus transportation appropriations act.

(3) \$20,000 of the fingerprint identification account—state appropriation is provided solely for implementation of Second Substitute House Bill No. 1452 (medical reserve corps). ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.))~~

(4) \$16,000 of the general fund—state appropriation for fiscal year 2024 and \$15,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for implementation of House Bill No. 1179 (nonconviction data/auditor). ~~((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.))~~

(5) \$26,000 of the fingerprint identification account—state appropriation is provided solely for implementation of Substitute House Bill No. 1069 (mental health counselor compensation). ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.))~~

(6) \$500,000 of the disaster response account—state appropriation, is provided solely to continue a pilot project for the early deployment or repositioning of Washington state fire service resources in advance of an expected mobilization event. Any authorization for the deployment of resources under this section must be authorized in accordance with section 6 of the Washington state fire services resource mobilization plan.

(7) \$320,000 of the general fund—state appropriation for fiscal year 2024 and \$68,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for implementation of Engrossed Second Substitute Senate Bill No. 5367 (products containing THC). ~~((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.))~~

(8) \$1,133,000 of the fingerprint identification account—state appropriation is provided solely for implementation of Substitute Senate Bill No. 5499 (multistate nurse licensure). ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.))~~

(9) \$1,000,000 of the fire service training account—state appropriation is provided solely for the firefighter apprenticeship training program.

(10) \$12,000 of the general fund—state appropriation for fiscal year 2024 and \$12,000 of the general fund—state appropriation for fiscal year 2025 are provided solely to support the Washington state missing and murdered indigenous women and people task force in section 912 of this act.

(11) In fiscal year 2025, the Washington state patrol may initiate procurement of a Pilatus PC-12 aircraft and a forward-looking infrared camera. It is the intent of the legislature to provide an appropriation for the purchase of the aircraft in future fiscal biennia.

(12) \$18,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for implementation of Substitute House Bill No. 2357 (state patrol longevity bonus). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

(13)(a) \$500,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for financial assistance to local jurisdictions to conduct DNA testing for unidentified remains, and for those remains that failed to yield a CODIS match, for forensic genetic genealogy DNA testing to be conducted. Local jurisdictions may contract for these services. The purpose of this funding is to provide sufficient funding to eliminate the backlog of unidentified remains awaiting testing. This funding is intended to supplement DNA testing and

investigative genealogy available through the national missing and unidentified persons system or the Washington state patrol crime lab to provide timely identification of remains and entry into CODIS, and should be prioritized for cases not meeting eligibility requirements for the national missing and unidentified persons system or cases already tested for DNA analysis that failed to yield a CODIS match.

(b) For purposes of this subsection, "forensic genetic genealogy DNA testing" means any technology performed in a forensic laboratory capable of producing a forensic genealogy profile with a minimum of 100,000 genetic markers and compatible with multiple genealogical databases consented for law enforcement use and includes associated genealogical research.

(c) Records from the DNA testing or forensic genetic genealogy DNA testing, including DNA profiles and markers, of unidentified remains funded under this subsection are sensitive and shall be treated as confidential to the fullest extent allowed under the law.

(14) Any funds provided to the missing and exploited children task force shall ensure operations are adherent to federally established internet crimes against children standards.

(15) Within existing resources, the Washington state patrol may provide security and protection to the secretary of state and to his or her family during a presidential election campaign and through two weeks following inauguration.

(16) \$2,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for implementation of Engrossed Substitute Senate Bill No. 5299 (law enf. officer protection). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

(17) \$89,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for implementation of Substitute Senate Bill No. 5812 (electric vehicle fires). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

**PART V  
EDUCATION**

**Sec. 501.** 2023 c 475 s 501 (uncodified) is amended to read as follows:

**FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION**

General Fund—State Appropriation (FY 2024) . . . . .	(\$46,191,000))
	\$46,161,000
General Fund—State Appropriation (FY 2025) . . . . .	(\$45,208,000))
	\$61,189,000
General Fund—Federal Appropriation . . . . .	(\$108,354,000))
	\$148,570,000
General Fund—Private/Local Appropriation . . . . .	\$8,079,000
Dedicated Cannabis Account—State Appropriation (FY 2024) . . . . .	\$593,000
Dedicated Cannabis Account—State Appropriation (FY 2025) . . . . .	\$618,000
Washington Opportunity Pathways Account—State Appropriation . . . . .	(\$8,429,000))
	\$8,639,000
Performance Audits of Government Account—State Appropriation . . . . .	\$213,000

Workforce Education Investment Account—State	
Appropriation . . . . .	(( <del>\$9,479,000</del> ))
	<u>\$12,979,000</u>
Elementary and Secondary School Emergency Relief III	
Account—Federal Appropriation . . . . .	\$3,524,000
TOTAL APPROPRIATION . . . . .	(( <del>\$230,688,000</del> ))
	<u>\$290,565,000</u>

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

(1) BASE OPERATIONS AND EXPENSES OF THE OFFICE

(a) ((~~\$21,778,000~~)) \$22,323,000 of the general fund—state appropriation for fiscal year 2024 and ((~~\$21,778,000~~)) \$22,814,000 of the general fund—state appropriation for fiscal year 2025 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) 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 section 501, chapter 415, Laws of 2019 and sections 515 and 522, chapter 334, Laws of 2021. 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.

(iii) 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.

(iv) The office of the superintendent of public instruction shall perform ongoing 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.

(v) The superintendent of public instruction shall integrate climate change content into the Washington state learning standards across subject areas and grade levels. The office shall develop materials and resources that accompany the updated learning standards that encourage school districts to develop

interdisciplinary units focused on climate change that include authentic learning experiences, that integrate a range of perspectives, and that are action oriented.

(vi) Funding provided in this subsection (1)(a) is sufficient for maintenance of the apportionment system, including technical staff and the data governance working group.

(vii) Of the amounts provided in this subsection (1)(a), \$465,000 of the general fund—state appropriation for fiscal year 2024 is provided solely for office of the attorney general legal services related to special education related litigation.

(b) \$494,000 of the general fund—state appropriation for fiscal year 2024 and \$494,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the implementation of chapter 240, Laws of 2010, including staffing the office of equity and civil rights.

(c) \$61,000 of the general fund—state appropriation for fiscal year 2024 and \$61,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the ongoing work of the education opportunity gap oversight and accountability committee.

(d) \$96,000 of the general fund—state appropriation for fiscal year 2024 and \$96,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the implementation of chapter 380, Laws of 2009 (enacting the interstate compact on educational opportunity for military children).

(e) \$285,000 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.

(f) \$123,000 of the general fund—state appropriation for fiscal year 2024 and \$123,000 of the general fund—state appropriation for fiscal year 2025 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.

(g) ~~(\$1,060,000)~~ \$880,000 of the general fund—state appropriation for fiscal year 2024 and ~~(\$1,060,000)~~ \$1,240,000 of the general fund—state appropriation for fiscal year 2025 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. The professional development must be done in collaboration with school district administrators and school directors. Funding in this subsection is sufficient for the office, the Washington state school directors' association government-to-government task force, and the association of educational service districts to collaborate with the tribal leaders congress on education to develop a tribal consultation training and schedule. Of the amounts provided in this subsection: ~~(\$525,000)~~ \$345,000 of the general fund—state appropriation for fiscal year 2024 and ~~(\$525,000)~~ \$705,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the office of native education to convene a work group to develop the supports necessary to serve

American Indian and Alaska Native students identified as needing additional literacy supports. The work group must include representation from Washington's federally recognized tribes and federally recognized tribes with reserved treaty rights in Washington. The work group must conduct tribal consultations, develop best practices, engage in professional learning, and develop curricula and resources that may be provided to school districts and state-tribal education compact schools to serve American Indian and Alaska Native students with appropriate, culturally affirming literacy supports.

(h) \$481,000 of the general fund—state appropriation for fiscal year 2024 and \$481,000 of the general fund—state appropriation for fiscal year 2025 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.

(i) 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.

(j) \$3,524,000 of the elementary and secondary school emergency relief III account—federal appropriation from funds attributable to subsection 2001(f)(4), the American rescue plan act of 2021, P.L. 117-2 is provided solely for administrative costs related to the management of federal funds provided for COVID-19 response and other emergency needs.

(k) \$150,000 of the general fund—state appropriation for fiscal year 2024 is provided solely for the office of the superintendent of public instruction to plan for the development and implementation of a common substitute teacher application platform.

(l) \$150,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for the office of the superintendent of public instruction to hire a mental health instruction implementation coordinator to facilitate the addition of mental health education curriculum in schools, including but not limited to the following activities:

(i) Working with the educational service districts to build awareness of learning benefits and resource availability;

(ii) Providing training and support to school staff in the implementation of mental health education and integration into existing health curriculum;

(iii) Facilitating office website updates to reflect available mental health instruction resources and supporting data; and

(iv) Facilitating the addition of mental health literacy components to state learning standards and updating social emotional learning standards to reflect differentiation between the two programs and the grade-appropriate nature of each program.

(m) \$150,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for the office to hire staff to support school districts applying for grants funded by the state of Washington and grants from other public or

private sources for which the school district may be eligible. The office must prioritize supporting school districts with smaller student enrollments, tax bases, and operating budgets, and other factors that may preclude or otherwise limit the ability of a school district to apply for grants for which it may be eligible.

(2) DATA SYSTEMS

(a) \$1,802,000 of the general fund—state appropriation for fiscal year 2024 and \$1,802,000 of the general fund—state appropriation for fiscal year 2025 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) \$281,000 of the general fund—state appropriation for fiscal year 2024 and \$281,000 of the general fund—state appropriation for fiscal year 2025 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 2024 and \$450,000 of the general fund—state appropriation for fiscal year 2025 are provided solely 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.

(d) \$500,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for the office of the superintendent of public instruction to conduct a feasibility study for an online, statewide individualized education program system. A contract with a third party may be used to conduct all or any portion of the study. The results of the feasibility study must be reported to the appropriate fiscal and education committees of the legislature by June 30, 2025.

(3) WORK GROUPS

(a) \$68,000 of the general fund—state appropriation for fiscal year 2024 and \$68,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for implementation of Second Substitute House Bill No. 1013 (regional apprenticeship prgs). ~~((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.))~~

(b) \$200,000 of the general fund—state appropriation for fiscal year 2024 and \$200,000 of the general fund—state appropriation for fiscal year 2025 are provided solely 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) \$118,000 of the general fund—state appropriation for fiscal year 2024 and \$118,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for implementation of chapter 75, Laws of 2018 (dyslexia).

(d) \$200,000 of the general fund—state appropriation for fiscal year 2024 and \$200,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for implementation of chapter 386, Laws of 2019 (social emotional learning).

(e) \$107,000 of the general fund—state appropriation for fiscal year 2024 and \$107,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the office to support the children and youth behavioral health work group created in chapter 130, Laws of 2020 (child. mental health wk. grp).

#### (4) STATEWIDE PROGRAMS

(a) \$2,590,000 of the general fund—state appropriation for fiscal year 2024 and \$2,590,000 of the general fund—state appropriation for fiscal year 2025 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 2024 and \$703,000 of the general fund—state appropriation for fiscal year 2025 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 2024 and \$950,000 of the general fund—state appropriation for fiscal year 2025 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) \$457,000 of the general fund—state appropriation for fiscal year 2024 and \$260,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for chapter 102, Laws of 2014 (biliteracy seal). Of the amounts provided in this subsection:

(i) \$197,000 of the general fund—state appropriation for fiscal year 2024 is provided solely for the office to develop and establish criteria for school districts to award the seal of biliteracy to graduating high school students.

(ii) \$250,000 of the general fund—state appropriation for fiscal year 2024 and \$250,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the office to provide students with access to methods for students to demonstrate proficiency in less commonly taught or assessed languages.

(e)(i) \$50,000 of the general fund—state appropriation for fiscal year 2024 and \$50,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for school bullying and harassment prevention activities.

(ii) \$15,000 of the general fund—state appropriation for fiscal year 2024 and \$15,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for implementation of chapter 240, Laws of 2016 (school safety).

(iii) \$570,000 of the general fund—state appropriation for fiscal year 2024 and \$570,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the office of the superintendent of public instruction to provide statewide support and coordination for the regional network of

behavioral health, school safety, and threat assessment established in chapter 333, Laws of 2019 (school safety and well-being).

(iv) \$196,000 of the general fund—state appropriation for fiscal year 2024 and \$196,000 of the general fund—state appropriation for fiscal year 2025 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)(e)(iv), \$100,000 of the general fund—state appropriation for fiscal year 2024 and \$100,000 of the general fund—state appropriation for fiscal year 2025 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)(e)(iv), \$96,000 of the general fund—state appropriation for fiscal year 2024 and \$96,000 of the general fund—state appropriation for fiscal year 2025 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.

(f)(i) \$162,000 of the general fund—state appropriation for fiscal year 2024 and \$162,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for youth suicide prevention activities.

(ii) \$76,000 of the general fund—state appropriation for fiscal year 2024 and \$76,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for implementation of chapter 64, Laws of 2018 (sexual abuse of students).

(g)(i) \$280,000 of the general fund—state appropriation for fiscal year 2024, ~~(\$280,000)~~ \$530,000 of the general fund—state appropriation for fiscal year 2025, \$593,000 of the dedicated cannabis account—state appropriation for fiscal year 2024, and \$618,000 of the dedicated cannabis account—state appropriation for fiscal year 2025 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, the entire dedicated cannabis account—state appropriation is provided solely for the building bridges statewide program and for grants to districts for life skills training for children and youth in K-12.

(ii) \$293,000 of the general fund—state appropriation for fiscal year 2024 and \$293,000 of the general fund—state appropriation for fiscal year 2025 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 2024 and \$178,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for implementation of chapter 291, Laws of 2017 (truancy reduction efforts).

(h) 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.

(i) \$358,000 of the general fund—state appropriation for fiscal year 2024 and \$358,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the implementation of chapter 221, Laws of 2019 (CTE course equivalencies).

(j) \$196,000 of the general fund—state appropriation for fiscal year 2024 and \$196,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the implementation of chapter 252, Laws of 2019 (high school graduation reqs.).

(k) \$60,000 of the general fund—state appropriation for fiscal year 2024, \$60,000 of the general fund—state appropriation for fiscal year 2025, and \$680,000 of the general fund—federal appropriation are provided solely for the implementation of chapter 295, Laws of 2019 (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, chapter 295, Laws of 2019 relating to the regional recruiters program.

(l) \$150,000 of the general fund—state appropriation for fiscal year 2024 and \$150,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for a tribal liaison at the office of the superintendent of public instruction to facilitate access to and support enrollment in career connected learning opportunities for tribal students, including career awareness and exploration, career preparation, and career launch programs, as defined in RCW 28C.30.020, so that tribal students may receive high school or college credit to the maximum extent possible.

(m) \$57,000 of the general fund—state appropriation for fiscal year 2024 and \$57,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for implementation of chapter 288, Laws of 2020 (school meals at no cost).

(n) \$269,000 of the general fund—state appropriation for fiscal year 2024 and \$142,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for implementation of chapter 353, Laws of 2020 (innovative learning pilot).

(o) \$200,000 of the general fund—state appropriation for fiscal year 2024 and \$200,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the office of the superintendent of public instruction to provide statewide coordination towards multicultural, culturally responsive, and anti-racist education to support academically, socially, and culturally literate learners. The office must engage community members and key interested parties to:

(i) Develop a clear definition and framework for African American studies to guide instruction in grades seven through twelve;

(ii) Develop a plan for aligning African American studies across all content areas; and

(iii) Identify professional development opportunities for educators and administrators to build capacity in creating high-quality learning environments centered in belonging and racial equity, anti-racist approaches, and asset-based methodologies that pull from all students' cultural funds of knowledge.

(p) \$49,000 of the general fund—state appropriation for fiscal year 2024 and \$49,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for implementation of chapter 38, Laws of 2021 (K-12 safety & security serv.).

(q) \$135,000 of the general fund—state appropriation for fiscal year 2024 and \$135,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for implementation of chapter 111, Laws of 2021 (learning assistance program).

(r) \$1,152,000 of the general fund—state appropriation for fiscal year 2024 and \$1,157,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for implementation of chapter 164, Laws of 2021 (institutional ed./release).

(s) \$553,000 of the general fund—state appropriation for fiscal year 2024 and \$553,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the office of the superintendent of public instruction to develop and implement a mathematics pathways pilot to modernize algebra II. The office should use research and engage stakeholders to develop a revised and expanded course.

(t) \$3,348,000 of the general fund—state appropriation for fiscal year 2024 and \$3,348,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for implementation of chapter 107, Laws of 2022 (language access in schools).

(u) \$300,000 of the general fund—state appropriation for fiscal year 2024 and \$300,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the superintendent to establish a media literacy and digital citizenship ambassador program to promote the integration of media literacy and digital citizenship instruction.

(v) \$294,000 of the general fund—state appropriation for fiscal year 2024 and \$294,000 of the general fund—state appropriation for fiscal year 2025 provided solely for implementation of chapter 9, Laws of 2022 (school consultation/tribes).

(w)(i) \$8,144,000 of the Washington state opportunity pathways account—state appropriation is provided solely for support to small school districts and public schools receiving allocations under chapters 28A.710 and 28A.715 RCW in the 2022-23 school year that have less than 800 enrolled students, are located in urban or suburban areas, and budgeted for less than \$20,000 per pupil in general fund expenditures in the 2022-23 school year. For eligible school districts and schools, the superintendent of public instruction must allocate an amount equal to the lesser of amount 1 or amount 2, as provided in (w)(i) (~~and~~ ~~(ii)~~) (A) and (B) of this subsection, multiplied by the school district or school's budgeted enrollment in the 2022-23 school year.

~~((ii))~~ (A) Amount 1 is \$1,550.

~~((#))~~ (B) Amount 2 is \$20,000 minus the school district or school's budgeted general fund expenditures per pupil in the 2022-23 school year.

(ii) \$210,000 of the Washington state opportunity pathways account—state appropriation is provided solely for support to public schools receiving allocations under chapter 28A.715 RCW in the 2023-24 school year that have less than 800 enrolled students, are located in urban or suburban areas, and expended less than \$20,000 per pupil in general fund expenditures in the 2022-23 school year. For eligible schools, the superintendent of public instruction must allocate an amount equal to the lesser of amount 1 or amount 2, as provided in (w)(ii)(A) and (B) of this subsection, multiplied by the school's actual enrollment in the 2022-23 school year.

(A) Amount 1 is \$1,550.

(B) Amount 2 is \$20,000 minus the school's general fund expenditures per pupil in the 2022-23 school year.

(x) \$76,000 of the general fund—state appropriation for fiscal year 2024 and \$15,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for implementation of Substitute Senate Bill No. 5072 (highly capable students). ~~((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.))~~

(y) \$72,000 of the general fund—state appropriation for fiscal year 2024 and ~~((96,000))~~ \$4,663,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for implementation of Engrossed Second Substitute Senate Bill No. 5243 (high school and beyond plan). ~~((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.))~~

(z) \$17,000 of the general fund—state appropriation for fiscal year 2024 is provided solely for implementation of Engrossed Substitute Senate Bill No. 5257 (elementary school recess). ~~((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.))~~

(aa) \$169,000 of the general fund—state appropriation for fiscal year 2024 and ~~((76,000))~~ \$487,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for implementation of Engrossed Second Substitute Senate Bill No. 5315 (special education/nonpublic). ~~((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.))~~

(bb) \$39,000 of the general fund—state appropriation for fiscal year 2024 is provided solely for implementation of Senate Bill No. 5403 (school depreciation subfunds). ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.))~~

(cc) \$532,000 of the general fund—state appropriation for fiscal year 2024 and \$436,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for implementation of Second Substitute Senate Bill No. 5593 (student data transfer). ~~((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.))~~

(dd) \$51,000 of the general fund—state appropriation for fiscal year 2024 and \$36,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for implementation of Substitute Senate Bill No. 5617 (career and technical education courses). ~~((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.))~~

(ee) \$1,000,000 of the general fund—state appropriation for fiscal year 2024 and \$1,000,000 of the general fund—state appropriation for fiscal year

2025 are provided solely for the office of the superintendent of public instruction to contract with a community-based youth development nonprofit organization for a pilot program to provide behavioral health support for youth and trauma-informed, culturally responsive staff training.

(ff) \$50,000 of the general fund—state appropriation for fiscal year 2024 is provided solely for the office to consult with one or two public high schools that offer established courses in the early childhood development and services career pathway and develop model materials that may be employed by other school districts with an interest in establishing or expanding similar instructional offerings to students. The model materials must be developed by January 1, 2024.

(gg) \$62,000 of the general fund—state appropriation for fiscal year 2024 and \$62,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the creation of a deliberative democratic climate change education program in public high schools based on the Washington student climate assembly pilot program. The office must use the funding to develop and promote a full curriculum for student climate assemblies that can be replicated in public high schools across the state and to fund a part-time statewide coordinator position to oversee program outreach and implementation. By January 1, 2025, the office must collect and evaluate feedback from teachers, students, local government employees, and elected officials participating in the pilot program and report to the legislature on options to improve, expand, and extend the program.

(hh) \$75,000 of the general fund—state appropriation for fiscal year 2024 and \$75,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the office to contract with a nongovernmental agency to coordinate and serve as a fiscal agent and to cover direct costs of the project education impact workgroup to achieve educational parity for students experiencing foster care and/or homelessness, consistent with chapter 233, Laws of 2020. The office must contract with a nongovernmental agency with experience coordinating administrative and fiscal support for project education impact.

(ii) \$150,000 of the general fund—state appropriation for fiscal year 2024 is provided solely for the office to contract for a feasibility study for the creation of a maritime academy on the Olympic peninsula. The study must include the scope, location, design, and budget for the construction of the maritime academy. The study must include plans to address systems, policies, and practices that address disparities of historically marginalized communities in the maritime industry. A preliminary report is due to the legislature by December 1, 2023, with the final feasibility study due to the legislature by June 3, 2024. Funding provided in this subsection may be matched by a nonprofit organization that provides high school students with accredited career and technical postsecondary education for maritime vessel operations and maritime curriculum to high schools in Jefferson, Clallam, Kitsap, King, Mason, Pierce, Island, and Snohomish counties.

(jj) \$74,000 of the general fund—state appropriation for fiscal year 2024 and \$69,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for implementation of Substitute House Bill No. 1701

(institutional ed. programs). (~~If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.~~)

(kk) \$141,000 of the general fund—state appropriation for fiscal year 2024 and \$130,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for implementation of House Bill No. 1308 (graduation pathway options). (~~If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.~~)

(ll) \$73,000 of the general fund—state appropriation for fiscal year 2024 and \$72,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for implementation of Substitute House Bill No. 1346 (purple star award). (~~If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.~~)

(mm)(i) (~~(\$2,500,000)~~) \$1,900,000 of the general fund—state appropriation for fiscal year 2024 and (~~(\$2,500,000)~~) \$8,100,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the office to provide statewide professional development and technical assistance to school districts and to provide a limited number of grants for demonstration projects. The demonstration projects must build school-level and district-level systems that eliminate student isolation, track and reduce restraint use, and build schoolwide systems to support students in distress and prevent crisis escalation cycles that may result in restraint or isolation. The schoolwide systems must include trauma-informed positive behavior and intervention supports, de-escalation, and problem-solving skills. Of the amounts provided in this subsection:

(A) (~~(\$1,000,000)~~) \$400,000 of the general fund—state appropriation for fiscal year 2024 and (~~(\$1,000,000)~~) \$1,600,000 of the general fund—state appropriation for fiscal year 2025 are for grants for (~~(40)~~) district demonstration sites;

(B) \$1,334,000 of the general fund—state appropriation for fiscal year 2024 and (~~(\$1,334,000)~~) \$6,334,000 of the general fund—state appropriation for fiscal year 2025 are for professional development and training, including professional development in inclusionary practices for classroom teachers. Funding must be prioritized to public schools with the highest percentage of students with individualized education programs aged three through 21 who spend the least amount of time in general education classrooms; and

(C) \$166,000 of the general fund—state appropriation for fiscal year 2024 and \$166,000 of the general fund—state appropriation for fiscal year 2025 are for staff and administration support for the demonstration sites and the professional development and training.

(ii) The office must create a technical assistance manual to support the elimination of isolation and reduction of restraint and room clears based on the results of the demonstration projects, and must provide (~~(a)~~) an initial report to the educational opportunity gap oversight and accountability committee and the education committees of the legislature by September (~~(+)~~) 30, 2024, and a final report by June 30, 2025. The reports must include:

(A) A status update on demonstration projects that occurred during the 2023-24 school year, the technical assistance manual, and professional development offered statewide;

(B) Key implementation challenges and findings; and

(C) Recommendations for statewide policy changes or funding, including information on the amount of professional development needed across the state.

(iii) In developing the manual, the office must consult with, at minimum:

(A) Representatives from state associations representing both certificated and classified staff;

(B) An association representing principals;

(C) An association representing school administrators;

(D) The Washington state school directors' association;

(E) An association representing parents;

(F) An individual with lived experience of restraint and isolation; and

(G) A representative of the protection and advocacy agency of Washington.

(iv) The office must prioritize the provision of professional development and selection of the demonstration sites to local education agencies, educational programs, and staff who provide educational services to students in prekindergarten through grade five and who have high incidents of isolation, restraint, or injury related to use of restraint or isolation. Grant recipients must commit to isolation phaseout and must report on restraint reduction and progress to the office by June 30, 2025.

(nn) \$430,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for implementation of Engrossed Senate Bill No. 5462 (inclusive learning standards). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

(oo) \$28,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for implementation of Senate Bill No. 5647 (school safety/temp employees). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

(pp) \$5,000 of the general fund—state appropriation for fiscal year 2024 and \$8,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for implementation of Second Engrossed Substitute House Bill No. 1377 (continuing education/K-12). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

(qq) \$3,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for implementation of Substitute Senate Bill No. 6053 (education data sharing). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

(rr) \$30,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for the office to create and distribute age appropriate promotional and educational materials to school districts for Americans of Chinese descent history month.

(ss) \$150,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for the office of the superintendent of public instruction to examine how free and reduced-price school meal data is used as a funding driver for programs such as the learning assistance program and provide recommendations for an alternative metric or metrics to the legislature by January 1, 2025. The office may collaborate with other state agencies that maintain income and poverty data to develop alternative metrics, including but not limited to the department of social and health services, the student achievement council, and the health care authority. In creating recommendations, the office shall work with educational stakeholders including

organizations representing of principals, school board directors, certificated teachers, and classified staff. The office may contract with a third party to conduct all or any portion of the work.

(tt) \$183,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for the office of the superintendent of public instruction to collaborate with the department of agriculture and the department of labor and industries on a study that, at a minimum, examines factors that impact children of seasonal farmworkers in comparison to migrant students in the following areas: School and program access, school readiness, attendance, grade promotion and retention, performance on state assessments, academic growth, graduation rates, discipline rates, and teacher qualifications and years of experience. The study must also investigate student access to postsecondary education and career opportunities in formerly rural or agricultural communities.

(uu) \$200,000 of the general fund—state appropriation for fiscal year 2024 and \$300,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the office of the superintendent of public instruction to develop guidance and provide technical assistance to school districts on the implementation of Initiative Measure No. 2081. To ensure that public schools and school districts are in compliance with state and federal laws related to student privacy, antidiscrimination, and harassment, intimidation and bullying, the office shall provide technical assistance and monitor local school district implementation, as needed. By July 1, 2024, the office shall develop a tool and identify a process for community members to send and for the office to receive and track questions and concerns related to implementation. The process must be publicly available on the agency website. The office shall submit monthly reports to the legislature which include a status update on implementation including challenges, frequently asked questions, and a summary of technical assistance.

(vv) \$1,500,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for the office of the superintendent of public instruction to conduct a one-time compliance review of every school district in Washington state between July 2024 and July 2025 related to compliance with state nondiscrimination laws, chapters 28A.640 and 28A.642 RCW, and federal nondiscrimination laws. The office shall utilize the compliance monitoring process that has been established in chapter 392-190 WAC and may utilize the regional educational service districts to assist in the reviews as appropriate under RCW 28A.310.010(2). Reviews may be conducted as desk reviews with selected on-site reviews where the office deems additional follow-up may be necessary to the desk review. The office shall provide a report to the legislature by December 1, 2025, summarizing the results of these compliance reviews and shall include a summary of types of noncompliance found, any corrective actions taken by the office or the school district, and school district responses to issues of noncompliance that were found during the compliance review process.

(ww) \$150,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for implementation of Third Substitute House Bill No. 1228 (dual & tribal language edu.). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

(xx) \$21,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for implementation of Engrossed Fourth Substitute House Bill

No. 1239 (educator ethics & complaints). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

(yy) \$334,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for implementation of Engrossed Second Substitute House Bill No. 1956 (substance use prevention ed.). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

(5) CAREER CONNECTED LEARNING

(a) \$919,000 of the workforce education investment account—state appropriation is provided solely for expanding career connected learning as provided in RCW 28C.30.020.

(b) \$960,000 of the workforce education investment account—state appropriation is provided solely for increasing the funding per full-time equivalent for career launch programs as described in RCW 28A.700.130. In the 2023-2025 fiscal biennium, for career launch enrollment exceeding the funding provided in this subsection, funding is provided in section 504 of this act.

(c) \$3,600,000 of the workforce education investment account—state appropriation is provided solely for the office of the superintendent of public instruction to administer grants to skill centers for nursing programs to purchase or upgrade simulation laboratory equipment.

(d) \$4,000,000 of the workforce education investment account—state appropriation is provided solely for implementation of Second Substitute House Bill No. 1013 (regional apprenticeship prgs.). ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.))~~ Of the amount provided in this subsection, \$2,000,000 of the workforce education investment account—state appropriation is provided solely for the Marysville school district to collaborate with Arlington school district, Everett Community College, other local school districts, local labor unions, local Washington state apprenticeship and training council registered apprenticeship programs, and local industry groups to continue the regional apprenticeship pathways program.

(e) \$3,000,000 of the workforce education investment account—state appropriation is provided solely for the office to contract with a community-based organization to prepare students to enroll in and enter college through one-on-one advising, workshops and help sessions, guest speakers and panel presentations, community building activities, campus visits, workplace field trips, and college/career resources and to fund the oversight of the grantee or grantees.

(f) \$500,000 of the workforce education investment account—state appropriation is provided solely for implementation of Engrossed Substitute House Bill No. 2236 (tech. ed. core plus programs). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

*\*Sec. 502. 2023 c 475 s 502 (uncodified) is amended to read as follows:*

**FOR THE STATE BOARD OF EDUCATION**

General Fund—State Appropriation (FY 2024) . . . . .	\$2,155,000
General Fund—State Appropriation (FY 2025) . . . . .	<del>(\$6,695,000)</del>
	<u>\$6,840,000</u>

Elementary and Secondary School Emergency Relief III

Account—Federal Appropriation . . . . .	\$1,779,000
---	-------------

Washington Opportunity Pathways Account—State	
Appropriation.....	(( <del>\$353,000</del> ))
	<u>\$352,000</u>
TOTAL APPROPRIATION .....	(( <del>\$10,982,000</del> ))
	<u>\$11,126,000</u>

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

(1) \$1,852,000 of the general fund—state appropriation for fiscal year 2024 and ((~~\$1,864,000~~)) \$1,954,000 of the general fund—state appropriation for fiscal year 2025 are for the operation and expenses of the state board of education.

(2) \$1,779,000 of the elementary and secondary school emergency relief III account—federal appropriation, \$280,000 of the general fund—state appropriation for fiscal year 2024, and \$4,808,000 of the general fund—state appropriation for fiscal year 2025 are provided solely to the state board of education for implementation of mastery-based learning in school district demonstration sites. The state board of education shall require grant recipients to report on impacts and participate in a collaborative to share best practices. The funds must be used for grants to school districts, charter schools, or state tribal education compact schools established under chapter 28A.715 RCW; professional development of educators; development of a resource suite for school districts statewide; evaluation of the demonstration project; implementation and policy support provided by the state board of education and other partners; and a report outlining findings and recommendations to the governor and education committees of the legislature by December 31, 2025. Grants for mastery-based learning may be made in partnership with private matching funds.

(3) \$23,000 of the general fund—state appropriation for fiscal year 2024 and \$23,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the state board of education to be a member in the education commission of the states.

**(4) \$55,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for implementation of Substitute House Bill No. 1915 (financial education). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.**

*\*Sec. 502 was partially vetoed. See message at end of chapter.*

**Sec. 503.** 2023 c 475 s 503 (uncodified) is amended to read as follows:

<b>FOR THE PROFESSIONAL EDUCATOR STANDARDS BOARD</b>	
General Fund—State Appropriation (FY 2024) .....	(( <del>\$22,535,000</del> ))
	<u>\$17,246,000</u>
General Fund—State Appropriation (FY 2025) .....	(( <del>\$21,417,000</del> ))
	<u>\$22,279,000</u>
TOTAL APPROPRIATION .....	(( <del>\$43,952,000</del> ))
	<u>\$39,525,000</u>

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

(1) \$1,930,000 of the general fund—state appropriation for fiscal year 2024 and ((~~\$1,945,000~~)) \$2,036,000 of the general fund—state appropriation for fiscal year 2025 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).

(2)(a) \$600,000 of the general fund—state appropriation for fiscal year 2024 and \$600,000 of the general fund—state appropriation for fiscal year 2025 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.

(b) Within the amounts provided in this subsection (2), up to \$500,000 of the general fund—state appropriation for fiscal year 2024 and up to \$500,000 of the general fund—state appropriation for fiscal year 2025 are provided solely 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.

(3) \$1,005,000 of the general fund—state appropriation for fiscal year 2024 and \$1,001,000 of the general fund—state appropriation for fiscal year 2025 are provided solely 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 (3), \$500,000 of the general fund—state appropriation for fiscal year 2024 and \$500,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for implementation and expansion of the bilingual educator initiative pilot project established under RCW 28A.180.120.

(4) \$150,000 of the general fund—state appropriation for fiscal year 2024 and \$150,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the implementation of chapter 295, Laws of 2019 (educator workforce supply).

(5) (~~(\$17,535,000)~~) \$12,335,000 of the general fund—state appropriation for fiscal year 2024 and \$17,535,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for implementation of chapter 237, Laws of 2017 (paraeducators). Of the amounts provided in this subsection: (~~(\$16,873,000)~~) \$11,550,000 of the general fund—state appropriation for fiscal year 2024 and \$16,873,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for grants to districts to provide two days of training per school year in the paraeducator certificate program to all paraeducators. Funds in this subsection are provided solely for reimbursement to school districts that provide paraeducators with two days of training in the paraeducator certificate program in each of the 2022-23 and 2023-24 school years. Funding provided in this subsection is sufficient for new paraeducators to receive four days of training in the paraeducator certificate program during their first year. School districts receiving grants under this subsection must prioritize funding toward compensation for paraeducators who complete the required hours of instruction per school year.

(6) \$85,000 of the general fund—state appropriation for fiscal year 2024 and \$28,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the board to review national certification opportunities for educational staff associates through the relevant national associations for their profession and through the national board for professional teaching standards. The board must compare the standards and processes for achieving these certifications, including an analysis of how educational staff associate positions'

national certification aligns with school roles and the professional expertise of school-based education staff associates. The board must submit the comparison report to the education committees of the legislature by October 1, 2024.

(7) ~~\$147,000 of the general fund—state appropriation for fiscal year 2024 and \$158,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for implementation of Second Substitute House Bill No. 1009 (military spouse employment). ((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.))~~

(8) ~~(\$71,000)~~ \$35,000 of the general fund—state appropriation for fiscal year 2024 ~~((is))~~ and \$71,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the professional educator standards board and the paraeducator board to collaborate with the office of the superintendent of public instruction to ~~((report on a plan to))~~ align bilingual education and English language learner endorsement standards and to determine language assessment requirements for multilingual teachers and paraeducators as required in Third Substitute House Bill No. 1228 (dual & tribal language edu.). If the bill is not enacted by June 30, 2024, the amounts provided in this subsection shall lapse. ((The report is due to the legislature by September 1, 2023.))

(9) ~~(\$1,012,000)~~ \$877,000 of the general fund—state appropriation for fiscal year 2024 ~~((is))~~ and \$135,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the professional educator standards board, in coordination with the office of the superintendent of public instruction, to develop a teacher residency program through Western Washington University focused on special education instruction beginning in the 2024-25 school year.

(10) \$33,000 of the general fund—state appropriation for fiscal year 2024 and \$155,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the professional educator standards board to convene two separate groups to review implementation of new and existing standards in teacher preparation programs and to perform preparation program gap analyses.

(a) By October 1, 2024, the board shall convene a group of educators, including principals and teachers, to identify what preparation programs must be providing candidates to prepare them for the modern classroom.

(i) Prior to the convening of the group, the board, in collaboration with the office of the superintendent of public instruction and the state board of education, shall develop a list of major changes to the educational system in statute and rule during the last 10 years that might require pedagogical changes in preparation programs. The group of educators shall review the list in order to identify what programs must be providing candidates.

(ii) The group of educators must include a wide variety of representatives from different subject matter areas including, but not limited to, any shortage areas, different grade levels, rural and urban school districts, large and small school districts, schools participating in the mastery-based learning collaborative, schools implementing inclusionary practices to support students with disabilities, and educators of color.

(iii) By June 1, 2025, the board shall compile a summary of the findings from the group of educators. Members of the legislature may review this summary upon request.

(b) By December 1, 2024, the board shall develop a process to facilitate an ongoing and collaborative process to help educator preparation programs in

Washington state respond to the continuously changing needs of the modern classroom; provide a feedback loop between school staff and programs; and promote continuity, consistency, and coherence across the educator preparation system regarding implementing new and existing standards. This process must at a minimum meet the following requirements:

(i) Convening of a group representing the educator preparation programs to review the list developed in (a)(i) of this subsection and, when completed, the summary compiled under (a)(iii) of this subsection;

(ii) Requiring each preparation program to perform a gap analysis of their programs. The board shall determine the components of this gap analysis;

(iii) Submission of a plan of improvement and action plan, as needed, to address the areas identified in the gap analysis;

(iv) A plan for compliance monitoring including recommendations related to potential consequences for programs not making sufficient progress; and

(v) A timeline that requires educator preparation programs to complete the process at least once every three years and aligns the process with other review processes.

(c) In creating the process, the board shall begin with a process for teacher preparation programs offered at institutions of higher education and develop a phase-in plan for how to eventually include alternative route teacher certification programs and principal preparation programs.

(11) \$26,000 of the general fund—state appropriation for fiscal year 2024 and \$387,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for implementation of Second Engrossed Substitute House Bill No. 1377 (continuing education/K-12).

(12) \$23,000 of the general fund—state appropriation for fiscal year 2024 and \$23,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for implementation of Engrossed Fourth Substitute House Bill No. 1239 (educator ethics & complaints). If the bill is not enacted by June 30, 2024, the amounts provided in this subsection shall lapse.

Sec. 504. 2023 c 475 s 504 (uncodified) is amended to read as follows:

**FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR GENERAL APPORTIONMENT**

General Fund—State Appropriation (FY 2024) . . . . .	(\$9,765,637,000)
	\$9,784,078,000
General Fund—State Appropriation (FY 2025) . . . . .	(\$10,027,638,000)
	\$9,813,885,000
Education Legacy Trust Account—State Appropriation . . . . .	(\$1,538,730,000)
	\$1,773,730,000
TOTAL APPROPRIATION . . . . .	(\$21,332,005,000)
	\$21,371,693,000

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 2023-24 and 2024-25 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, 2023, to August 31, 2023, the superintendent shall allocate general apportionment funding to school districts programs as provided in sections 504 and 505, chapter 297, Laws of 2022, 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 2023-24 and 2024-25 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 2023-24 and 2024-25 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	2023-24 School Year	2024-25 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 19. Certificated instructional staff units provided for skills centers that exceed the minimum requirements of RCW 28A.150.260 achieve class size reductions under RCW 28A.400.007 and are part of the state's program of basic education.

(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, as amended by chapter 109, Laws of 2022, and is considered certificated instructional staff.

(ii) For qualifying high-poverty schools in the 2023-24 school year, at which more than 50 percent of the students were eligible for free and reduced-price meals in the prior school year, in addition to the allocation under (d)(i) of this subsection, the superintendent shall allocate additional funding for guidance counselors for each level of prototypical school as follows:

	Elementary	Middle	High
Guidance counselors	0.166	0.166	0.157

(iii) 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:

	2023-24 School Year	2024-25 School Year
Career and Technical Education	3.65	3.91
Skill Center	3.98	4.25

(3) ADMINISTRATIVE STAFF ALLOCATIONS

(a) Allocations for school building-level certificated administrative staff salaries for the 2023-24 and 2024-25 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 2023-24 and 2024-25 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 2023-24 and 2024-25 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 25.48 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 ~~((12.30))~~ 12.25 percent in the 2023-24 school year and ~~((12.46))~~ 12.42 percent in the 2024-25 school year for career and technical education students, and ~~((17.62))~~ 17.58 percent in the 2023-24 school year and ~~((17.79))~~ 17.75 percent in the 2024-25 school year for skill center students.

#### (6) FRINGE BENEFIT ALLOCATIONS

Fringe benefit allocations shall be calculated at a rate of 17.97 percent in the 2023-24 school year and ~~((17.97))~~ 18.15 percent in the 2024-25 school year for certificated salary allocations provided under subsections (2), (3), and (5) of this section, and a rate of 22.06 percent in the 2023-24 school year and ~~((21.56))~~ 21.66 percent in the 2024-25 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: Except for nonrepresented employees of educational service districts, 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 909 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:

(a) The number of certificated staff units determined in subsections (2), (3), and (5) of this section multiplied by 1.02; and

(b) The number of classified staff units determined in subsections (4) and (5) of this section multiplied by 1.43.

#### (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	2023-24 School Year	2024-25 School Year
Technology	\$178.98	<del>(\$182.72)</del> <u>\$182.37</u>
Utilities and Insurance	<del>(\$416.26)</del> <u>\$430.26</u>	<del>(\$425.01)</del> <u>\$438.43</u>
Curriculum and Textbooks	\$164.48	<del>(\$167.94)</del> <u>\$167.61</u>
Other Supplies	\$326.54	<del>(\$333.40)</del> <u>\$332.74</u>
Library Materials	\$22.65	<del>(\$23.13)</del> <u>\$23.09</u>
Instructional Professional Development for Certificated and Classified Staff	<del>(\$25.44)</del> <u>\$28.94</u>	<del>(\$25.97)</del> <u>\$29.50</u>
Facilities Maintenance	\$206.22	<del>(\$210.55)</del> <u>\$210.13</u>
Security and Central Office	<del>(\$142.87)</del> <u>\$146.37</u>	<del>(\$145.87)</del> <u>\$149.15</u>
TOTAL MSOC/STUDENT FTE	<del>(\$1,483.44)</del> <u>\$1,504.44</u>	<del>(\$1,514.59)</del> <u>\$1,533.02</u>

(ii) For the 2023-24 school year and 2024-25 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)(ii)(A) of this subsection (8) exceeds (a)(ii)(B) of this subsection (8), any proposed use of this difference and how this use will improve student achievement.

~~((iii) Within the amount provided in (a)(i) of this subsection (8), allocations for MSOC technology in excess of RCW 28A.150.260 are not part of the state's basic education.))~~

(b) Students in approved skill center programs generate per student FTE MSOC allocations of \$1,724.62 for the 2023-24 school year and ~~(\$1,760.84)~~ \$1,757.39 for the 2024-25 school year.

(c) Students in approved exploratory and preparatory career and technical education programs generate per student FTE MSOC allocations of \$1,724.62 for the 2023-24 school year and ~~(\$1,760.84)~~ \$1,757.39 for the 2024-25 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	2023-24 School Year	2024-25 School Year
Technology	\$44.04	(( <del>\$44.97</del> )) <u>\$44.88</u>
Curriculum and Textbooks	\$48.06	(( <del>\$49.06</del> )) <u>\$48.97</u>
Other Supplies	\$94.07	(( <del>\$96.04</del> )) <u>\$95.86</u>
Library Materials	\$6.05	(( <del>\$6.18</del> )) <u>\$6.16</u>
Instructional Professional Development for Certified and Classified Staff	\$8.01	(( <del>\$8.18</del> )) <u>\$8.16</u>
<b>TOTAL GRADE 9-12 BASIC EDUCATION MSOC/STUDENT FTE</b>	<b>\$200.23</b>	<b>((<del>\$204.43</del>)) <u>\$204.03</u></b>

(9) SUBSTITUTE TEACHER ALLOCATIONS

For the 2023-24 and 2024-25 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, 2023, to August 31, 2023, are adjusted to reflect provisions of chapter 297, Laws of 2022, 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

\$670,803,000 of the general fund—state appropriation for fiscal year 2024 and \$869,125,000 of the general fund—state appropriation for fiscal year 2025 are provided solely to fund all day kindergarten programs in all schools in the 2023-24 school year and 2024-25 school year, pursuant to RCW 28A.150.220 and 28A.150.315. Beginning in the 2023-24 school year, funding for students admitted early to kindergarten under exceptions to the uniform entry qualifications under RCW 28A.225.160 must be limited to children deemed to be likely to be "successful in kindergarten."

(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 2024 and 2025 as follows:

(a) \$650,000 of the general fund—state appropriation for fiscal year 2024 and \$650,000 of the general fund—state appropriation for fiscal year 2025 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 2024 and \$436,000 of the general fund—state appropriation for fiscal year 2025 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.

(c) \$375,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for the office of the superintendent of public instruction to subsidize the cost of health care-based industry recognized credentials required for employment for students enrolled in health care courses in skill centers and comprehensive high school 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) Funding in this section is sufficient to fund a maximum of 1.2 FTE enrollment for career launch students pursuant to RCW 28A.700.130. Expenditures for this purpose must come first from the appropriations provided in section 501(5) of this act; funding for career launch enrollment exceeding those appropriations is provided in this section. 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 January 1, 2024. The report must include the total FTE enrollment for career launch students, the FTE enrollment for career launch students that exceeded the appropriations provided in section 501(5) of this act, and the amount expended from this section for those students.

(18)(a) Students participating in running start programs may be funded up to a combined maximum enrollment of 1.4 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 1.4 FTE, the office of the superintendent of public instruction:

(i) Must adopt rules to fund the participating student's enrollment in running start courses provided by the institution of higher education during the summer academic term; and

(ii) 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 the institution of higher education.

(iii) In consultation with the state board for community and technical colleges, the participating institutions of higher education, the student achievement council, and the education data center, must 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.

(b) \$1,000 of the general fund—state appropriation for fiscal year 2024 is provided for implementation of Second Substitute House Bill No. 1316 (dual credit program access).

(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 2023-2025 biennium, general apportionment payments are not reduced for school districts receiving federal forest revenues.

(22) \$15,898,000 of the general fund—state appropriation for fiscal year 2024 and \$20,781,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for implementation of Engrossed Substitute House Bill No. 2494 (school operating costs). If the bill is not enacted by June 30, 2024, the amounts provided in this subsection shall lapse.

(23) \$25,165,000 of the general fund—state appropriation for fiscal year 2024 and \$32,355,000 of the general fund—state appropriation for fiscal year 2025 are provided solely to implement Second Substitute Senate Bill No. 5882 (prototypical school staffing). If the bill is not enacted by June 30, 2024, the amounts provided in this subsection shall lapse.

**Sec. 505.** 2023 c 475 s 505 (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 RCW 28A.150.260, and under section 504 of this act: For the 2023-24 school year and the 2024-25 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	2023-24 School Year	2024-25 School Year
Certificated Instructional	\$75,419	<del>(\$78,360)</del> <u>\$78,209</u>
Certificated Administrative	\$111,950	<del>(\$116,316)</del> <u>\$116,092</u>
Classified	\$54,103	<del>(\$56,213)</del> <u>\$56,105</u>

(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 ~~(April 20, 2023, at 6:09)~~ March 3, 2024, at 11:16 hours.

(3) Incremental fringe benefit factors are applied to salary adjustments at a rate of 17.33 percent for school year 2023-24 and ~~((17.33))~~ 17.51 percent for school year 2024-25 for certificated instructional and certificated administrative staff and 18.56 percent for school year 2023-24 and ~~((18.06))~~ 18.16 percent for the 2024-25 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).

**Sec. 506.** 2023 c 475 s 506 (uncodified) is amended to read as follows:

**FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR SCHOOL EMPLOYEE COMPENSATION ADJUSTMENTS**

General Fund—State Appropriation (FY 2024) . . . . .	<del>(\$391,668,000)</del> <u>\$391,520,000</u>
General Fund—State Appropriation (FY 2025) . . . . .	<del>(\$871,433,000)</del> <u>\$888,496,000</u>
<b>TOTAL APPROPRIATION . . . . .</b>	<del>(\$1,263,101,000)</del> <u>\$1,280,016,000</u>

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

(1) The salary increases provided in this section are 3.7 percent for the 2023-24 school year, and ~~((3.9))~~ 3.7 percent for the 2024-25 school year, the annual inflationary adjustments pursuant to RCW 28A.400.205.

(2)(a) In addition to salary allocations, the appropriations in this section include funding for professional learning as defined in RCW 28A.415.430, 28A.415.432, and 28A.415.434. Funding for this purpose is calculated as the

equivalent of three days of salary and benefits for each of the funded full-time equivalent certificated instructional staff units. Nothing in this section entitles an individual certificated instructional staff to any particular number of professional learning days.

(b) Of the funding provided for professional learning in this section, the equivalent of one day of salary and benefits for each of the funded full-time equivalent certificated instructional staff units in the 2023-24 school year must be used to train school district staff on cultural competency, diversity, equity, or inclusion, as required in chapter 197, Laws of 2021.

(3)(a) The appropriations in this section include associated incremental fringe benefit allocations at 17.33 percent for the 2023-24 school year and ~~((17.33))~~ 17.51 percent for the 2024-25 school year for certificated instructional and certificated administrative staff and 18.56 percent for the 2023-24 school year and ~~((18.06))~~ 18.16 percent for the 2024-25 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 part 9 of this act and reflect the incremental change in cost of allocating rates as follows: For the 2023-24 school year, \$1,100 per month and for the 2024-25 school year, ~~((1,157))~~ \$1,178 per month.

(5) The rates specified in this section are subject to revision each year by the legislature.

(6) \$46,426,000 of the general fund—state appropriation for fiscal year 2024 and \$211,538,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for implementation of chapter 50, Laws of 2023.

(7) \$5,155,000 of the general fund—state appropriation for fiscal year 2024 and \$12,076,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for implementation of Engrossed Substitute House Bill No. 1436 (special education funding). ~~((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.))~~

(8) \$1,286,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for implementation of Substitute House Bill No. 2180 (special education cap). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

(9) \$1,264,000 of the general fund—state appropriation for fiscal year 2024 and \$2,949,000 of the general fund—state appropriation for fiscal year 2025 are provided solely to implement Second Substitute Senate Bill No. 5882

(prototypical school staffing). If the bill is not enacted by June 30, 2024, the amounts provided in this subsection shall lapse.

(10) \$670,000 of the general fund—state appropriation for fiscal year 2024 and \$1,556,000 of the general fund—state appropriation for fiscal year 2025 are provided solely to account for the office of the superintendent of public instruction allocation of transportation funding to school districts.

**\*Sec. 507. 2023 c 475 s 507 (uncodified) is amended to read as follows:  
FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR PUPIL TRANSPORTATION**

General Fund—State Appropriation (FY 2024) . . . . .	..(( <del>\$763,749,000</del> )
	<u>\$803,792,000</u>
General Fund—State Appropriation (FY 2025) . . . . .	..(( <del>\$762,332,000</del> )
	<u>\$810,077,000</u>
TOTAL APPROPRIATION . . . . .	..(( <del>\$1,526,081,000</del> )
	<u>\$1,613,869,000</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 2023-24 and 2024-25 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, 2023, to August 31, 2023, the superintendent shall allocate funding to school districts programs for the transportation of students as provided in section 507, chapter 297, Laws of 2022, as amended.

(3) Within amounts appropriated in this section, up to \$10,000,000 of the general fund—state appropriation for fiscal year 2024 and up to \$10,000,000 of the general fund—state appropriation for fiscal year 2025 are for a transportation alternate funding grant program based on the alternate funding process established in RCW 28A.160.191. The superintendent of public instruction must include a review of school district efficiency rating, key performance indicators and local school district characteristics such as unique geographic constraints in the grant award process.

(4) A maximum of \$939,000 of the general fund—state appropriation for fiscal year 2024 and a maximum of \$939,000 of the general fund—state appropriation for fiscal year 2025 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) The office of the superintendent of public instruction shall annually disburse payments for bus depreciation in August.

(9)(a) \$13,000,000 of the general fund—state appropriation for fiscal year 2024 and \$13,000,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the superintendent to provide transportation safety net funding to school districts with a convincingly demonstrated need for additional transportation funding for special passengers. Transportation safety net awards shall only be provided when a school district's allowable transportation expenditures attributable to serving special passengers exceeds the amount allocated under subsection (2)(a) of this section and any excess transportation costs reimbursed by federal, state, tribal, or local child welfare agencies. A transportation safety net award may not exceed a school district's excess expenditures directly attributable to serving special passengers in the pupil transportation program.

(b) To be eligible for additional transportation safety net award funding, the school district must report, in accordance with statewide accounting guidance, the amount of the excess costs and the specific activities or services provided to special passengers that created the excess costs. The office of the superintendent of public instruction must request from school districts an application for transportation safety net funding. The office must submit to the office of financial management, and to the education and fiscal committees of the legislature, the total demonstrated need and awards by school district.

(c) Transportation safety net awards allocated under this subsection are not part of the state's program of basic education.

(10) \$425,000 of the of the general fund—state appropriation for fiscal year 2025 is provided solely for supplemental transportation allocations for pupil transportation services contractor benefits as described in Engrossed Substitute House Bill No. 1248 (pupil transportation). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

**(11) \$200,000 of the general fund—state appropriation for fiscal year 2025 is provided solely to implement Engrossed Substitute Senate Bill No. 6031 (student transportation allocation). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.**

(12) \$32,177,000 of the general fund—state appropriation for fiscal year 2024 and \$41,519,000 of the general fund—state appropriation for fiscal year 2025 are provided solely to account for the office of the superintendent of public instruction allocation of transportation funding to school districts.

*\*Sec. 507 was partially vetoed. See message at end of chapter.*

**Sec. 508.** 2023 c 475 s 508 (uncodified) is amended to read as follows:

**FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—SCHOOL FOOD SERVICES**

General Fund—State Appropriation (FY 2024) . . . . .	<del>(\$33,334,000)</del>
	<u>\$55,834,000</u>
General Fund—State Appropriation (FY 2025) . . . . .	<del>(\$79,857,000)</del>
	<u>\$102,357,000</u>
General Fund—Federal Appropriation . . . . .	<del>(\$573,104,000)</del>
	<u>\$925,799,000</u>
<b>TOTAL APPROPRIATION . . . . .</b>	<b><del>(\$686,295,000)</del></b>
	<b><u>\$1,083,990,000</u></b>

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

(1) \$11,548,000 of the general fund—state appropriation for fiscal year 2024 and \$11,548,000 of the general fund—state appropriation for fiscal year 2025 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 pre-kindergarten through twelfth grades who are eligible for reduced-price lunch as required in chapter 74, Laws of 2021 (reduced-price lunch copays);

(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, 2024, and February 1, 2025. 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)(a) ~~(\$21,167,000)~~ \$44,167,000 of the general fund—state appropriation for fiscal year 2024, ~~(\$52,167,000)~~ \$74,667,000 of the general fund—state appropriation for fiscal year 2025, and \$28,500,000 of the general fund—federal appropriation (CRRSA) are provided solely for reimbursements to school districts for schools and groups of schools required to participate in the federal

community eligibility program under section 1, chapter 7, Laws of 2022 (schools/comm. eligibility) for meals not reimbursed at the federal free meal rate.

(b) \$119,000 of the general fund—state appropriation for fiscal year 2024 and \$119,000 of the general fund—state appropriation for fiscal year 2025 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, and for staff at the office of the superintendent of public instruction to implement section 1, chapter 7, Laws of 2022 (schools/comm. eligibility).

(5) ~~(\$7,426,000)~~ \$6,000,000 of the general fund—federal appropriation (CRRSA/GEER) and \$16,023,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for implementation of Engrossed Second Substitute House Bill No. 1238 (free school meals). ~~((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.))~~

Sec. 509. 2023 c 475 s 509 (uncodified) is amended to read as follows:

**FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR SPECIAL EDUCATION PROGRAMS**

General Fund—State Appropriation (FY 2024) . . . . .	<del>(\$1,719,541,000)</del>
	<u>\$1,811,444,000</u>
General Fund—State Appropriation (FY 2025) . . . . .	<del>(\$1,789,729,000)</del>
	<u>\$1,925,849,000</u>
General Fund—Federal Appropriation . . . . .	<del>(\$529,429,000)</del>
	<u>\$664,372,000</u>
Education Legacy Trust Account—State Appropriation . . . . .	\$54,694,000
TOTAL APPROPRIATION . . . . .	<del>(\$4,093,393,000)</del>
	<u>\$4,456,359,000</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 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)(i) 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, except as provided in (b)(ii) of this subsection.

(ii) The superintendent of public instruction shall implement any changes to excess cost accounting methods required under Engrossed Substitute House Bill No. 1436 (special education funding).

(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 2023-24 and 2024-25 school years, the superintendent shall allocate funding to school district programs for special education students as provided in RCW 28A.150.390, 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, 2023, to August 31, 2023, the superintendent shall allocate funding to school district programs for special education students as provided in section 509, chapter 297, Laws of 2022, 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 15 percent in the 2023-24 school year, and the lesser of the district's actual enrollment percent or 16 percent in the 2024-25 school year.

(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) (~~(\$106,931,000)~~) \$151,047,000 of the general fund—state appropriation for fiscal year 2024, (~~(\$112,431,000)~~) \$151,047,000 of the general fund—state appropriation for fiscal year 2025, 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 2023-24 and 2024-25 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 \$1,250,000 may be expended from the general fund—state appropriations to fund teachers and aides at Seattle children's hospital. 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) \$87,000 of the general fund—state appropriation for fiscal year 2024, \$87,000 of the general fund—state appropriation for fiscal year 2025, and \$214,000 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)(a) \$13,538,000 of the general fund—federal appropriation (ARPA) is provided solely for allocations from federal funding as authorized in section 2014, the American rescue plan act of 2021, P.L. 117-2.

(b) \$1,777,000 of the general fund—federal appropriation (ARPA) is provided solely for providing preschool services to qualifying special education students under section 619 of the federal individuals with disabilities education act, pursuant to section 2002, the American rescue plan act of 2021, P.L. 117-2.

(13) \$153,091,000 of the general fund—state appropriation for fiscal year 2024 and \$199,246,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for implementation of Engrossed Substitute House Bill No. 1436 (special education funding). ~~((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.))~~

(14) \$18,235,000 of the general fund—state appropriation for fiscal year 2025 is provided solely to increase the special education enrollment funding cap as required in Substitute House Bill No. 2180 (special education cap). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

(15) \$2,877,000 of the general fund—state appropriation for fiscal year 2024 and \$3,818,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for implementation of Engrossed Substitute House Bill No. 2494 (School operating costs). If the bill is not enacted by June 30, 2024, the amounts provided in this subsection shall lapse.

(16)(a) \$25,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for compilation of reporting as required under this subsection. By November 1, 2024, each district shall report to the superintendent on the

district's utilization of funds provided by the legislature under chapter 475, Laws of 2023 and this act, including under subsections (13) and (14) of this section. The report shall include the following:

(i) To what extent the district has increased special services, programs, and supports to students with disabilities for the 2023-24 and 2024-25 school years;

(ii) How the district has modified staffing ratios during the 2023-24 and 2024-25 school years in special programs to provide more intensive staff support to students enrolled in special education programs;

(iii) How the district has used the resources provided under chapter 475, Laws of 2023 and this act to increase employee compensation for both certificated and classified staff during the 2023-24 and 2024-25 school years to improve staff retention and recruitment of new staff;

(iv) To what extent the district has increased staff development programs and curriculum that is both timely and relevant to the needs of students with disabilities during the 2023-24 and 2024-25 school years; and

(v) To what extent the district has used the resources provided under chapter 475, Laws of 2023 and this act to purchase staff safety equipment during the 2023-24 and 2024-25 school years in order to reduce work-related injuries.

(b) The office shall compile the reports provided under (a) of this subsection and provide a report to the relevant committees of the legislature by December 1, 2024, summarizing statewide trends and providing each district's individual responses.

(17) \$4,199,000 of the general fund—state appropriation for fiscal year 2024 and \$5,479,000 of the general fund—state appropriation for fiscal year 2025 are provided solely to implement Second Substitute Senate Bill No. 5882 (prototypical school staffing). If the bill is not enacted by June 30, 2024, the amounts provided in this subsection shall lapse.

(18) \$581,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for implementation of Senate Bill No. 5852 (special education safety net). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

**Sec. 510.** 2023 c 475 s 510 (uncodified) is amended to read as follows:

**FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR EDUCATIONAL SERVICE DISTRICTS**

General Fund—State Appropriation (FY 2024) . . . . .	(( <del>\$40,799,000</del> ))
	<u>\$41,625,000</u>
General Fund—State Appropriation (FY 2025) . . . . .	(( <del>\$35,780,000</del> ))
	<u>\$39,138,000</u>
Workforce Education Investment Account—State	
Appropriation . . . . .	\$2,700,000
TOTAL APPROPRIATION . . . . .	(( <del>\$79,279,000</del> ))
	<u>\$83,463,000</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) Funding in this section is provided for regional professional development related to English language arts curriculum and instructional strategies aligned with common core state standards. Each educational service district shall use this funding solely for salary and benefits for 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.

(4) Funding in this section is provided for regional technical support for the K-20 telecommunications network 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.

(5) Funding in this section is provided for a corps of nurses located at the educational service districts, to be dispatched in coordination with the office of the superintendent of public instruction, to provide direct care to students, health education, and training for school staff. In fiscal years 2024 and 2025, allocations for the corps of nurses is sufficient to provide one day per week of nursing services for all second-class school districts.

(6) Funding in this section is provided for staff and support at the nine educational service districts to provide a network of support for school districts to develop and implement comprehensive suicide prevention and behavioral health supports for students.

(7) Funding in this section is provided for staff and support at the nine educational service districts to provide assistance to school districts with comprehensive safe schools planning, conducting needs assessments, school safety and security trainings, coordinating appropriate crisis and emergency response and recovery, and developing threat assessment and crisis intervention teams. In fiscal years 2024 and 2025, allocations for staff and support for regional safety centers are increased to 3 full-time equivalent certificated instructional staff for each regional safety center.

(8) Funding in this section is provided for regional English language arts coordinators to provide professional development of teachers and principals around the new early screening for dyslexia requirements.

(9) 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.

(10) \$2,169,000 of the general fund—state appropriation for fiscal year 2024 and \$2,169,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for each educational service district to provide technology consultation, procurement, and training required under chapter 301, Laws of 2021 (schools/computers & devices).

(11) (~~(\$1,009,000)~~) \$1,834,000 of the general fund—state appropriation for fiscal year 2024 and (~~(\$1,009,000)~~) \$1,930,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for implementation of chapter 87, Laws of 2022 (ed. service district funding).

(12) \$2,700,000 of the workforce education investment account—state appropriation is provided solely for the cost of employing one full-time equivalent employee at each of the nine education service districts to support the expansion of career connected learning.

(13) \$500,000 of the general fund—state appropriation for fiscal year 2024 and \$500,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for educational service districts to provide students attending school in rural areas with access to a mental health professional using telemedicine. Funding must be prioritized to districts where mental health services are inadequate or nonexistent due to geographic constraints. Funding may be used for schools or school districts for technology upgrades to provide secure access for students, for contracted services, or to pay applicable copays or fees for telemedicine visits if not covered by a student's public or private insurance.

(14) \$325,000 of the general fund—state appropriation for fiscal year 2024 and \$325,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the Puget Sound educational service district 121 to administer a Washington state capitol civic engagement grant program for the Auburn, Federal Way, Highline, Kent, Renton, and Tukwila public school districts. Grant recipients must use the grant awards to transport one grade of either fourth or fifth grade students to the Washington state capitol campus for a day of civic engagement, which may include a capitol tour, mock legislative committee hearings, presentations on the legislative process, meet and greets with legislative members, and other related activities. If funding remains after all eligible school districts have received grant awards, the remaining funding may be used to support the program for high school students within the eligible school districts. Of the amounts provided in this subsection, \$5,000 of the general fund—state appropriation for fiscal year 2024 and \$5,000 of the general fund—state appropriation for fiscal year 2025 are provided for the Puget Sound educational service district to administer the grant program.

(15) \$5,000,000 of the general fund—state appropriation for fiscal year 2024 (~~is~~) and \$1,200,000 of the general fund—state appropriation for fiscal year 2025 are provided solely to continue behavioral health regional services grants to support school districts with the least access to behavioral health services. The office of the superintendent of public instruction shall conduct an evaluation of the investments in behavioral health supports and by December 31, 2024, report to the office of financial management and the fiscal committees of the legislature, the number of students served by specific behavioral health

supports, how the students were selected for specific behavioral health supports, and how the students may have received behavioral health supports, and make recommendations for improving behavioral health supports for students.

(16) \$2,800,000 of the general fund—state appropriation for fiscal year 2024 and \$2,800,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the educational service districts to expand and maintain student behavioral health and mental health services.

(17) \$643,000 of the general fund—state appropriation for fiscal year 2024 and \$643,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for educational service districts 121 and 101 to coordinate with local mental health agencies and local school districts to arrange for in-school placements of social worker associates licensed under RCW 18.225.145 and masters in social work candidates enrolled in an accredited university program who commit to working as school social workers, and to coordinate clinical supervision for approved supervisors that meet the requirements as defined in rule by the department of health to provide the necessary supervision to the social worker associates and masters in social work candidates.

(18) \$125,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for the office of the superintendent of public instruction to work with educational service districts, the health care authority, and the department of health to review and update materials for information sessions provided to students designed to prevent the use of opioids, including fentanyl, specifically outlining the risks of death related to uneven dosages and pills that look like prescription drugs. If Second Substitute House Bill No. 1956 (relating to fentanyl and other substance use prevention education) is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

(19) \$400,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for educational service district 112 to offer a teacher residency program during the 2024-25 school year.

(20) \$500,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for educational service district 112 to support a therapeutic educational program for students in Clark, Cowlitz, and Skamania counties.

(21) \$180,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for the Puget Sound educational service district 121 to contract with a Washington-based Muslim and Arab community organization serving communities throughout the state, with experience in building educational campaigns and supporting Muslim and Arab students in our state and that has been incorporated in Washington for over 10 years, in partnership with an expert curriculum and professional development nonprofit organization with at least 10 years of experience, to support Washington teachers in implementing and incorporating lessons on Islamophobia in accordance with RCW 28A.150.210. If a Washington-based organization cannot be found, the office may seek proposals from organizations incorporated outside of Washington. Of the amounts provided in this subsection, \$5,000 of the general fund—state appropriation for fiscal year 2025 is provided for the Puget Sound educational service district to administer the contract.

**Sec. 511.** 2023 c 475 s 511 (uncodified) is amended to read as follows:  
**FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR LOCAL EFFORT ASSISTANCE**

General Fund—State Appropriation (FY 2024) . . . . .	..(( <del>\$215,327,000</del> ))
	<u>\$213,689,000</u>
General Fund—State Appropriation (FY 2025) . . . . .	..(( <del>\$211,159,000</del> ))
	<u>\$211,467,000</u>
TOTAL APPROPRIATION . . . . .	..(( <del>\$426,486,000</del> ))
	<u>\$425,156,000</u>

**Sec. 512.** 2023 c 475 s 512 (uncodified) is amended to read as follows:  
**FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR INSTITUTIONAL EDUCATION PROGRAMS**

General Fund—State Appropriation (FY 2024) . . . . .	..(( <del>\$14,899,000</del> ))
	<u>\$16,148,000</u>
General Fund—State Appropriation (FY 2025) . . . . .	..(( <del>\$14,635,000</del> ))
	<u>\$16,754,000</u>
TOTAL APPROPRIATION . . . . .	..(( <del>\$29,534,000</del> ))
	<u>\$32,902,000</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 2024 and \$701,000 of the general fund—state appropriation for fiscal year 2025 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) Within the amounts provided in this section, funding is provided to increase the capacity of institutional education programs to differentiate instruction to meet students' unique educational needs, including students with individualized educational plans. 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. Allocations of amounts for this purpose in a school year must be based on 45 percent of full-time enrollment in institutional education receiving a differentiated instruction amount per pupil equal to the total statewide allocation generated by the distribution formula under RCW 28A.150.260 (4)(a), (5), (6), and (8) and the allocation under RCW 28A.150.415, per the statewide full-time equivalent enrollment in common schools.

(7) \$200,000 of the general fund—state appropriation in fiscal year 2024 and \$200,000 of the general fund—state appropriation in fiscal year 2025 are provided solely to support two student records coordinators to manage the transmission of academic records for each of the long-term juvenile institutions. One coordinator is provided for each of the following: The Issaquah school district for the Echo Glen children's center and for the Chehalis school district for Green Hill academic school.

(8) Ten percent of the funds allocated for the institution may be carried over from one year to the next.

(9) \$588,000 of the general fund—state appropriation for fiscal year 2024 and \$897,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for one educational advocate to each institution with enrollments above 40 full-time equivalent students in addition to any educational advocates supported by federal funding. Educational advocates will provide the following supports to students enrolled in or just released from institutional education programs:

(a) Advocacy for institutional education students to eliminate barriers to educational access and success;

(b) Consultation with juvenile rehabilitation staff to develop educational plans for and with participating youth;

(c) Monitoring educational progress of participating students;

(d) Providing participating students with school and local resources that may assist in educational access and success upon release from institutional education facilities; and

(e) Coaching students and caregivers to advocate for educational needs to be addressed at the school district upon return to the community.

(10) Within the amounts provided in this section, funding is provided to increase materials, supplies, and operating costs by \$85 per pupil for technology supports for institutional education programs. This funding is in addition to general education materials, supplies, and operating costs provided to institutional education programs, which exclude formula costs supported by the institutional facilities.

(11) \$400,000 of the general fund—state appropriation for fiscal year 2024 and \$400,000 of the general fund—state appropriation for fiscal year 2025 are provided solely to support instruction in cohorts of students grouped by similar age and academic levels.

(12) \$5,000 of the general fund—state appropriation for fiscal year 2024 and \$8,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for implementation of Engrossed Substitute House Bill No. 2494 (school operating costs). If the bill is not enacted by June 30, 2024, the amounts provided in this subsection shall lapse.

(13) \$5,000 of the general fund—state appropriation for fiscal year 2024 and \$9,000 of the general fund—state appropriation for fiscal year 2025 are provided solely to implement Second Substitute Senate Bill No. 5882 (prototypical school staffing). If the bill is not enacted by June 30, 2024, the amounts provided in this subsection shall lapse.

**Sec. 513.** 2023 c 475 s 513 (uncodified) is amended to read as follows:  
**FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR PROGRAMS FOR HIGHLY CAPABLE STUDENTS**

General Fund—State Appropriation (FY 2024) . . . . .	(( <del>\$33,233,000</del> ))
	<u>\$33,171,000</u>
General Fund—State Appropriation (FY 2025) . . . . .	(( <del>\$32,990,000</del> ))
	<u>\$32,995,000</u>
TOTAL APPROPRIATION . . . . .	(( <del>\$66,223,000</del> ))
	<u>\$66,166,000</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 2023-24 and 2024-25 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, 2023, to August 31, 2023, the superintendent shall allocate funding to school districts programs for highly capable students as provided in section 513, chapter 297, Laws of 2022, as amended.

**Sec. 514.** 2023 c 475 s 514 (uncodified) is amended to read as follows:  
**FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR MISCELLANEOUS—EVERY STUDENT SUCCEEDS ACT**

General Fund—Federal Appropriation . . . . .	(( <del>\$9,802,000</del> ))
	<u>\$11,416,000</u>
TOTAL APPROPRIATION . . . . .	(( <del>\$9,802,000</del> ))
	<u>\$11,416,000</u>

**Sec. 515.** 2023 c 475 s 515 (uncodified) is amended to read as follows:  
**FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—EDUCATION REFORM PROGRAMS**

General Fund—State Appropriation (FY 2024) . . . . .	(( <del>\$139,296,000</del> ))
	<u>\$132,050,000</u>
General Fund—State Appropriation (FY 2025) . . . . .	(( <del>\$141,513,000</del> ))
	<u>\$146,775,000</u>
General Fund—Federal Appropriation . . . . .	(( <del>\$95,825,000</del> ))
	<u>\$97,174,000</u>
General Fund—Private/Local Appropriation . . . . .	\$1,450,000

Education Legacy Trust Account—State Appropriation . . . . .	\$1,664,000
TOTAL APPROPRIATION . . . . .	<del>(\$379,748,000)</del>
	<u>\$379,113,000</u>

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 2024, \$26,975,000 of the general fund—state appropriation for fiscal year 2025, \$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 2024 and \$14,352,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for implementation of chapter 159, Laws of 2013 (K-12 education - failing schools).

(2) EDUCATOR CONTINUUM

(a) (~~(\$75,317,000)~~) \$68,070,000 of the general fund—state appropriation for fiscal year 2024 and (~~(\$77,424,000)~~) \$77,623,000 of the general fund—state appropriation for fiscal year 2025 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 \$6,206 per teacher in the 2023-24 school year and a bonus of (~~(\$6,336)~~) \$6,324 per teacher in the 2024-25 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 2023-24 and 2024-25 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 2024 and \$3,418,000 of the general fund—state appropriation for fiscal year 2025 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 2024 and (~~(\$477,000)~~) \$700,000 of the general fund—state appropriation for fiscal year 2025 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 2024 and \$810,000 of the general fund—state appropriation for fiscal year 2025 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) \$11,500,000 of the general fund—state appropriation for fiscal year 2024 and \$11,500,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for a beginning educator support program (BEST). 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. Of the amounts provided in this subsection, \$1,000,000 of the general fund—state appropriation for fiscal year 2024 and \$1,000,000 of the general fund—state appropriation for fiscal year 2025 are provided solely to support first year educators in the mentoring program.

(f) \$4,000,000 of the general fund—state appropriation for fiscal year 2024 and \$4,000,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the provision of training for teachers, principals, and

principal evaluators in the performance-based teacher principal evaluation program.

(g) \$3,500,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for the office of the superintendent of public instruction to contract with an approved educator preparation program run by a statewide labor organization representing educators to fund cohorts of teacher residents. This program shall choose its candidates from among the paraeducators working in those districts. Through completing this program, participants shall attain a teaching certification with an endorsement in special education.

(h) \$621,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for the office of the superintendent of public instruction to contract with a statewide labor association that represents educators to provide a suite of supports and professional development opportunities for 15,000 emergency substitute teachers.

(i) \$720,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for the office of the superintendent of public instruction to conduct a feasibility study on the costs and timeline for developing a database and tool to identify real-time and future educator workforce shortages.

**Sec. 516.** 2023 c 475 s 516 (uncodified) is amended to read as follows:  
**FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR TRANSITIONAL BILINGUAL PROGRAMS**

General Fund—State Appropriation (FY 2024) . . . . .	..((\$236,993,000))
	\$249,957,000
General Fund—State Appropriation (FY 2025) . . . . .	..((\$236,173,000))
	\$260,599,000
General Fund—Federal Appropriation . . . . .	..((\$107,124,000))
	\$137,117,000
TOTAL APPROPRIATION . . . . .	..((\$580,290,000))
	\$647,673,000

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 2023-24 and 2024-25 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 2023-24 and 2024-25; (ii) additional instruction of 3.0000 hours per week in school years 2023-24 and 2024-25 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, 2023, to August 31, 2023, the superintendent shall allocate funding to school districts for transitional bilingual instruction programs as provided in section 516, chapter 297, Laws of 2022, 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: (~~(1.75)~~) 1.64 percent for school year 2023-24 and (~~(1.74)~~) 1.57 percent for school year 2024-25.

(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 2024 and \$35,000 of the general fund—state appropriation for fiscal year 2025 are provided solely to track current and former transitional bilingual program students.

(6) \$1,461,000 of the general fund—state appropriation in fiscal year 2024 and \$1,916,000 of the general fund—state appropriation in fiscal year 2025 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. 517. 2023 c 475 s 517 (uncodified) is amended to read as follows:

**FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR THE LEARNING ASSISTANCE PROGRAM**

General Fund—State Appropriation (FY 2024) . . . . .	<del>(\$467,338,000)</del>
	<u>\$484,953,000</u>
General Fund—State Appropriation (FY 2025) . . . . .	<del>(\$466,985,000)</del>
	<u>\$491,565,000</u>
General Fund—Federal Appropriation . . . . .	<del>(\$533,487,000)</del>
	<u>\$636,543,000</u>
TOTAL APPROPRIATION . . . . .	<del>(\$1,467,810,000)</del>
	<u>\$1,613,061,000</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 2023-24 and 2024-25 school years, the superintendent shall allocate funding to school districts for learning assistance programs as provided in RCW 28A.150.260(10)(a). 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 2023-24 and 2024-25 school years; (B) additional instruction of 1.1 hours per week per

funded learning assistance program student for the 2023-24 and 2024-25 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, 2023, to August 31, 2023, the superintendent shall allocate funding to school districts for learning assistance programs as provided in section 517, chapter 297, Laws of 2022, 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 multiplied by the district's percentage of October headcount enrollment in grades K-12 eligible for free or reduced-price lunch in the school year period defined under RCW 28A.150.260(10)(a). A 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 2023-24 and 2024-25 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. 518.** 2023 c 475 s 518 (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	2023-24 School Year	2024-25 School Year
General Apportionment	(( <del>\$10,329</del> )) <u>\$10,354</u>	(( <del>\$10,814</del> )) <u>\$10,859</u>
Pupil Transportation	(( <del>\$725</del> )) <u>\$783</u>	(( <del>\$745</del> )) <u>\$803</u>
Special Education Programs	(( <del>\$11,960</del> )) <u>\$12,272</u>	(( <del>\$12,495</del> )) <u>\$12,762</u>
Institutional Education Programs	(( <del>\$26,938</del> )) <u>\$25,795</u>	(( <del>\$27,909</del> )) <u>\$27,327</u>

Statewide Average Allocations  
Per Annual Average Full-Time Equivalent Student

Basic Education Program	2023-24 School Year	2024-25 School Year
Programs for Highly Capable Students	(( <del>\$648</del> )) <u>\$647</u>	(( <del>\$674</del> )) <u>\$675</u>
Transitional Bilingual Programs	(( <del>\$1,555</del> )) <u>\$1,571</u>	(( <del>\$1,591</del> )) <u>\$1,622</u>
Learning Assistance Program	(( <del>\$1,008</del> )) <u>\$1,009</u>	(( <del>\$1,049</del> )) <u>\$1,052</u>

**Sec. 519.** 2023 c 475 s 519 (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 allocation 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) 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 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 provided in ~~((subsection))~~ subsections (6) and (7) of this section.

(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 909 of this act. The superintendent may not allocate, and districts may not expend, these amounts for any other purpose beyond those authorized in section 909 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.

(6) By January 15, 2024, the office of the superintendent of public instruction must identify funding in this Part V from the elementary and secondary school emergency relief III account—federal appropriation from funds attributable to subsection 2001(f), the American rescue plan act of 2021, P.L. 11 117-2 and general fund—federal appropriation (CRRSA/GEER) that are provided solely for the purposes defined in sections 507, 522, and 523 of this act and are at risk of being unobligated or unspent by federal deadlines, as of January 15, 2024. Funding identified at risk under this subsection must be

reported to the fiscal committees of the legislature and expended as allocations to school districts in the same proportion as received under part A of title I of the elementary and secondary education act of 1965 in the most recent fiscal year.

(7) 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, 2024, 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 2024 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 programs; and learning assistance programs.

(8) 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.

Sec. 520. 2023 c 475 s 520 (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. . . . .	..(((\$184,721,000))
	\$178,654,000
TOTAL APPROPRIATION . . . . .	..(((\$184,721,000))
	\$178,654,000

The appropriations in this section are 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) \$3,293,000 of the opportunity pathways account—state appropriation is provided solely for implementation of chapter 50, Laws of 2023 (K-12 inflationary increases).

(3) \$1,421,000 of the opportunity pathways account—state appropriation is provided solely for implementation of Engrossed Substitute House Bill No. 1436 (special education funding). ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.))~~

(4) \$224,000 of the opportunity pathways account—state appropriation is provided solely for implementation of Engrossed Substitute House Bill No. 2494 (school operating costs). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

(5) \$111,000 of the opportunity pathways account—state appropriation is provided solely for implementation of Substitute House Bill No. 2180 (special education cap). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

(6) \$7,815,000 of the opportunity pathways account—state appropriation is provided solely for payment for enrichment to charter schools.

(7) \$355,000 of the opportunity pathways account—state appropriation is provided solely to implement Second Substitute Senate Bill No. 5882 (prototypical school staffing). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

**Sec. 521.** 2023 c 475 s 521 (uncodified) is amended to read as follows:

**FOR THE OFFICE OF THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR THE WASHINGTON STATE CHARTER SCHOOL COMMISSION**

Washington Opportunity Pathways Account—State

Appropriation . . . . . ((~~\$23,000~~))  
\$640,000

Charter Schools Oversight Account—State

Appropriation . . . . . \$4,572,000  
TOTAL APPROPRIATION . . . . . ((~~\$4,595,000~~))  
\$5,212,000

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

(1) The entire Washington opportunity pathways account—state appropriation in this section is provided to the superintendent of public instruction solely for the operations of the Washington state charter school commission under chapter 28A.710 RCW.

(2) \$28,000 of the charter schools oversight account—state appropriation is provided solely to the Washington state charter school commission to enable each charter school to participate in the governance training required under chapter 197, Laws of 2021 (schools/equity training).

(3) \$238,000 of the charter schools oversight account—state appropriation is provided solely for office of the attorney general legal services related to litigation challenging the commission's authority to oversee and regulate charter schools.

**\*Sec. 522.** 2023 c 475 s 522 (uncodified) is amended to read as follows:

**FOR THE OFFICE OF THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR GRANTS AND PASS THROUGH FUNDING**

General Fund—State Appropriation (FY 2024) . . . . . ((~~\$85,370,000~~))  
\$85,525,000  
General Fund—State Appropriation (FY 2025) . . . . . ((~~\$81,400,000~~))  
\$91,474,000  
General Fund—Federal Appropriation . . . . . ((~~\$111,255,000~~))  
\$113,347,000

Coronavirus State Fiscal Recovery Fund—Federal

Appropriation . . . . . \$1,354,000

Elementary and Secondary School Emergency Relief III

Account—Federal Appropriation . . . . . \$897,895,000

Opioid Abatement Settlement Account—State

Appropriation . . . . . \$900,000

Workforce Education Investment Account—State

Appropriation . . . . . \$400,000

TOTAL APPROPRIATION . . . . . ((~~\$1,175,920,000~~))  
\$1,190,895,000

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

(1) \$132,000 of the general fund—state appropriation for fiscal year 2024 and \$162,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for global compensation changes.

(2) GRADUATION SUCCESS AND PREPARATION FOR POSTSECONDARY PATHWAYS

(a) \$4,894,000 of the general fund—state appropriation for fiscal year 2024 and \$4,894,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the office of the superintendent of public instruction to administer programs and grants which increase equitable access to dual credit programs, including subsidizing or eliminating student costs for dual credit courses or exams. By November 2024, the office shall submit a report to relevant committees of the legislature describing options for entering into statewide agreements with dual credit exam companies that will reduce the overall costs for all students and eliminate costs for students who are low income.

(b) \$3,152,000 of the general fund—state appropriation for fiscal year 2024 and \$3,152,000 of the general fund—state appropriation for fiscal year 2025 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, \$1,475,000 of the 2024 appropriation and \$1,475,000 of the 2025 appropriation shall be used to support FIRST robotics programs in grades four through twelve. Of the amounts provided in this subsection (2)(b), \$800,000 of the fiscal year 2024 appropriation and \$800,000 of the fiscal year 2025 appropriation are provided solely for the purpose of statewide supervision activities for career and technical education student leadership organizations.

(c) \$135,000 of the general fund—state appropriation for fiscal year 2024 and \$135,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for science, technology, engineering and mathematics lighthouse projects, consistent with chapter 238, Laws of 2010.

(d) \$250,000 of the general fund—state appropriation for fiscal year 2024 and \$250,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for advanced project lead the way courses at ten high schools. To be eligible for funding in 2024, a high school must have offered a foundational project lead the way course during the 2022-23 school year. The 2024 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 2023-24 school year. To be eligible for funding in 2025, a high school must have offered a foundational project lead the way course during the 2023-24 school year. The 2025 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 2024-25 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.

(e) \$2,527,000 of the general fund—state appropriation for fiscal year 2024 and \$2,527,000 of the general fund—state appropriation for fiscal year 2025 are

provided solely for annual startup, expansion, or maintenance of core plus programs in maritime, construction, and aerospace and advanced manufacturing programs. To be eligible for funding to start up, maintain, or expand programs under (e)(i) through (iii) of this subsection (2), the skills center, high school, or middle school must be selected through a grant process administered by the office of the superintendent of public instruction in consultation with the advisory committee established in (e)(vi) of this subsection (2). The office and the education research and data center shall report annually student participation and long-term outcome data. Within the amounts provided in this subsection (2)(e):

(i) \$900,000 of the general fund—state appropriation for fiscal year 2024 and \$900,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for grants for the annual startup, expansion, or maintenance of core plus programs in aerospace and advanced manufacturing programs.

(ii) \$550,000 of the general fund—state appropriation for fiscal year 2024 and \$550,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for grants for the annual startup, expansion, or maintenance of core plus programs in construction programs.

(iii) \$550,000 of the general fund—state appropriation for fiscal year 2024 and \$550,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for grants for the annual startup, expansion, or maintenance of core plus programs in maritime programs.

(iv) For (e)(i) through (iii) of this subsection (2), when the grant demand does not align with the specified allocation, the superintendent may allocate funding toward sector areas that meet criteria based on agreement from industry sector representatives.

(v) \$527,000 of the general fund—state appropriation for fiscal year 2024 and \$527,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the office to administer, evaluate, and promote programs under (e)(i) through (iii) of this subsection (2) based on industry sector recommendations, including contracts with sector-specific entities to expand sector-specific employer engagement programs, increase work placement opportunities, validate credentials necessary for direct employment, and provide professional development to support schools, teachers, and students. Professional development must include pedagogy-based learning to increase English language arts, mathematics, and science outcomes through core plus programming.

(vi) The office shall collaborate with industry sector leadership from the core plus program areas and a representative from a statewide business and manufacturing association to inform the administration and continual improvement of core plus programs, review data and outcomes, recommend program improvements, ensure core plus programs reflect current industry competencies, and identify appropriate program credentials.

(f) \$4,940,000 of the general fund—state appropriation for fiscal year 2024 and \$4,940,000 of the general fund—state appropriation for fiscal year 2025 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. 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.

(g) \$1,454,000 of the general fund—state appropriation for fiscal year 2024 and \$1,454,000 of the general fund—state appropriation for fiscal year 2025 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.

(h) \$150,000 of the general fund—state appropriation for fiscal year 2024 and \$150,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for an education and workforce pathway pilot program at the northwest career and technical academy. The pilot program will oversee a pathway including high schools, skills centers, community and technical colleges, and employers that results in students earning a high school diploma and an associate in technical arts degree, while maintaining summer employment.

(i) \$3,000,000 of the general fund—state appropriation for fiscal year 2024 and \$3,000,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the office to distribute after-exit running start grants (~~to school~~) for:

(i) School districts that identify running start students that have exceeded maximum enrollment under running start formulas (~~and high~~);

(ii) High school graduates who have 15 or fewer college credits to earn before meeting associate degree requirements for instruction not funded under section 504(18) of this act. High school graduates who meet these requirements are eligible to receive funds from these grants for fees to the community and technical college to earn up to 15 college credits during the summer academic term following their high school graduation; and

(iii) School districts to apply an enhanced factor of 130 percent to the running start rate under RCW 28A.600.310 for students included in July and August enrollment counts in school year 2023-24. Of the amounts provided in this subsection, \$347,000 of the general fund—state appropriation for fiscal year 2025 is provided for the office to enhance the running start rate as described in this subsection (2)(i)(iii). The office must apply the enhanced summer running start rate in this subsection for students eligible to take summer running start courses under this subsection and under section 504(18) of this act, and grant school districts seven percent thereof to offset program related costs.

(j) \$2,094,000 of the general fund—state appropriation for fiscal year 2024 and \$2,076,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the competitive grant program created in Engrossed Second Substitute Senate Bill No. 5582 (nurse supply). (~~If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.~~)

(k) \$125,000 of the general fund—state appropriation for fiscal year 2024 and \$125,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the West Sound STEM Network to increase STEM activities

for students in school and after school and to develop industry education pathways in high demand sectors.

(l) \$500,000 of the general fund—state appropriation for fiscal year 2024 is provided solely for the office to contract with a nongovernmental entity for a controls programmer apprenticeship program.

(m) \$25,000 of the general fund—state appropriation for fiscal year 2024 and \$25,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for a skill center located in Vancouver, Washington to support the center's criminal justice and fire science programs.

(n) \$1,250,000 of the general fund—state appropriation for fiscal year 2024 and \$1,250,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the office of the superintendent of public instruction to conduct summer open doors pilots with up to 12 dropout reengagement programs to support summer programming. To select pilot participants, the office must prioritize schools and programs that work with postresident youth as defined in RCW 28A.190.005. Amounts provided in this subsection must be used to support programming during the summer months and are in addition to funding generated by enrollment under state funding formulas.

(o) \$400,000 of the workforce education investment account—state appropriation is provided solely for the Federal Way school district to contract with an organization to offer state-recognized apprenticeship preparation program opportunities for all high school students in south King county in the summer. The organization must have prior experience working with school districts and must provide quality training, employment navigation, and supportive services that lead to family wage careers. The program must support at least two cohorts of students each summer, and the organization must provide stipends to students participating in state-recognized apprenticeship preparation programs during the summer months.

(p) \$150,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for the office for grants to school districts to install at least one automatic external defibrillator. The office shall establish a grant program to assist school districts to offset the costs of purchasing an automatic external defibrillator (AED) or to maintain or replace an AED.

(q) \$20,000 of the general fund—state appropriation for fiscal year 2024 and \$20,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the office for a grant to Evergreen high school in White Center to support the associated student body at the high school.

(r) \$425,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for the office for a grant to an established network for a pilot project to provide opportunities for youth to see themselves in high demand science, technology, engineering, and math in the northwest and southeast regions.

(s) \$100,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for the office for grants to school districts to develop and implement capacity building supports for community-based youth development. School districts receiving grants under this subsection will offer programs that serve youth between the ages of 11 and 19.

(t) \$3,000,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for grants to school districts for ninth grade success. Within

the amounts in this subsection, funding is provided for the office to contract with an evaluator to conduct a yearly evaluation of the program's success.

(u) \$100,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for the office for a grant to the Seattle public school district to conduct an analysis of why families have left the district and how they may be attracted back. The Seattle public school district shall provide a report to the office of financial management and the fiscal committees of the legislature by June 30, 2025, that addresses the reasons for families leaving the district and specific steps necessary for them to return to the district.

(v) \$1,400,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for grants to small districts to enable access to skills centers and technical education. For purposes of this subsection (2)(v), "small district" means a district having an enrollment of fewer than 2,750 students.

### (3) CURRICULUM DEVELOPMENT, DISSEMINATION, AND SUPPORTS

(a) \$75,000 of the general fund—state appropriation for fiscal year 2024 and \$75,000 of the general fund—state appropriation for fiscal year 2025 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 2024 and \$15,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for awarding a travel grant to the winner of the we the people: The citizen and the constitution state competition.

(b) \$373,000 of the general fund—state appropriation for fiscal year 2024 and \$373,000 of the general fund—state appropriation for fiscal year 2025 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 2024 and \$10,000 of the general fund—state appropriation for fiscal year 2025 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 2024 and \$55,000 of the general fund—state appropriation for fiscal year 2025 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.

(d) 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.

(e) \$3,000,000 of the general fund—state appropriation for fiscal year 2024 and \$3,000,000 of the general fund—state appropriation for fiscal year 2025 are 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 including tribal education organizations to partner with public schools for next generation science standards.

(f) \$250,000 of the general fund—state appropriation for fiscal year 2024 and \$250,000 of the general fund—state appropriation for fiscal year 2025 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.

(g) \$500,000 of the general fund—state appropriation for fiscal year 2024 and \$500,000 of the general fund—state appropriation for fiscal year 2025 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.

(h) \$50,000 of the general fund—state appropriation for fiscal year 2024 and \$50,000 of the general fund—state appropriation for fiscal year 2025 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.

(i) \$1,000,000 of the general fund—state appropriation for fiscal year 2024 and \$1,000,000 of the general fund—state appropriation for fiscal year 2025 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. The office of the superintendent of public instruction may award up to \$500,000 each year, without a matching requirement, to districts with greater than fifty percent of students eligible for free and reduced-price meals. All other awards must be equally matched by private sources for the program, including gifts, grants, or endowments.

(j) \$750,000 of the general fund—state appropriation for fiscal year 2024 and (~~(\$750,000)~~) \$1,000,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the office of the superintendent of public instruction to contract with a qualified 501(c)(3) nonprofit community-based organization physically located in Washington state that has at least 18 years of experience collaborating with the office and school districts statewide 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.

(k) \$62,000 of the general fund—state appropriation for fiscal year 2024 and \$62,000 of the general fund—state appropriation for fiscal year 2025 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 coinstructors 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.

(l) \$100,000 of the general fund—state appropriation for fiscal year 2024 and \$100,000 of the general fund—state appropriation for fiscal year 2025 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.

(m) \$85,000 of the general fund—state appropriation for fiscal year 2024 and \$85,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the centrum program at Fort Worden state park.

(n) \$20,000,000 of the general fund—state appropriation for fiscal year 2024 and \$20,000,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the office to administer an outdoor learning grant program to develop and support outdoor educational experiences for students in Washington public schools. A portion of the amount provided must be used to provide outdoor educational opportunities for people with disabilities. The office may consult with the Washington recreation and conservation office on outdoor learning program grants. Of the amounts provided in this subsection (3)(n):

(i) \$195,000 of the general fund—state appropriation for fiscal year 2024 and \$195,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the office to implement chapter 112, Laws of 2022 (outdoor learning grant prg.).

(ii) \$3,903,000 of the general fund—state appropriation for fiscal year 2024 and \$3,903,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the outdoor learning grant program, which consists of two types of grants:

(A) Allocation-based grants for school districts to develop or support outdoor educational experiences; and

(B) Competitive grants for outdoor education providers that are designed to support existing capacity and to increase future capacity for outdoor learning experiences.

(iii) \$15,902,000 of the general fund—state appropriation for fiscal year 2024 and \$15,902,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the outdoor education experiences program. The office must prioritize providing the program to fifth and sixth grade students in high poverty schools, expanding to other fifth and sixth grade students subject to available funds.

(o) \$3,205,000 of the general fund—state appropriation for fiscal year 2024 and \$3,205,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for implementation of chapter 238, Laws of 2022 (student financial literacy) which provides grants to school districts for integrating financial literacy education into professional development for certificated staff.

(p)(i) \$1,425,000 of the general fund—state appropriation for fiscal year 2024 and \$4,725,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for dual language grants to grow capacity for high quality dual language learning. Grant funding may be used for new and existing dual language programs, heritage language programs for immigrant and refugee students, and indigenous language programs for native students. Of the amounts provided in this subsection, \$1,000,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for tribal language grants.

(ii) Each grant recipient must convene an advisory board to guide the development and continuous improvement of its dual language program, including but not limited to: Determining which schools and languages will be prioritized; conducting outreach to the community; and addressing enrollment considerations and the hiring of staff. At least half the members of the board must be parents of English learner students or current or former English learner students. The other members of the board must represent teachers, students, school leaders, governing board members, youth, and community-based organizations that support English learners.

(q) \$3,000,000 of the general fund—state appropriation for fiscal year 2024 ~~((is))~~ and \$3,004,000 of the general fund—state appropriation for fiscal year 2025 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 ~~((for the 2023-24 school year only. The office must evaluate other options that may be available in the state for a future public-private partnership to deliver similar services to students and staff of public schools at no cost to the state)).~~

(r) \$1,000,000 of the general fund—state appropriation for fiscal year 2024 and \$1,000,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the office to contract with a nongovernmental entity whose

goals are to reduce disparities in student performance and improve algebraic achievement to create a statewide interactive math tutoring tool for middle and high school students that is accessible on a 24 hour basis to students, teachers, and parents across the state. The nongovernmental entity must have previously contracted with five other states and have demonstrated experience creating statewide interactive math tools with proven outcomes in math proficiency.

(s) \$2,036,000 of the general fund—state appropriation for fiscal year 2024 is provided solely for a gravitational wave observatory located in southeastern Washington that is supported through the national science foundation to purchase hands-on, interactive exhibits to expand the number of developmentally appropriate learning activities available for K-12 students attending the observatory.

(t) \$170,000 of the general fund—state appropriation for fiscal year 2024 and \$170,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the continuation of the math improvement pilot program. Of the amounts provided in this subsection:

(i) \$85,000 of the general fund—state appropriation for fiscal year 2024 and \$85,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the Spokane school district.

(ii) \$85,000 of the general fund—state appropriation for fiscal year 2024 and \$85,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the Chehalis school district.

(u) \$75,000 of the general fund—state appropriation for fiscal year 2024 and \$75,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the office of the superintendent of public instruction to administer grants to school districts for a plant-based school meals pilot program. Grants may be used for food supplies, delivery costs, equipment purchases, education, and other expenditures to increase access to plant-based school meals. Grant awards to school districts may not exceed \$10,000 per district and may only be distributed to school districts that have not received funding for the pilot program previously.

(v) \$500,000 of the general fund—state appropriation for fiscal year 2024 and \$500,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the office to contract with an organization that works with educators to secure salmon eggs, offer learning opportunities as the fry develop, and assist when students release their fry into local creeks and lakes. Funding may only be used for new programs located in elementary schools that are eligible for high-poverty allocations from the learning assistance program. Of the amounts provided in this subsection, the office may use no more than \$35,000 each fiscal year for office administration costs related to the contract.

(w) \$2,000,000 of the general fund—state appropriation for fiscal year 2024 is provided solely for transitional support grants to school districts to support schools that incur costs transitioning from Native American school mascots, logos, or team names under chapter 301, Laws of 2021. In awarding grants under this subsection, the office must prioritize maximizing the number of schools that receive grant awards and address the most immediate school needs in order to comply with chapter 301, Laws of 2021, and must prioritize applications that are narrowly tailored to address specific compliance issues. School districts receiving funding to comply with the requirements of chapter 301, Laws of 2021

must use the methods that are the least costly and that leave intact existing facilities, including interiors and flooring, to the greatest extent possible. Grants awarded under this section may not be used for general maintenance or improvements of school facilities.

(x) \$35,000 of the general fund—state appropriation for fiscal year 2024 is provided solely for the office to contract with a nonprofit organization to print civics education books and physical teachers' guides in Spanish for elementary students and teachers.

(y) \$150,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for the office to contract with a nonprofit organization to continue sexual assault prevention education programming to K-12 schools in Tacoma and expand services to the Franklin-Pierce school district. The contractor must be a state-accredited community sexual assault program serving Pierce county that provides professional training, prevention education, intervention, and advocacy programs for victims of sexual assault, sexual abuse, and sex trafficking.

(z)(i) \$150,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for the office to contract with a nonprofit organization to administer a pilot program to develop and implement a water safety curriculum in public schools. The pilot program will support the provision of water safety curriculum at 50 public schools during the 2024-25 school year, with a priority on schools with a high percentage of underserved students. In developing the water safety curriculum, the nonprofit organization must:

(A) Procure a landscape analysis of water safety education in Washington state;

(B) Determine where water safety education exists presently;

(C) Assess the level of drowning prevention awareness in each school district; and

(D) Hire an educator to lead the curriculum development process and recruit teachers to participate in the pilot program.

(ii) The organization must submit a report on the results of the pilot program to the governor and the appropriate committees of the legislature by June 30, 2025. The report must include:

(A) A summary of the data collected during the curriculum development;

(B) The curriculum piloted at the school districts;

(C) The efficacy of the curriculum, based on surveys and feedback collected from the pilot program classes and teachers;

(D) Teacher, district, and community member interest in the pilot program;

(E) Results and outcomes from the pilot program, including the number of students and schools served; and

(F) Recommendations for expanding the pilot program.

(iii) The nonprofit organization must be a 501(c)(3) organization located in Seattle that is dedicated to saving lives through water safety education, legislation, and increasing equitable access to swimming lessons and tools.

(aa) \$75,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for the office to contract with a statewide nonprofit organization representing school principals to expand a student program that since 1956 has offered leadership education for all ages with proven programs, custom

curriculum, and experiential opportunities that promote school-wide social and emotional growth.

(bb) \$400,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for the office to administer grants to support the incorporation of tribal curriculum into social studies curricula. The tribal curriculum must include materials about the history, culture, and government of the nearest federally recognized Indian tribe or tribes, including federally recognized Indian tribes whose traditional lands and territories included parts of Washington, but that now reside in Oregon, Idaho, and British Columbia, for the purpose of giving students the opportunity to learn about the unique heritage and experience of their closest federally recognized tribal neighbors. Grant funding may be used for costs associated with curriculum design and implementation and costs related to collaboration with federally recognized Indian tribes, including reimbursements to tribes for collaboration-related costs. Of the amounts provided in this subsection:

(i) \$200,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for grants to school districts; and

(ii) \$200,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for grants to federally recognized Indian tribes, including federally recognized Indian tribes whose traditional lands and territories included parts of Washington, but that now reside in Oregon, Idaho, and British Columbia.

#### (4) ELIMINATING INEQUITABLE STUDENT OUTCOMES

(a) \$5,895,000 of the general fund—state appropriation for fiscal year 2024, \$1,105,000 of the elementary and secondary school emergency relief III account—federal appropriation, and \$7,000,000 of the general fund—state appropriation for fiscal year 2025 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.

(i) Of the amount provided in this subsection (4)(a), \$446,000 of the general fund—state appropriation for fiscal year 2024 and \$446,000 of the general fund—state appropriation for fiscal year 2025 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.

(ii) Of the amount provided in this subsection (4)(a), \$1,015,000 of the general fund—state appropriation for fiscal year 2024 and \$1,015,000 of the general fund—state appropriation for fiscal year 2025 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.

(iii) Of the amounts provided in this subsection (4)(a), \$684,000 of the general fund—state appropriation for fiscal year 2024 and \$684,000 of the general fund—state appropriation for fiscal year 2025 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.

(iv) \$1,000,000 of the general fund—state appropriation for fiscal year 2024 and \$1,250,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the demonstration site established with funding provided in this act.

(v) \$55,000 of the general fund—state appropriation for fiscal year 2024 and \$55,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for maintaining and implementing the data sharing agreement between the office, the department of children, youth, and families, and the contractors to support targeted service delivery, program evaluation, and statewide education outcomes measurement for students served under this section.

(vi) Of the amounts provided in this subsection (4)(a), \$1,105,000 of the elementary and secondary school emergency relief III account—federal appropriation and \$1,105,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the expansion of individualized education services such as monitoring and supporting completion of educational milestones, remediation needs, and special education needs of middle school students who are dependent pursuant to chapter 13.34 RCW.

(b) \$2,500,000 of the general fund—state appropriation for fiscal year 2024 and \$2,500,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for implementation of chapter 157, Laws of 2016 (homeless students).

(c) \$36,000 of the general fund—state appropriation for fiscal year 2024 and \$36,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for chapter 212, Laws of 2014 (homeless student educational outcomes).

(d) \$1,000,000 of the general fund—state appropriation for fiscal year 2024 and \$1,000,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for contracts with Washington state based nonprofit organizations that provide a career-integrated one-to-one mentoring program for disadvantaged students facing academic and personal challenges with the goal of keeping them on track for graduation and post-high school success. An applicant requesting funding under this subsection must successfully demonstrate to the office that it currently provides a career-integrated one-to-one volunteer mentoring program and has been mentoring school youth for at least 20 years in the state prior to application.

(e) \$250,000 of the general fund—state appropriation for fiscal year 2024 and \$250,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the office to contract with an organization to create an after-school and summer learning program in the city of Federal Way. The program shall provide comprehensive, culturally competent academic support and cultural enrichment for primarily latinx, spanish-speaking, low-income sixth, seventh, and eighth grade students. The department must contract with an organization with over forty years of experience that serves the latino community in Seattle and King county and has previously established an after-school and summer learning program.

(f) \$850,000 of the general fund—state appropriation for fiscal year 2024 and \$850,000 of the general fund—state appropriation for fiscal year 2025 are 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 or participation fees for students who are eligible to participate in the federal free and reduced-price meals program. The office must distribute grants for the 2023-24 school year to school districts by August 10, 2023, and grants for the 2024-25 school year by August 1, 2024.

(i) Grant awards must be prioritized in the following order:

(A) High schools implementing the United States department of agriculture community eligibility provision;

(B) High schools with the highest percentage of students in grades nine through twelve eligible to participate in the federal free and reduced-price meals program; and

(C) High schools located in school districts enrolling 5,000 or fewer students.

(ii) High schools that do not comply with the data collection and reporting requirements in RCW 28A.320.540 are not eligible for grant funding.

(iii) The office of the superintendent of public instruction shall award grants that are the lesser of the cost of the high school's associated student body card multiplied by the number of students eligible for the free or reduced-price meals program that purchased a student body card in either 2022-23 or 2023-24 school year, whichever is higher, or \$10,000.

(iv) The office may award additional funding if:

(A) The appropriations provided are greater than the total amount of funding requested at the end of the application cycle; and

(B) The applicant shows a demonstrated need for additional support.

(g) \$500,000 of the general fund—state appropriation for fiscal year 2024 and \$500,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the office of the superintendent of public instruction to contract with a Washington-based nonprofit organization to promote equitable access in science, technology, engineering, and math education for historically underserved students and communities. The nonprofit shall provide a system of science educational programming specifically for migrant and bilingual students, including teacher professional development, culturally responsive classroom resources that are aligned with Washington state science and environmental and sustainability learning standards, and implementation support. At least 50 percent of the funding provided in this subsection must serve schools and school districts in eastern Washington. The nonprofit organization must have experience developing and implementing science and environmental science programming and resources for migrant and bilingual students.

(h) \$750,000 of the general fund—state appropriation for fiscal year 2024 and \$750,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the office of the superintendent of public instruction to contract with a nonprofit organization serving opportunity youth in Pierce, King and Snohomish counties. The organization must assist traditionally underrepresented students on nontraditional educational pathways by providing mentorship and technical assistance in navigating higher education and financial aid. The office may require the recipient of these funds to report the impacts of the efforts in alignment with the measures of the Washington school improvement framework.

(i) \$1,399,000 of the general fund—state appropriation for fiscal year 2024 and \$1,399,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for school districts to support youth who are truant under chapter 28A.225 RCW or at risk of becoming truant, and for costs associated with filing or serving petitions under RCW 28A.225.030.

(j) \$200,000 of the general fund—state appropriation for fiscal year 2024 and \$200,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for grants to school districts and educational service districts operating institutional education programs for youth in state long-term juvenile institutions to provide access to computer science elective courses created in chapter 234, Laws of 2022 (computer science instruction).

(k) \$1,000,000 of the general fund—state appropriation for fiscal year 2024 and \$1,000,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for grants to school districts, charter schools, and state-tribal education compact schools to establish K-12 intensive tutoring programs. Grants shall be used to recruit, train, and hire tutors to provide one-on-one tutoring services to K-12 students experiencing learning loss as a result of the COVID-19 pandemic. The tutors must receive training in proven tutoring models to ensure their effectiveness in addressing learning loss.

(l) \$500,000 of the general fund—state appropriation for fiscal year 2024 and \$500,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for implementation of chapter 180, Laws of 2017 (Washington Aim program).

(m) \$750,000 of the general fund—state appropriation for fiscal year 2024 and \$750,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for a grant to the pacific science center to increase hands-on learning opportunities for Title I K-5 students statewide by increasing access to science on wheels and virtual field trips.

(n)(i) \$216,000 of the general fund—state appropriation for fiscal year 2024 and \$600,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the office to administer a peer support competitive grant program in Washington public schools. The office must award grants to eligible school districts starting in the 2023-24 school year. Programs should be designed to be primarily youth-led and aim to increase youth school engagement and support personal/cultural identities, and reduce risks associated with depression, school violence, and bullying. Successful grantees may consult with Washington teen link and the natural helper program in the development of the grant criteria, and the development of training material support. Program components should include:

- (A) Identification of trusted peers and staff who other students confide in;
- (B) Development or adaption of training materials;
- (C) Intensive training for peer and staff supporters;
- (D) Avenues to advertise peer support communication strategies; and
- (E) Participant and program evaluations.

(ii) School districts may also use funds to develop a sister school rapid trauma response strategy. Under this component, successful applicants reach out to other schools also receiving a peer support grant to develop a trauma response plan that quickly organizes students and staff to contact peers within those schools during times of school trauma and offer support.

(iii) The office shall evaluate the program to share best practices and for consideration by other school districts.

(o) \$175,000 of the general fund—state appropriation for fiscal year 2024 and ~~(\$175,000)~~ \$525,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the office to contract with a nonprofit organization to develop and provide a Latino youth-on-youth gang violence prevention program for students and to offer a parent coaching program. The program must target Latino students ages 11 through 17 who are either involved in or at risk of becoming involved in a gang or in gang activities, and parents of the students. ~~((Eligible youth must be enrolled in either the Moses Lake or Federal Way school districts.))~~ The nonprofit organization must have at least 15 years of experience serving Latino communities and promoting advocacy and must provide social kindergarten through 12th grade social emotional learning, mental health wraparound services, and parent engagement programs in Washington. Of the amounts provided in this subsection, \$350,000 of the general fund—state appropriation for fiscal year 2025 is for the nonprofit organization to offer a parent coaching program that provides educational and communication tools for parents with children involved in youth violence.

(p) \$2,500,000 of the general fund—state appropriation for fiscal year 2024 and \$2,500,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the office to administer the technology grant program established under chapter 301, Laws of 2021.

(q) \$625,000 of the general fund—state appropriation for fiscal year 2024 ~~((is))~~ and \$100,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the office to contract with an organization located in SeaTac, Washington to provide wraparound social services and expand and maintain existing education and family engagement programs that serve students and their families in the Federal Way and Highline public school districts. The work of the organization must focus on housing and social services, education, and economic development for African immigrant and refugee communities.

(r) \$150,000 of the general fund—state appropriation for fiscal year 2024 and \$150,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the office to contract with a nonprofit organization located in Everett, Washington to provide arts and culture programs to 500 low-income children and youth from diverse racial and ethnic backgrounds to close the education achievement gap in Snohomish county by improving student and youth confidence and improving mental health outcomes.

(s) \$360,000 of the general fund—state appropriation for fiscal year 2024 is provided solely for the Shelton School District to contract with an organization that provides a free early childhood music education to teach music literacy and key skills to prepare children for success in school. The organization must provide Spanish, Mam, and Q'anjob'al versions of the early learning music education program during the 2023-24 school year.

(t) \$300,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for the office of the superintendent of public instruction to contract with an organization that provides bags of food for students in Thurston county schools who are impacted by food insecurity and do not have adequate access to food in the evenings, on weekends, during holiday breaks, and during

the summer months. The organization must be an all-volunteer, donation-funded program that was created in 2006.

(u) \$100,000 of the general fund—state appropriation for fiscal year 2024 and \$100,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the Nooksack tribe to fund behavioral health specialists to work with tribal and nontribal children in the Mount Baker school district.

(v)(i) \$900,000 of the opioid abatement settlement account—state appropriation is provided solely for the office of the superintendent of public instruction to administer a pilot program for volunteering state-tribal education compact schools and before and after school programs offered by tribes to adopt opioid and fentanyl abuse prevention materials and resources during the 2024-25 school year. Of the amounts provided in this subsection, \$900,000 of the opioid abatement settlement account—state appropriation is provided solely for the volunteering state-tribal education compact schools to implement the pilot program.

(ii) By August 1, 2024, the office must:

(A) Consult with parties of interest and expertise to develop, review, and select opioid and fentanyl abuse prevention materials and resources to be used in the pilot program during the 2024-25 school year. The materials and resources must include culturally appropriate application across the pilot program; and

(B) Submit a plan to the appropriate committees of the legislature detailing the implementation of the opioid and fentanyl abuse prevention materials and resources in the volunteering state-tribal education compact schools during the 2024-25 school year.

(iii) By June 30, 2025, the office must submit a final report to the appropriate committees of the legislature that includes:

(A) The initial results, experiences, or both, in the volunteering state-tribal education compact schools; and

(B) Recommendations and considerations for employing the materials and resources, with or without changes to improve their effectiveness or implementation, statewide.

(iv) The office may contract for necessary services to meet the requirements of this subsection.

#### (5) EDUCATOR GROWTH AND DEVELOPMENT

(a) \$375,000 of the general fund—state appropriation for fiscal year 2024 and \$375,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for a nonviolence and ethical leadership training and professional development program provided by the institute for community leadership.

(b) \$250,000 of the general fund—state appropriation for fiscal year 2024 is provided solely for the office to contract with the association of Washington school principals to provide support, mentoring, mediation, and professional learning services to school principals and assistant principals in the greater Seattle area.

(c) \$750,000 of the general fund—state appropriation for fiscal year 2024 and \$750,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the office of the superintendent of public instruction to contract with a nonprofit organization that supports Washington teachers in

implementing lessons on the Holocaust for the expansion of comprehensive Holocaust and genocide education.

(6) FEDERAL GRANTS FOR COVID-19 RECOVERY

(a) \$7,791,000 of the elementary and secondary school emergency relief III account—federal appropriation from funds attributable to subsection 2001(f)(4), the American rescue plan act of 2021, P.L. 117-2 is provided solely to administer a grant program for community-based organizations to collaborate with school districts to support learning recovery and acceleration.

(b) \$102,002,000 of the general fund—federal appropriation (CRRSA/ESSER) from funds attributable to subsection 313(c), the coronavirus response and relief supplemental appropriations act, P.L. 116-260, division M is provided solely for subgrants to local education agencies. Total subgrants awarded under this subsection (6)(b), section 1517(47)(b) of this act, and section 12, chapter 3, Laws of 2021 may not exceed the federal amounts provided under subsection 313(c), the coronavirus response and relief supplemental appropriations act, P.L. 116-260, division M.

(c) \$9,253,000 of the general fund—federal appropriation (CRRSA/GEER) is provided solely to provide emergency assistance to nonpublic schools, as authorized in section 312(d), the coronavirus response and relief supplemental appropriations act, P.L. 116-260, division M. Total funds provided under this subsection (6)(c), section 1517(47)(c)(i) of this act, and section 13, chapter 3, Laws of 2021 may not exceed the federal amounts provided in section 312(d), the coronavirus response and relief supplemental appropriations act, P.L. 116-260, division M.

(d) \$671,375,000 of the elementary and secondary school emergency relief III account—federal appropriation is provided solely for allocations from funds attributable to subsection 2001(e)(2) the American rescue plan act of 2021, P.L. 117-2 for subgrants to local education agencies. Total subgrants awarded under this subsection (6)(d) and section 1517(47)(d) of this act may not exceed the federal amounts provided under subsection 2001(e)(2), the American rescue plan act of 2021, P.L. 117-2.

(e) \$123,373,000 of the elementary and secondary school emergency relief III account—federal appropriation is provided solely for allocations from funds attributable to subsection 2001(e)(1), the American rescue plan act of 2021, P.L. 117-2 for subgrants to local education agencies to address learning loss. Total subgrants awarded under this subsection (6)(e) and section 1517(47)(e) of this act may not exceed the federal amounts provided under subsection 2001(e)(1), the American rescue plan act of 2021, P.L. 117-2, and may not exceed the funding authorized in section 1517(47)(e) of this act.

(f) \$10,335,000 of the elementary and secondary school emergency relief III account—federal appropriation from funds attributable to subsection 2001(f)(3), the American rescue plan act of 2021, P.L. 117-2 is provided solely to support evidence-based comprehensive afterschool programs. Total funds provided under this subsection (6)(f) and section 1517(47)(g) of this act may not exceed the funding authorized in section 1517(47)(g) of this act.

(g) \$6,184,000 of the elementary and secondary school emergency relief III account—federal appropriation from funds attributable to subsection 2001(f)(4), the American rescue plan act of 2021, P.L. 117-2 is provided solely for grants to districts to expand the number of dual language classrooms in early grades and

professional development to accelerate literacy gains in early grades, especially for English learners. Total funds provided under this subsection (6)(g) and section 1517(47)(h) of this act may not exceed the funding authorized in section 1517(47)(h) of this act.

(h)(i) \$8,428,000 of the elementary and secondary school emergency relief III account—federal appropriation from funds attributable to subsection 2001(b), the American rescue plan act of 2021, P.L. 117-2, is provided solely for the purposes of identifying children and youth experiencing homelessness and providing children and youth experiencing homelessness with:

(A) Wrap-around services due to the challenges of the COVID-19 public health emergency; and

(B) Assistance needed to enable children and youth experiencing homelessness to attend school and participate fully in school activities.

(ii) Total funds provided under this subsection (6)(h) and section 1517(47)(n) of this act may not exceed the federal amounts provided in subsection 2001(b), the American rescue plan act of 2021, P.L. 117-2.

(i) \$65,610,000 of the elementary and secondary school emergency relief III account—federal appropriation is provided solely for the office of the superintendent of public instruction to administer grants for the purposes of learning recovery and acceleration. Allowable uses of the funds are limited to:

(i) One-time contracts for classified, certificated, or administrative staff who will provide tiered academic and social-emotional supports to students most impacted by the disruption of in-person learning, including locating and reengaging students who have disengaged from school, one-on-one and small-group instruction, and other intensive learning supports;

(ii) Professional learning for educators focused on learning recovery and acceleration, including assessing student learning and social-emotional needs, transitioning to standards-based curricula and grading, adopting competency or mastery-based options specifically for credit retrieval purposes, and family and student engagement strategies;

(iii) Procuring assessment or data systems that provide actionable just-in-time data regarding student progress throughout the school year; and

(iv) Direct supports to students to improve school engagement and accelerate learning.

(j) \$995,000 of the elementary and secondary school emergency relief III account—federal appropriation from funds attributable to subsection 2001(b), the American rescue plan act of 2021, P.L. 117-2, is provided solely for the office of the superintendent of public instruction to contract with the Washington school principals' education foundation to support pandemic related learning loss through outdoor learning and overnight camp experiences.

(k) \$173,000 of the elementary and secondary school emergency relief III account—federal appropriation from funds attributable to subsection 2001(f)(2), the American rescue plan act of 2021, P.L. 117-2 is provided solely for grants to entities or organizations to provide outdoor education summer enrichment programs to youth. Recipients must prioritize activities or programs that:

(i) Promote students connecting socially with their classmates;

(ii) Encourage students to engage in physical activity; and

(iii) Support families who have struggled with child care needs.

(l) \$143,000 of the elementary and secondary school emergency relief III account—federal appropriation from funds attributable to subsection 2001(f)(4), the American rescue plan act of 2021, P.L. 117-2 is provided solely for grants for supplies, equipment, staffing, and services to increase access to summer meals and safe school meals in the 2023-24 school year and summer prior to the start of the school year.

(m) \$2,383,000 of the elementary and secondary school emergency relief III account—federal appropriation from funds attributable to subsection 2001(f)(4), the American rescue plan act of 2021, P.L. 117-2, is provided solely for grants to school districts to expand career and technical education graduation pathway options, including career-connected learning opportunities. Total funds provided under this subsection (6)(m) and section 1517(47)(i) of this act for the same purpose may not exceed the funding authorized in section 1517(47)(i) of this act.

(n) \$1,354,000 of the coronavirus state fiscal recovery fund—federal appropriation is provided solely for reimbursements to eligible nonpublic schools that requested but were not reimbursed for emergency assistance to nonpublic schools, under section 312(d), the coronavirus response and relief supplemental appropriations act, P.L. 116-260, division M.

*\*Sec. 522 was partially vetoed. See message at end of chapter.*

**Sec. 523.** 2023 c 475 s 523 (uncodified) is amended to read as follows:

**FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION—FOR TRANSITION TO KINDERGARTEN PROGRAMS**

General Fund—State Appropriation (FY 2024) . . . . .	<del>(\$5,172,000)</del>
	<u>\$6,870,000</u>
General Fund—State Appropriation (FY 2025) . . . . .	<del>(\$67,008,000)</del>
	<u>\$69,959,000</u>
General Fund—Federal Appropriation . . . . .	\$41,848,000
TOTAL APPROPRIATION . . . . .	<del>(\$114,028,000)</del>
	<u>\$118,677,000</u>

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

~~(\$5,172,000)~~ (1) \$6,870,000 of the general fund—state appropriation for fiscal year 2024, ~~(\$67,008,000)~~ \$69,959,000 of the general fund—state appropriation for fiscal year 2025, and \$41,848,000 of the general fund—federal appropriation (CRRSA/GEER) are for implementation of Second Substitute House Bill No. 1550 (transition to kindergarten). If the bill is not enacted by June 30, 2023, the office of the superintendent of public instruction must distribute the amounts appropriated in this section for enrollment funding for transitional kindergarten programs to participating school districts, charter schools authorized pursuant to RCW 28A.710.080(2), and state-tribal education compact schools during the 2023-24 and 2024-25 school years. Enrollment funding for transitional kindergarten is not part of the state's statutory program of basic education.

(2) \$150,000 of the general fund—state appropriation for fiscal year 2024 and \$150,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for staff and administrative costs necessary to provide interdepartmental coordination and engagement with stakeholders with respect

to the program authorized in chapter 420, Laws of 2023 (transition to kindergarten).

**PART VI  
HIGHER EDUCATION**

**Sec. 601.** 2023 c 475 s 605 (uncodified) is amended to read as follows:  
**FOR THE STATE BOARD FOR COMMUNITY AND TECHNICAL COLLEGES**

General Fund—State Appropriation (FY 2024) . . . . .	..(( <del>\$918,693,000</del> ))
	<u>\$920,130,000</u>
General Fund—State Appropriation (FY 2025) . . . . .	..(( <del>\$984,293,000</del> ))
	<u>\$988,064,000</u>
<u>Climate Commitment Account—State Appropriation . . . . .</u>	<u>\$475,000</u>
Community/Technical College Capital Projects	
Account—State Appropriation . . . . .	\$21,368,000
Education Legacy Trust Account—State Appropriation . . . . .	..(( <del>\$164,067,000</del> ))
	<u>\$164,063,000</u>
<u>Invest in Washington Account—State Appropriation . . . . .</u>	<u>\$92,000</u>
Workforce Education Investment Account—State	
Appropriation . . . . .	..(( <del>\$300,417,000</del> ))
	<u>\$304,251,000</u>
<b>TOTAL APPROPRIATION . . . . .</b>	<b>..((<del>\$2,388,838,000</del>))</b>
	<b><u>\$2,398,443,000</u></b>

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 2024 and \$33,261,000 of the general fund—state appropriation for fiscal year 2025 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 2024 and at least 7,170 full-time equivalent students in fiscal year 2025.

(2) \$5,000,000 of the general fund—state appropriation for fiscal year 2024, \$5,000,000 of the general fund—state appropriation for fiscal year 2025, and \$5,450,000 of the education legacy trust account—state appropriation are 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 under RCW 43.01.036 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 2024 and \$425,000 of the general fund—state appropriation for fiscal year 2025 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 2024 and \$5,250,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the student achievement initiative.

(5) \$1,610,000 of the general fund—state appropriation for fiscal year 2024, \$1,610,000 of the general fund—state appropriation for fiscal year 2025, and \$904,000 of the workforce education investment account—state appropriation are provided solely for the mathematics, engineering, and science achievement program.

(6) \$1,500,000 of the general fund—state appropriation for fiscal year 2024 and \$1,500,000 of the general fund—state appropriation for fiscal year 2025 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 2024 and \$100,000 of the general fund—state appropriation for fiscal year 2025 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) (~~(\$23,748,000)~~) \$24,001,000 of the general fund—state appropriation for fiscal year 2024 and (~~(\$24,270,000)~~) \$24,601,000 of the general fund—state appropriation for fiscal year 2025 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 2024 and \$157,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the Wenatchee Valley college wildfire prevention program.

(12) \$150,000 of the general fund—state appropriation for fiscal year 2024 and \$150,000 of the general fund—state appropriation for fiscal year 2025 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.

(13) \$750,000 of the general fund—state appropriation for fiscal year 2024 and \$750,000 of the general fund—state appropriation for fiscal year 2025 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.

(14) \$216,000 of the general fund—state appropriation for fiscal year 2024 and \$216,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the opportunity center for employment and education at North Seattle College.

(15) \$500,000 of the general fund—state appropriation for fiscal year 2024 and \$500,000 of the general fund—state appropriation for fiscal year 2025 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.

(16) \$350,000 of the general fund—state appropriation for fiscal year 2024 and \$350,000 of the general fund—state appropriation for fiscal year 2025 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.

(17) \$338,000 of the general fund—state appropriation for fiscal year 2024 and \$338,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the Washington state labor education and research center at South Seattle College.

(18) \$150,000 of the general fund—state appropriation for fiscal year 2024 and \$150,000 of the general fund—state appropriation for fiscal year 2025 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.

(19)(a) \$80,000 of the general fund—state appropriation for fiscal year 2024 is provided solely for a pilot program to help students, including those enrolled in state registered apprenticeship programs, connect with health care coverage. The state board for community and technical colleges must provide resources for up to two community or technical colleges, one on the east side and one on the west side of the Cascade mountains, to hire or train an employee to:

(i) Provide information to students and college staff about available health insurance options;

(ii) Develop culturally relevant materials and conduct outreach for historically marginalized and underserved student populations to assist these populations in their knowledge of access to low cost or free health insurance plans;

(iii) Provide ongoing technical assistance to students about health insurance options or the health insurance application process; and

(iv) Provide technical assistance to students as a health benefit exchange certified assister, to help students understand, shop, apply, and enroll in health insurance through Washington health planfinder.

(b) Participation in the exchange assister program is contingent on fulfilling applicable contracting, security, and other program requirements.

(c) The state board, in collaboration with the student achievement council and the health benefit exchange, must submit a report by June 30, 2024, to the appropriate committees of the legislature, pursuant to RCW 43.01.036, on information about barriers students, including those enrolled in state registered apprenticeship programs, encountered accessing health insurance coverage; and to provide recommendations on how to improve student access to health coverage based on data gathered from the pilot program.

(20) \$1,500,000 of the general fund—state appropriation for fiscal year 2024, \$1,500,000 of the general fund—state appropriation for fiscal year 2025,

and \$75,847,000 of the workforce education investment account—state appropriation are provided solely for statewide implementation of guided pathways at each of the state's community and technical colleges or similar programs designed to improve student success, including, but not limited to, academic program redesign, student advising, and other student supports.

(21) \$15,220,000 of the workforce education investment account—state appropriation is provided solely for college operating costs, including compensation and central services, in recognition that these costs exceed estimated increases in undergraduate operating fee revenue as a result of RCW 28B.15.067.

(22) \$15,220,000 of the workforce education investment account—state appropriation is provided solely for employee compensation, academic program enhancements, student support services, and other institutional priorities that maintain a quality academic experience for Washington students.

(23) \$40,800,000 of the workforce education investment account—state appropriation is provided solely to continue to fund nurse educator salaries.

(24) \$40,000,000 of the workforce education investment account—state appropriation is provided to continue to fund high-demand program faculty salaries, including but not limited to nurse educators, other health-related professions, information technology, computer science, and trades.

(25) \$8,000,000 of the workforce education investment account—state appropriation is provided solely for the state board for community and technical colleges to maintain high-demand and career launch enrollments, as provided under RCW 28C.30.020. Within the amounts provided in this subsection (25):

(a) \$6,000,000 of the amounts in this subsection (25) are provided to maintain and grow career launch enrollments, as provided under RCW 28C.30.020. Up to three percent of this amount may be used for administration, technical assistance, and support for career launch programs within the community and technical colleges.

(b) \$2,000,000 of the amounts in this subsection (25) are provided to maintain enrollments in high demand programs. These programs include, but are not limited to, allied health, computer and information science, manufacturing, and other fields identified by the state board for community and technical colleges.

(c) The state board for community and technical colleges may transfer amounts between (a) and (b) of this subsection if either program does not have sufficient demand to spend the allocated funding. Any transfer must be approved by the state board for community and technical colleges and the office of financial management.

(26) \$8,000,000 of the workforce education investment account—state appropriation is provided solely for the emergency assistance grant program in RCW 28B.50.295.

(27) \$1,119,000 of the general fund—state appropriation for fiscal year 2024, \$1,119,000 of the general fund—state appropriation for fiscal year 2025, and \$4,221,000 of the workforce education investment account—state appropriation are provided solely for implementation of diversity, equity, inclusion, and antiracism provisions in chapter 28B.10 RCW.

(28) \$20,473,000 of the workforce education investment account—state appropriation is provided solely for implementation of equity and access provisions in chapter 28B.50 RCW.

(29)(a) \$3,000,000 of the general fund—state appropriation for fiscal year 2024 and \$3,000,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for grants to promote workforce development in trucking and trucking-related supply chain industries and the school bus driving industry by expanding the number of registered apprenticeships, preapprenticeships, and trucking related training programs; and providing support for registered apprenticeships or programs in trucking and trucking-related supply chain industries and the school bus driving industry.

(b) Grants awarded under this subsection may be used for:

(i) Equipment upgrades or new equipment purchases for training purposes;

(ii) New training spaces and locations to support capacity needs and expansion of training to veterans and veteran spouses, and underserved populations to include foster care and homeless transition populations and previously incarcerated persons;

(iii) Faculty curriculum development and instructor training for driving, repair, and service of technological advancements facing the industries;

(iv) Tuition assistance for commercial vehicle driver and related supply chain industry training, fees associated with driver testing, and other reasonable and necessary student support services, including child care costs; and

(v) Fees and other reasonable costs associated with commercial truck driving examiner training and certification.

(c) An entity is eligible to receive a grant if it is a nonprofit, nongovernmental, or institution of primary or higher education that provides training opportunities, including apprenticeships, preapprenticeships, preemployment training, commercial vehicle driver training and testing, or vocational training related to mechanical and support functions that support the trucking industry or the school bus driving industry; or incumbent worker training to prepare workers for the trucking and trucking-related supply chain industries or the school bus driving industry. Preference will be given to entities in compliance with government approved or accredited programs. Reporting requirements, as determined by the board, shall be required.

(d) The board may use up to five percent of funds for administration of grants.

(30) \$3,200,000 of the workforce education investment account—state appropriation is provided solely for costs associated with grants awarded in fiscal year 2023 for nursing programs to purchase or upgrade simulation laboratory equipment.

(31)(a) \$9,336,000 of the workforce education investment account—state appropriation is provided solely to expand cybersecurity academic enrollments by 500 FTE students.

(b) The state board for community and technical colleges must coordinate with the student achievement council as provided in ~~((section 612(10) of this act))~~ section 608(10) of this act to submit a progress report on the new or expanded cybersecurity academic programs, including the number of students enrolled.

(32) \$410,000 of the workforce education investment account—state appropriation is provided solely to establish a center for excellence in cybersecurity.

(33) \$2,068,000 of the general fund—state appropriation for fiscal year 2024 and \$2,068,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for legal services related to litigation by employees within the community and technical college system challenging the denial of retirement and sick leave benefits. The cases include *Wolf v. State and SBCTC*, *Rush v. State and SBCTC* (retirement), and *Rush v. State and SBCTC* (sick leave).

(34) \$4,000,000 of the general fund—state appropriation for fiscal year 2024 and \$4,000,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the opportunity grant program to provide health care workforce grants for students.

(35) \$2,720,000 of the general fund—state appropriation for fiscal year 2024 and \$2,720,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for each community and technical college to contract with a community-based organization to assist with financial aid access and support in communities.

(36) (~~(\$6,456,000)~~) \$7,456,000 of the workforce education investment account—state appropriation is provided solely for the expansion of existing programming to accommodate refugees and immigrants who have arrived in Washington state on or after July 1, 2021, (~~and are eligible for federal refugee resettlement services.~~) including those from Afghanistan and Ukraine.

(37)(a) \$2,160,000 of the general fund—state appropriation for fiscal year 2024, \$2,160,000 of the general fund—state appropriation for fiscal year 2025, and \$3,600,000 of the workforce education investment account—state appropriation are provided solely for nursing education, to increase the number of nursing slots by at least 400 new slots in the 2023-2025 fiscal biennium.

(b) The state board for community and technical colleges must coordinate with the student achievement council as provided in (~~section 612(10) of this act~~) section 608(10) of this act to submit a progress report on the new or expanded nursing academic programs, including the number of students enrolled per program.

(38) \$200,000 of the workforce education investment account—state appropriation is provided solely for the Bellingham Technical College maritime apprenticeship program.

(39) \$2,100,000 of the workforce education investment account—state appropriation is provided solely for the Skagit Valley College dental therapy education program.

(40) \$855,000 of the workforce education investment account—state appropriation is provided solely for the Seattle Central College for partnership with the Seattle maritime academy. Seattle Central College must enter into a memorandum of agreement with Washington state ferries. Funding may not be expended until Seattle Central College certifies to the office of financial management that a memorandum of agreement with Washington state ferries has been executed. The memorandum of agreement must address:

(A) The shared use of training and other facilities and implementation of joint training opportunities where practicable;

(B) Development of a joint recruitment plan aimed at increasing enrollment of women and people of color, with specific strategies to recruit existing community and technical college students, maritime skills center students, high school students from maritime programs, foster care graduates, and former juvenile rehabilitation and adult incarcerated individuals; and

(C) Development of a training program and recruitment plan and a five-year operational plan.

(ii) The joint training program and recruitment plan and the five-year operational plan must be submitted to the appropriate policy and fiscal committees of the legislature by December 1, 2023.

(41) \$200,000 of the workforce education investment account—state appropriation is provided solely for the state board for community and technical colleges to work with interested parties, such as local law enforcement agencies, the department of corrections, representatives of county or city jail facilities, the Washington state patrol, Washington community and technical colleges, and other organizations and entities as appropriate to assess the recruitment and retention challenges for their agencies and develop recommendations to meet the workforce needs. These recommendations should focus on education and training programs that meet the needs of law enforcement and corrections agencies and must include an outreach strategy designed to inform and attract students in non-traditional program pathways. The assessment and recommendations shall be provided in a report to the governor and the appropriate committees of the legislature, pursuant to RCW 43.01.036, by October 1, 2024.

(42) \$12,000,000 of the workforce education investment account—state appropriation is provided solely to support the continued diversity, equity, and inclusion efforts of institutions.

(43) \$331,000 of the general fund—state appropriation for fiscal year 2024, \$331,000 of the general fund—state appropriation for fiscal year 2025, and \$1,360,000 of the workforce education investment account—state appropriation are provided solely for implementation of state registered apprenticeship provisions in chapter 28B.124 RCW.

(44) \$200,000 of the workforce education investment account—state appropriation is provided solely for the Everett Community College parent leadership training institute to recruit and train new course instructors to build additional capacity.

(45) \$19,850,000 of the general fund—state appropriation for fiscal year 2024 and \$35,024,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for compensation support.

(46) \$243,000 of the general fund—state appropriation for fiscal year 2024, \$180,000 of the general fund—state appropriation for fiscal year 2025, and ~~(\$400,000)~~ \$500,000 of the workforce education investment account—state appropriation are provided solely for Renton Technical College. Of the amounts provided in this subsection:

(a) ~~(\$400,000)~~ \$500,000 of the workforce education investment account—state appropriation is for the college to award full tuition and fees to students who attend the college and graduated high school in the school district where the main campus is located. Eligible students must complete a free application for federal student aid or the Washington application for state financial aid. A report

on the number of students utilizing the funding must be submitted to the appropriate committees of the legislature, pursuant to RCW 43.01.036, by January 15, 2024.

(b) \$243,000 of the general fund—state appropriation for fiscal year 2024 and \$180,000 of the general fund—state appropriation for fiscal year 2025 are for continuing outreach and participation in running start and adult education programs, including the program described in (a) of this subsection.

(47)(a) \$700,000 of the workforce education investment account—state appropriation is provided solely for the state board to administer a pilot program to increase career and technical education dual credit participation and credential attainment in professional technical programs. The state board, in collaboration with the office of the superintendent of public instruction, must select up to three community and technical colleges to participate in the pilot program during the 2023-24 and 2024-25 academic years. The three colleges must be located within the same educational service district and one must be located in a county with a population between 115,000 and 150,000. Colleges and school districts participating in the career and technical education dual credit grant program may utilize funding to cover the following expenses:

(i) Subsidized out-of-pocket costs to students and families for supplies, textbooks, materials, and credit transcription fees;

(ii) Outreach to prospective students and students who have completed career and technical education dual credit courses and are eligible to receive postsecondary credit to encourage participation and credit transcription;

(iii) Costs associated with staff or teacher time dedicated to curriculum alignment or the development of articulation agreements; and

(iv) Equipment and supplies for career and technical education dual credit courses required to meet postsecondary learning objectives.

(b) By December 10, 2024, the state board, in collaboration with the office of the superintendent of public instruction, must issue a preliminary report to the appropriate committees of the legislature, pursuant to RCW 43.01.036, with findings and recommendations regarding the pilot program that may be scaled statewide. The final report is due by December 10, 2025. The state board must establish a stakeholder committee that is representative of students, faculty, staff, and agency representatives to inform this work. The report must include recommendations on the following topics:

(i) Course articulation and development of model articulation agreements;

(ii) Data collection and reporting;

(iii) Credit transcription and transfer;

(iv) Student advising and career guidance supports;

(v) Alignment of career and technical education dual credit programs with credential pathways and in-demand career fields;

(vi) Funding for industry-recognized credentials;

(vii) Identification of priority courses and programs; and

(viii) Evaluation of the statewide enrollment and data system, and recommendations for improvements to or replacement of the system to reflect articulation agreement data, student data, and transcription information to support data validity, credit portability, and program improvement.

(48) \$500,000 of the workforce education investment account—state appropriation is provided solely for Olympic College to partner with regional

high schools for college ~~((#))~~ at the high school courses on-site at one or more regional high schools.

(49) \$1,262,000 of the workforce education investment account—state appropriation is provided solely for the centers of excellence.

(50) ~~(\$5,236,000)~~ \$5,789,000 of the workforce education investment account—state appropriation is provided solely for implementation of Second Substitute House Bill No. 1559 (postsecondary student needs). ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.))~~

(51) \$3,718,000 of the workforce education investment account—state appropriation is provided solely for implementation of Engrossed Substitute Senate Bill No. 5702 (student homelessness pilot). ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.))~~

(52) ~~(\$7,470,000)~~ \$5,429,000 of the workforce education investment account—state appropriation is provided solely for implementation of Second Substitute Senate Bill No. 5048 (college in high school fees). ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.))~~

(53) \$882,000 of the workforce education investment account—state appropriation is provided solely for implementation of Engrossed Second Substitute Senate Bill No. 5582 (nurse supply). ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.))~~

(54) Within the amounts appropriated in this section, the state board for community and technical colleges shall develop a plan that includes the cost to provide compensation to part-time and adjunct faculty that equals or exceeds 85 percent of the compensation provided to comparably qualified full-time and tenured faculty by the 2026-27 academic year. The plan must be submitted to the governor and the higher education committees of the legislature, in accordance with RCW 43.01.036, by July 1, 2024.

(55) \$598,000 of the general fund—state appropriation for fiscal year 2024 is provided solely for moving costs.

(56) \$475,000 of the climate commitment account—state appropriation is provided solely for the continuation of curriculum development and program redesign to integrate climate justice and solutions-focused assignments and professional technical green workforce modules into community college curriculum across the state. Funds provided in this subsection may not be expended or obligated prior to January 1, 2025. If Initiative Measure No. 2117 is approved in the general election, this subsection is null and void upon the effective date of the measure.

(57) \$801,000 of the workforce education investment account—state appropriation is provided solely for community college staff to recruit, advise, and support early achievers scholars completing their early childhood qualifications. The state board shall prioritize colleges with longer wait lists for early achievers scholars. The state board for community and technical colleges shall collaborate with the department of children, youth, and families to submit a report, pursuant to RCW 43.01.036, by September 30, 2024, to the governor and appropriate committees of the legislature on early achievers grant participation data, including data on enrollment and waitlists for the grant program.

(58) \$85,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for Edmonds College to provide support to students who are

military veterans, focusing on counseling services, financial assistance and reentry services.

(59) \$204,000 of the workforce education investment account—state appropriation is provided solely for Olympic College to hire program directors for new health care pathways.

(60) \$275,000 of the workforce education investment account—state appropriation is provided solely for a study of low-income student housing opportunities on community and technical college campuses to help address the housing shortage. The study shall include an analysis of the rental housing market serving each college campus; each college's need for low-income student housing; the estimated capital and ongoing costs to operate and maintain low-income student housing; and the impact on the local market rental housing supply should new low-income housing be constructed on a community or technical college campus for students. The study shall be submitted to the appropriate committees of the legislature, pursuant to RCW 43.01.036, by June 30, 2025.

(61) \$200,000 of the workforce education investment account—state appropriation is provided solely for increasing access and capacity to manufacturing apprenticeship related supplemental instruction.

(62) \$150,000 of the workforce education investment account—state appropriation is provided solely for expansion of the imaging science program at Tacoma Community College.

(63) \$1,140,000 of the workforce education investment account—state appropriation is provided solely for the increase in bachelor of science computer science programs.

(64) \$257,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for the creation of a hospitality center of excellence hosted at Columbia basin college.

(65) \$25,000 of the general fund—state appropriation for fiscal year 2025 is provided solely to the state board for community and technical colleges to collaborate with a nonprofit, professional association of state, county, city, and town officials engaged in development, enforcement, and administration of building construction codes and ordinances to design and implement training programs to accelerate the hiring of city and county permit technicians.

(66) \$425,000 of the workforce education investment account—state appropriation is provided solely to expand the student aid outreach and completion initiative pilot program in RCW 28B.50.940 to participating community and technical colleges located within capital region educational service district 113.

(67) \$1,053,000 of the workforce education investment account—state appropriation is provided solely to support college in the high school program expansion resulting from passage of chapter 314, Laws of 2023 (2SSB 5048).

(68) \$12,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for implementation of Engrossed Senate Bill No. 6296 (retail industry work group). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

(69) \$412,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for the implementation of Second Substitute House Bill No.

2112 (higher ed. opioid prevention). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

(70) \$11,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for Second Substitute House Bill No. 2084 (construction training/DOC). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

(71) \$819,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for implementation of Substitute Senate Bill No. 5953 (incarcerated student grants). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

**\*Sec. 602. 2023 c 475 s 606 (uncodified) is amended to read as follows:  
FOR THE UNIVERSITY OF WASHINGTON**

General Fund—State Appropriation (FY 2024) . . . . .	<del>(\$521,181,000)</del>
	<u>\$523,357,000</u>
General Fund—State Appropriation (FY 2025) . . . . .	<del>(\$453,529,000)</del>
	<u>\$541,066,000</u>
Aquatic Lands Enhancement Account—State	
Appropriation . . . . .	\$1,646,000
Climate Commitment Account—State Appropriation . . . . .	<del>(\$3,150,000)</del>
	<u>\$3,413,000</u>
Coronavirus State Fiscal Recovery Fund—Federal	
Appropriation . . . . .	\$20,000,000
<u>Model Toxics Control Operating Account—State</u>	
<u>Appropriation . . . . .</u>	<u>\$500,000</u>
Natural Climate Solutions Account—State	
Appropriation . . . . .	<del>(\$837,000)</del>
	<u>\$836,000</u>
<u>Opioid Abatement Settlement Account—State</u>	
<u>Appropriation . . . . .</u>	<u>\$250,000</u>
Statewide 988 Behavioral Health Crisis Response Line	
Account—State Appropriation . . . . .	\$280,000
University of Washington Building Account—State	
Appropriation . . . . .	\$1,546,000
Education Legacy Trust Account—State Appropriation . . . . .	\$39,643,000
Economic Development Strategic Reserve Account—State	
Appropriation . . . . .	\$3,127,000
Biotoxin Account—State Appropriation . . . . .	\$632,000
Dedicated Cannabis Account—State Appropriation	
(FY 2024) . . . . .	\$351,000
Dedicated Cannabis Account—State Appropriation	
(FY 2025) . . . . .	<del>(\$365,000)</del>
	<u>\$366,000</u>
Accident Account—State Appropriation . . . . .	<del>(\$8,586,000)</del>
	<u>\$8,585,000</u>
Medical Aid Account—State Appropriation . . . . .	<del>(\$8,025,000)</del>
	<u>\$8,024,000</u>
Workforce Education Investment Account—State	
Appropriation . . . . .	<del>(\$89,216,000)</del>
	<u>\$91,196,000</u>

Geoduck Aquaculture Research Account—State

Appropriation . . . . .	\$414,000
TOTAL APPROPRIATION . . . . .	(( <del>\$1,152,528,000</del> ))
	<u>\$1,245,232,000</u>

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

(1) (~~(\$49,289,000)~~) \$49,816,000 of the general fund—state appropriation for fiscal year 2024 and (~~(\$50,374,000)~~) \$51,061,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the implementation of the college affordability program as set forth in RCW 28B.15.066.

(2) \$200,000 of the general fund—state appropriation for fiscal year 2024, \$200,000 of the general fund—state appropriation for fiscal year 2025, and \$100,000 of the workforce education investment account—state appropriation are provided solely for (~~labor archives of Washington. The university shall work in collaboration with the state board for community and technical colleges~~) one head archivist for the labor archives of Washington and reserved solely for labor archives activities, staffing, supplies, and equipment. The head will determine budget priorities and oversee expenditures on the budget. Budget funds will be reserved solely for the labor archives and shall not be used to supplant or supplement other activities of the University of Washington libraries unrelated to the collections and activities of the labor archives. The university and the head shall work in collaboration with the friends of the labor archives community advisory board.

(3) \$10,000,000 of the education legacy trust account—state appropriation is provided solely for the family medicine residency network at the university to maintain and expand the number of residency slots available in Washington.

(4) 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.

(5) \$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.

(6) \$3,062,000 of the economic development strategic reserve account—state appropriation is provided solely to support the joint center for aerospace innovation technology.

(7) The University of Washington shall not use funds appropriated in this section to support intercollegiate athletics programs.

(8) \$7,345,000 of the general fund—state appropriation for fiscal year 2024 and \$7,345,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the continued operations and expansion of the Washington, Wyoming, Alaska, Montana, Idaho medical school program.

(9) \$2,625,000 of the general fund—state appropriation for fiscal year 2024 and \$2,625,000 of the general fund—state appropriation for fiscal year 2025 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.

(10) \$500,000 of the general fund—state appropriation for fiscal year 2024 and \$500,000 of the general fund—state appropriation for fiscal year 2025 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.

(11) \$1,200,000 of the general fund—state appropriation for fiscal year 2024, \$1,200,000 of the general fund—state appropriation for fiscal year 2025, and \$1,200,000 of the workforce education investment account—state appropriation are provided solely for the adult psychiatry residency program at the University of Washington to offer additional residency positions that are approved by the accreditation council for graduate medical education.

(12) \$1,000,000 of the general fund—state appropriation for fiscal year 2024 and \$1,000,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the University of Washington's psychiatry integrated care training program.

(13) \$427,000 of the general fund—state appropriation for fiscal year 2024, \$427,000 of the general fund—state appropriation for fiscal year 2025, and \$426,000 of the workforce education investment account—state appropriation are provided solely for child and adolescent psychiatry residency positions that are approved by the accreditation council for graduate medical education, as provided in RCW 28B.20.445.

(14) \$1,000,000 of the general fund—state appropriation for fiscal year 2024 and \$1,000,000 of the general fund—state appropriation for fiscal year 2025 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.

(15) \$200,000 of the general fund—state appropriation for fiscal year 2024 and \$200,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the pre-law pipeline and social justice program at the University of Washington-Tacoma.

(16) \$226,000 of the general fund—state appropriation for fiscal year 2024 and \$226,000 of the general fund—state appropriation for fiscal year 2025 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 15 to 20 providers from smaller clinics and practices per year.

(17) \$102,000 of the general fund—state appropriation for fiscal year 2024, \$102,000 of the general fund—state appropriation for fiscal year 2025, and

\$350,000 of the workforce education investment account—state appropriation are provided solely for the university's center for international trade in forest products.

(18) \$500,000 of the general fund—state appropriation for fiscal year 2024, \$500,000 of the general fund—state appropriation for fiscal year 2025, and \$500,000 of the workforce education investment account—state appropriation are provided solely for the Latino center for health.

(19) \$500,000 of the general fund—state appropriation for fiscal year 2024 and \$500,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for a firearm policy research program. The program will:

- (a) Support investigations of firearm death and injury risk factors;
- (b) Evaluate the effectiveness of state firearm laws and policies;
- (c) Assess the consequences of firearm violence; and
- (d) Develop strategies to reduce the toll of firearm violence to citizens of the state.

(20) \$400,000 of the general fund—state appropriation for fiscal year 2024 and \$400,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the climate impacts group in the college of the environment.

(21) \$300,000 of the general fund—state appropriation for fiscal year 2024 and \$300,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the college of education to collaborate with teacher preparation programs and the office of the superintendent of public instruction to develop open access climate science educational curriculum for use in teacher preparation programs.

(22) \$300,000 of the general fund—state appropriation for fiscal year 2024, \$300,000 of the general fund—state appropriation for fiscal year 2025, and \$300,000 of the workforce education investment account—state appropriation 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.

(23) \$8,000,000 of the workforce education investment account—state appropriation is provided solely for employee compensation, academic program enhancements, student support services, and other institutional priorities that maintain a quality academic experience for Washington students.

(24) \$8,000,000 of the workforce education investment account—state appropriation is provided solely to maintain degree production in the college of engineering at the Seattle campus.

(25)(a) \$2,724,000 of the workforce education investment account—state appropriation is provided solely to maintain the Washington state academic redshirt program on the Seattle campus and establish a program on the Bothell campus.

(b) The university must provide a report on the redshirt program at the Seattle and Bothell campuses, including, but not limited to, the following:

- (i) The number of students who have enrolled in the program and the number of students by cohort;
- (ii) The number of students who have completed the program and the number of students by cohort;
- (iii) The placements of students by academic major;
- (iv) The number of students placed in first-choice majors;

- (v) The number of underrepresented minority students in the program;
- (vi) The number of first-generation college students in the program;
- (vii) The number of Washington college grant eligible or Pell grant eligible students in the program;
- (viii) The number of Washington state opportunity scholarship recipients in the program;
- (ix) The number of students who completed the program and graduated with a science, technology, engineering, or math related degree and the number of graduates by cohort; and
- (x) Other program outcomes.

(c) A preliminary report is due to the appropriate committees of the legislature, pursuant to RCW 43.01.036, by December 1, 2023, and a final report is due December 1, 2024.

(26) \$2,700,000 of the workforce education investment account—state appropriation is provided solely to maintain degree capacity and undergraduate enrollments in engineering, mathematics, and science programs to support the biomedical innovation partnership zone at the Bothell campus.

(27) \$3,268,000 of the workforce education investment account—state appropriation is provided solely to maintain bachelor of science programs in mechanical and civil engineering to support increased student and local employer demand for graduates in these fields at the Tacoma campus.

(28) \$150,000 of the general fund—state appropriation for fiscal year 2024, \$150,000 of the general fund—state appropriation for fiscal year 2025, and \$700,000 of the workforce education investment account—state appropriation are provided solely for Washington mathematics, engineering, science achievement programs to provide enrichment opportunities in mathematics, engineering, science, and technology to students who are traditionally underrepresented in these programs. Of the amounts provided in this subsection, \$500,000 of the workforce education investment account—state appropriation is for Washington State University to plan and implement expansion of MESA activities at the Everett campus to facilitate increased attendance and degree completion by students who are underrepresented in science, technology, engineering, and mathematics degrees.

(29) \$75,000 of the general fund—state appropriation for fiscal year 2024 and \$75,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for a community care coordinator for transitional-age youth for the doorway project in partnership with the Seattle campus.

(30) \$14,000,000 of the workforce education investment account—state appropriation is provided solely for the expansion of the Paul G. Allen school of computer science and engineering in order to award an additional 200 degrees per year focusing on traditionally underrepresented students. A report on the program graduation rates, waitlist for entry into the program, time to degree completion, and degrees awarded must be submitted to the appropriate committees of the legislature, pursuant to RCW 43.01.036, by June 30, 2024, and June 30, 2025.

(31) \$200,000 of the general fund—state appropriation for fiscal year 2024 and \$200,000 of the general fund—state appropriation for fiscal year 2025 are provided solely to expand a series of online courses related to behavioral health and student well-being that are currently offered at the Bothell campus for

school district staff. The standards for the courses must be consistent with knowledge, skill, and performance standards related to mental health and well-being of public school students. The online courses must provide:

- (a) Foundational knowledge in behavioral health, mental health, and mental illness;
- (b) Information on how to assess, intervene upon, and refer behavioral health and intersection of behavioral health and substance use issues; and
- (c) Approaches to promote health and positively influence student health behaviors.

(32) To ensure transparency and accountability, in the 2023-2025 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.

(33) \$600,000 of the general fund—state appropriation for fiscal year 2024 and \$600,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the Burke museum of natural history and culture to make education programs offered by the museum accessible to more students across Washington, especially students in underserved schools and locations. The funding shall be used for:

- (a) Increasing the number of students who participate in Burke education programs at reduced or no cost, including virtual programs;
- (b) Providing bus reimbursement for students visiting the museum on field trips and to support travel to bring museum programs across the state;
- (c) Staff who will form partnerships with school districts to serve statewide communities more efficiently and equitably, including through the Burkemobile program; and
- (d) Support of tribal consultation work, including expanding Native programming, and digitization of Native collections.

(34) \$410,000 of the general fund—state appropriation for fiscal year 2024 and \$410,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the university's center for human rights. The appropriation must be used to supplement, not supplant, other funding sources for the center for human rights.

(35) \$143,000 of the general fund—state appropriation for fiscal year 2024 and \$143,000 of the general fund—state appropriation for fiscal year 2025 are provided solely to the University of Washington for the establishment and operation of the state forensic anthropologist. The university shall work in conjunction with and provide the full funding directly to the King county

medical examiner's office to support the statewide work of the state forensic anthropologist.

(36) \$64,000 of the general fund—state appropriation for fiscal year 2024 and \$64,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for one full-time mental health counselor licensed under chapter 18.225 RCW who has experience and training specifically related to working with active members of the military or military veterans.

(37) \$443,000 of the general fund—state appropriation for fiscal year 2024 and ~~(\$443,000)~~ \$750,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the operation of the center for environmental forensic science.

(38) \$1,250,000 of the general fund—state appropriation for fiscal year 2024 and \$1,250,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the community-engagement test to facilitate clean energy transitions by partnering with communities, utilities, and project developers.

(39) \$2,000,000 of the general fund—state appropriation for fiscal year 2024 and \$2,000,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for staffing and operational expenditures related to the battery fabrication testbed.

(40) \$505,000 of the general fund—state appropriation for fiscal year 2024 and \$505,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for pharmacy behavioral health. The University of Washington school of pharmacy/medicine pharmacy services will hire two residency training positions and one behavioral health faculty to create a residency program focused on behavioral health.

(41) \$1,242,000 of the general fund—state appropriation for fiscal year 2024, \$1,242,000 of the general fund—state appropriation for fiscal year 2025, and \$742,000 of the workforce education investment account—state appropriation are provided solely for an increase in the number of nursing slots and graduates in the already established accelerated bachelor of science in nursing program. Of the amounts provided in this subsection, \$273,000 of the general fund—state appropriation for fiscal year 2024 and \$273,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the Tacoma school of nursing and healthcare leadership.

(42) \$100,000 of the general fund—state appropriation for fiscal year 2024 and ~~(\$100,000)~~ \$150,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the memory and brain wellness center to support the statewide expansion of the dementia friends program.

(43) \$77,000 of the general fund—state appropriation for fiscal year 2024 and ~~(\$77,000)~~ \$250,000 of the general fund—state appropriation for fiscal year 2025 are provided solely to maintain a data repository to assist the state and all political subdivisions with evaluating whether and to what extent existing laws and practices with respect to voting and elections are consistent with public policy, implementing best practices in voting and elections, and to investigate potential infringements upon the right to vote.

(a) The operation of the database shall be the responsibility of the director of the database, who shall be employed by the University of Washington with training and experience in demography, statistical analysis, and electoral

systems. The director shall appoint necessary staff to implement and maintain the database.

(b) The database shall maintain in electronic format at least the following data and records, where available, for at least the previous 12-year period:

(i) Estimates of the total population, voting age population, and citizen voting age population by race, ethnicity, and language-minority groups, broken down to the election district and precinct level on a year-by-year basis for every political subdivision in the state, based on data from the United States census bureau, American community survey, or data of comparable quality collected by a public office;

(ii) Election results at the precinct level for every statewide election and every election in every political subdivision;

(iii) Regularly updated voter registration lists, voter history files, voting center locations, ballot drop box locations, and student engagement hub locations for every election in every political subdivision;

(iv) Contemporaneous maps, descriptions of boundaries, and shapefiles for election districts and precincts;

(v) The following records for every election in every political subdivision:

(A) Records of all voters issued a ballot and all voters who returned a ballot;  
and

(B) Records of all ballots with missing and mismatched signatures, including the date on which the voter was contacted or the notice was mailed, as well as the date on which the voter submitted updated information;

(vi) Apportionment plans for every election in every political subdivision;  
and

(vii) Any other data that the director deems advisable.

(c) Upon the certification of election results and the completion of the voter history file after each general election, the secretary of state shall transmit copies of the following to the director of the database:

(i) Election results at the precinct level, including information about rejected and cured ballots;

(ii) Voter history files;

(iii) Shapefiles for election districts; and

(iv) Lists of voting centers, ballot drop boxes, and student engagement hubs.

(d) The director and staff shall update election data in the database as soon as it is available from the office of the secretary of state, following certification of each election as required by RCW 29A.60.190 or 29A.60.250.

(e) Except for any data, information, or estimates that identify individual voters, the data, information, and estimates maintained by the database shall be posted online and made available to the public at no cost.

(f) The database shall prepare any estimates made pursuant to this section by applying scientifically rigorous and validated methodologies.

(g) On or before January 1, 2025, the database shall publish on its website and transmit to the state for dissemination to county auditors and the secretary of state a list of political subdivisions required, pursuant to section 203 of the federal voting rights act, 52 U.S.C. Sec. 10503, to provide assistance to members of language-minority groups and each language in which those political subdivisions are required to provide assistance. Each county auditor shall

transmit the list described in this subsection to all political subdivisions within their jurisdiction.

(h) The database will complete regular analysis of ballot rejections and cures, identifying population subgroups with higher than average ballot rejection rates. An annual report of ballot rejections will be posted online and made available to the public at no cost. Database staff may work with the secretary of state and county auditors to examine new practices and solutions for reducing ballot rejections and increasing ballot cure rates.

(i) Staff at the database may provide nonpartisan technical assistance to political subdivisions, scholars, and the general public seeking to use the resources of the database.

(44) \$122,000 of the general fund—state appropriation for fiscal year 2024 and \$122,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for sexual assault nurse examiner training.

~~(45) ((\$143,000 of the general fund—state appropriation for fiscal year 2024 and \$143,000 of the general fund—state appropriation for fiscal year 2025 are provided solely to the University of Washington for the operation of the state forensic anthropologist. The university shall work in conjunction with and provide the full funding directly to the King county medical examiner's office to support the statewide work of the state forensic anthropologist.))~~ \$2,505,000 of the workforce education investment account—state appropriation is provided solely for the expansion of the University of Washington school of dentistry regional initiatives in dental education (RIDE) program.

(46) Within existing resources, the institution must resume a mentoring, organization, and social support for autism inclusion on campus program. The program must focus on academic coaching, peer-mentoring, support for social interactions, and career preparation.

(47) \$6,532,000 of the general fund—state appropriation for fiscal year 2024 and \$11,108,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for compensation support.

(48) \$712,000 of the general fund—state appropriation for fiscal year 2024 and \$4,183,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the behavioral health teaching faculty physician and facility support.

(49) \$1,869,000 of the general fund—state appropriation for fiscal year 2024 and \$3,738,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for operations and maintenance support of the behavioral health teaching faculty.

(50) \$1,000,000 of the workforce education investment account—state appropriation is provided solely for the center for indigenous health to increase the number of American Indian and Alaska Native physicians practicing in the state of Washington.

(51) \$484,000 of the workforce education investment account—state appropriation is provided solely to the university for Friday harbor labs in the amount of \$125,000 each fiscal year and the school of aquatic and fishery sciences in the amount of \$117,000 each fiscal year to perform coordinating, monitoring, and research related to Puget Sound kelp conservation and recovery.

(52) \$200,000 of the workforce education investment account—state appropriation is provided solely to develop a framework for research to help

determine inequities in poverty, access to service, language, barriers, and access to justice for individuals of Middle Eastern descent.

(53) \$3,000,000 of the climate commitment account—state appropriation is provided solely for the development of an energy transformation strategy to modernize the energy infrastructure and better align the institution's sustainability values at the Seattle campus.

(54) \$2,854,000 of the workforce education investment account—state appropriation is provided solely for increasing enrollments in computing and engineering programs at the Tacoma campus.

(55)(a) \$800,000 of the workforce education investment account—state appropriation is provided solely for the colab for community and behavioral health policy to collaborate with ~~((the Latino center for health and))~~ allies in healthier systems for health and abundance in youth to pilot test a culturally responsive training curricula for an expanded children's mental health workforce in community behavioral health sites. Community and lived experience stakeholders, representing communities of color, must make up over half of the project team. The pilot implementation shall include expansion of:

(i) The clinical training of both a lived experience workforce and licensed workforce to provide culturally responsive and evidence-informed mental health services focused on families, children, and youth;

(ii) An implementation plan that allows for local flexibility and local community input; and

(iii) An evaluation plan that will yield information about the potential success in implementation statewide and the improved experiences of those seeking mental health services.

(b) The project team must report its findings and recommendations to the appropriate committees of the legislature in compliance with RCW 43.01.036 by June 30, 2025.

(56) \$520,000 of the natural climate solutions account—state appropriation is provided solely for the biological response to ocean acidification to advance high-priority biological experiments to better understand the relationship between marine organisms and ocean acidification.

(57) \$300,000 of the natural climate solutions account—state appropriation is provided solely for monitoring assistance at the Washington ocean acidification center.

(58) \$104,000 of the general fund—state appropriation for fiscal year 2024 and \$104,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the continued implementation of chapter 191, Laws of 2022 (veterans & military suicide).

(59) \$426,000 of the workforce education investment account—state appropriation is provided solely for the continued implementation of RCW 49.60.525 (racial restrictions/review).

(60) \$205,000 of the general fund—state appropriation for fiscal year 2024 is provided solely to organize and facilitate the difficult to discharge task force described in ~~((section 135(12) of this act))~~ section 133(11) of this act and its operations, including any associated ad hoc subgroups through October 31, 2023.

(61) \$500,000 of the workforce education investment account—state appropriation is provided solely for the addictions, drug and alcohol institute to

continue cannabis and public health impact research. Funding may be used to develop resources regarding the connection between first episode psychosis and cannabis use.

(62) \$2,224,000 of the workforce education investment account—state appropriation is provided solely for program support and student scholarships for the expansion of the master of arts in applied child and adolescent psychology program. Of the amounts provided in this subsection:

(a) \$1,116,000 of the workforce education investment account—state appropriation is provided solely for program support at the Seattle site.

(b) \$1,108,000 of the workforce education investment account—state appropriation is provided solely for student scholarships at the Seattle site.

(63) \$800,000 of the workforce education investment account—state appropriation is provided solely for the development and implementation of a program to support pathways from prison to the university's Tacoma campus. The university shall collaborate with formerly incarcerated women, Tacoma Community College, the freedom education project Puget Sound, the women's village, the state board for community and technical colleges, and the department of corrections, in development and implementation of the pathways program.

(64) ~~(\$250,000)~~ \$580,000 of the workforce education investment account—state appropriation is provided solely for the ~~((startup program))~~ Allen school scholars program.

(65) \$1,397,000 of the workforce education investment account—state appropriation is provided solely for increased student support services at the Tacoma campus.

(66) \$158,000 of the general fund—state appropriation for fiscal year 2024, \$158,000 of the general fund—state appropriation for fiscal year 2025, and \$798,000 of the workforce education investment account—state appropriation are provided solely for continued implementation of diversity, equity, inclusion, and antiracism professional development for faculty and staff, student training, and campus climate assessments in chapter 28B.10 RCW.

(67) \$50,000 of the general fund—state appropriation for fiscal year 2024 and \$50,000 of the general fund—state appropriation for fiscal year ~~((2024))~~ 2025 are provided solely for the college of education to partner with the Chehalis and Spokane school districts to continue the math improvement pilot program.

(68) \$300,000 of the workforce education investment account—state appropriation is provided solely for support and promotion of a long-term care nursing residency program and externship.

(69) \$400,000 of the workforce education investment account—state appropriation is provided solely for nanocellulose based research to produce a replacement for cellophane and clear plastic products with one made with plant materials that is biodegradable.

(70) \$150,000 of the general fund—state appropriation for fiscal year 2024 and \$450,000 of the general fund—state appropriation for fiscal year 2025 are provided solely to the University of Washington for the operation of a pilot plant to produce nanocellulose based materials for evaluation by potential users, such as packaging manufacturers and companies that produce polylactic acid composites.

(71) \$1,238,000 of the workforce education investment account—state appropriation is provided solely to establish washpop, a statewide integrated data repository for population and policy research on topics, including criminal justice and safety, economic prosperity and equity, and health and social well-being.

(72) \$50,000 of the general fund—state appropriation for fiscal year 2024 and \$50,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for continuation of the collaborative for the advancement of telemedicine, hosted by the institution's telehealth services.

(73) \$100,000 of the general fund—state appropriation for fiscal year 2024 is provided solely for the center for health workforce studies to continue a program to track dental workforce trends, needs, and enhancements to better serve the increasing population and demand for access to adequate oral health care. The center shall continue the program in consultation with dental stakeholders including, but not limited to, provider associations and oral health philanthropic leaders. The workforce reporting program is to be considered a public-private partnership. The institutions may accept matching funds from interested stakeholders to help facilitate and administer the workforce reporting program. Information generated by the dental workforce reporting program shall be made available on the center's website in a deidentified, aggregate format.

(74) \$200,000 of the workforce education investment account—state appropriation is provided solely for planning student studios to assist cities and counties with planning projects. Assistance shall focus on students and supporting faculty to facilitate on-site learning with cities and counties.

(75) The institution must report to and coordinate with the department of ecology to track expenditures from climate commitment act accounts, as defined and described in RCW 70A.65.300 and section 302(13) of this act.

(76) (~~(\$440,000)~~) \$513,000 of the workforce education investment account—state appropriation is provided solely for implementation of Second Substitute House Bill No. 1559 (postsecondary student needs). (~~(If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.)~~)

(77) \$686,000 of the general fund—state appropriation for fiscal year 2024 and \$669,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for implementation of Second Substitute House Bill No. 1745 (diversity clinical trials). (~~(If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.)~~)

(78) \$150,000 of the climate commitment account—state appropriation is provided solely for implementation of Engrossed Second Substitute House Bill No. 1181 (climate change/planning). (~~(If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.)~~)

(79) \$208,000 of the statewide 988 behavioral health crisis response account—state appropriation is provided solely for implementation of Engrossed Second Substitute House Bill No. 1134 (988 system). (~~(If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.)~~)

(80) (~~(\$3,288,000)~~) \$2,053,000 of the workforce education investment account—state appropriation is provided solely for implementation of Second Substitute Senate Bill No. 5048 (college in high school fees). (~~(If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.)~~)

(81) \$157,000 of the workforce education investment account—state appropriation is provided solely for implementation of Substitute Senate Bill No. 5189 (behavioral health support). ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.))~~

(82) \$7,500,000 of the general fund—state appropriation for fiscal year 2024 is provided solely for support of staff, training, and other costs necessary to facilitate the opening of the behavioral health teaching facility.

(83) \$450,000 of the workforce education investment account—state appropriation is provided solely to continue financial student assistance in public service oriented graduate and professional degree programs, referred to as "fee-based" programs, whose tuition for public service degrees is over \$18,000 per year. Programs shall create mechanisms to prioritize assistance to traditionally underrepresented students, specifically those who have expressed a commitment to service in the physician assistant, community oriented public health, or social work programs. The institution may offer financial assistance for students that volunteer or work with public health agencies, including as contact tracers.

(84) \$1,100,000 of the general fund—state appropriation for fiscal year 2024 and \$1,100,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for a pilot program for short-term stabilization and transition support for individuals incompetent to stand trial due to intellectual or developmental disability as provided in Engrossed Second Substitute Senate Bill No. 5440 (competency evaluations). ~~((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.))~~

(85) \$1,464,000 of the workforce education investment account—state appropriation is provided solely for implementation of Second Substitute Senate Bill No. 5263 (psilocybin). ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.))~~

(86) ~~(\$2,000,000)~~ \$400,000 of the general fund—state appropriation for fiscal year 2025 and \$500,000 of the workforce education investment account—state appropriation ~~((is))~~ are provided solely for implementation of Engrossed Second Substitute House Bill No. 1715 (domestic violence). ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.))~~

(87) \$80,000,000 of the general fund—state appropriation for fiscal year 2024, \$60,000,000 of the general fund—state appropriation for fiscal year 2025, and \$20,000,000 of the coronavirus state fiscal recovery fund—federal appropriation are provided solely to support the operations and teaching mission of the University of Washington medical center and harborview medical center.

(88) \$239,000 of the workforce education investment account—state appropriation is provided solely for implementation of chapter 232, Laws of 2023 (Engrossed Substitute Senate Bill No. 5447) (alternative jet fuel).

(89) \$263,000 of the climate commitment account—state appropriation is provided solely for two grant writers to support the ongoing need for tribal and overburdened communities to access state and federal funding opportunities that advance environmental justice through the thriving communities technical assistance program. If Initiative Measure No. 2117 is approved in the 2024 general election, upon the effective date of the measure, funds from the consolidated climate account may not be used for the purposes in this subsection.

(90) \$20,000,000 of the general fund—state appropriation for fiscal year 2025 is provided solely to support behavioral health care and training at the University of Washington medical center. A report detailing how these funds and any federal funds are expended for the medical center shall be submitted to the governor and the appropriate committees of the legislature, pursuant to RCW 43.01.036, by June 30, 2025.

(91) \$300,000 of the workforce education investment account—state appropriation is provided solely for an entrepreneur in residence pilot program for graduate and postgraduate international students.

(92) \$180,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for soccer field renovation and associated lighting upgrades at the institution.

(93) \$250,000 of the workforce education investment account—state appropriation is provided solely for the Barnard center for infant and early childhood mental health, within the University of Washington, to identify existing infant and early childhood mental health workforce initiatives and activities. In consultation with the health care authority, the center must identify and provide stakeholder connections, including tribes, to assist with workforce strategic planning. A report of findings and recommendations for expansion, diversification, training, and retention within the infant early childhood mental health workforce must be submitted to the appropriate committees of the legislature and to the children and youth behavioral health work group as established in RCW 74.09.4951, pursuant to RCW 43.01.036 by June 30, 2025.

(94) \$500,000 of the model toxics control operating account—state appropriation is provided solely for the school of public health to study and develop mobile screening methods to screen consumer products for fluorine, an indicator of per- and polyfluoralkyl chemicals. The developed method shall be compared to established approaches to measure fluorine and per- and polyfluoralkyl chemicals. A report on development of a functional screening method and recommendations to limit harmful exposures must be submitted to the appropriate committees of the legislature, pursuant to RCW 43.01.036, by June 30, 2025.

(95) \$250,000 of the workforce education investment account—state appropriation is provided solely for the center for social sector analytics and technology to provide a report on conditional scholarships for students who commit to working in the public behavioral health system. The institution must submit a preliminary report to the appropriate committees of the legislature, pursuant to RCW 43.01.036, by June 30, 2025. The preliminary report must include overall effectiveness of the conditional grant programs, how to improve clinical training, how to support underserved communities, and the progress in diversifying the public behavioral workforce.

(96)(a) \$120,000 of the general fund—state appropriation for fiscal year 2024 and \$250,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the school mental health assessment research and training (SMART) center to research and report on collection and use of data, including universal screening and other social-emotional, behavioral, and mental health (SEBMH) data, in public schools within the multitiered system of supports and integrated student supports frameworks.

(b) The SMART center must submit a preliminary report to the appropriate committees of the legislature, pursuant to RCW 43.01.036, by December 1, 2024. At a minimum, the preliminary report must:

(i) Analyze alignment of current Washington statute and guidance with national best practices on universal SEBMH screening;

(ii) Identify facilitators and barriers to selection and effective use of research-based, culturally relevant universal SEBMH screening tools in Washington schools;

(iii) Analyze schools' current application of existing Washington statute relevant to SEBMH screening requirements;

(iv) Recommend statutory changes to increase systematic SEBMH screening of students in schools; and

(v) Include an implementation plan for demonstration sites to determine the feasibility, acceptability, and effectiveness of a best practices guide or resource on universal student SEBMH screening.

(c) The SMART center must submit a final report to the relevant policy and fiscal committees of the legislature, pursuant to RCW 43.01.036, by June 30, 2025. In addition to information from the preliminary report, the final report must include a guide or other resource for implementing best practices for screening of student SEBMH in schools, including the following best practices:

(i) Training and professional development;

(ii) Engaging with families, students, and other partners;

(iii) Informing tier I universal strategies and practices;

(iv) Assuring adequate availability of services;

(v) Complying with privacy and confidentiality laws;

(vi) Assuring cultural responsiveness in SEBMH screening practices; and

(vii) Partnering with community-based organizations.

(97) \$140,000 of the workforce education investment account—state appropriation is provided solely for the junior summer institute program to pilot a regional focused expansion that provides a pathway for historically underrepresented students into public policy and public service.

(98) \$174,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for genome sequencing and other research to improve control and eradication of the European green crab.

(99) \$615,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for legal services related to the behavioral health teaching facility.

(100) \$412,000 of the general fund—state appropriation for fiscal year 2025 is provided solely to develop and implement the Washington reproductive access alliance. The alliance shall provide a service coordination website and phone line, administrative support and coordination of the alliance, patient care coordination, and social support for patient travel.

(101) \$350,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for the University of Washington to establish a pilot program to support activities related to cooperation with academic institutions and governmental and public agencies of the Republic of Finland, the Kingdom of Sweden, and the Kingdom of Norway. Eligible activities include, but are not limited to, cooperation in clean energy, clean technology, clean transportation, telecommunications, agriculture and wood science technology, general

economic development, and other areas of mutual interest with Nordic nations and institutions.

(102) \$630,000 of the workforce education investment account—state appropriation is provided solely to support college in the high school program expansion resulting from passage of chapter 314, Laws of 2023 (2SSB 5048).

(103) \$250,000 of the opioid abatement settlement account—state appropriation is provided solely for the University of Washington center for novel therapeutics in addiction psychiatry for an initial study of ibogaine assisted therapy.

(104) \$535,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for coresponse curriculum development and certification and credential opportunities.

**(105) \$25,000 of the general fund—state appropriation for fiscal year 2024 and \$100,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the Evans school of public policy and governance to study ranked choice voting and provide guidance for implementation by local jurisdictions. The report must recommend steps necessary to implement ranked choice voting elections consistently and effectively, including suggested education materials and election administrator training necessary to aid in the implementation. Collaboration must include, but is not limited to the ranked choice voting resource center, state director of elections, association of county auditors, VoteWA steering committee, and community based organizations that serve underrepresented communities related to voter outreach and education. A report on research and recommendations must be submitted to the appropriate committees of the legislature, pursuant to RCW 43.01.036, by June 1, 2025.**

(106) \$232,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for the implementation of Second Substitute House Bill No. 2112 (higher ed. opioid prevention). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

(107) \$214,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for the implementation of Second Substitute Senate Bill No. 6228 (substance use treatment). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

(108) \$10,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for implementation of Engrossed Substitute Senate Bill No. 5890 (ballot rejection). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

(109) \$267,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for implementation of Substitute Senate Bill No. 6125 (Lakeland village records). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

(110) \$250,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for implementation of Engrossed Substitute Senate Bill No. 6286 (nurse anesthetist workforce). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

*\*Sec. 602 was partially vetoed. See message at end of chapter.*

**Sec. 603.** 2023 c 475 s 607 (uncodified) is amended to read as follows:  
**FOR WASHINGTON STATE UNIVERSITY**

General Fund—State Appropriation (FY 2024) . . . . .	<del>(\$277,544,000)</del>
	<u>\$282,829,000</u>
General Fund—State Appropriation (FY 2025) . . . . .	<del>(\$286,975,000)</del>
	<u>\$293,782,000</u>
Climate Commitment Account—State Appropriation . . . . .	\$8,321,000
Washington State University Building Account—State Appropriation . . . . .	\$792,000
Education Legacy Trust Account—State Appropriation . . . . .	\$33,995,000
Model Toxics Control Operating Account—State Appropriation . . . . .	\$2,771,000
Dedicated Cannabis Account—State Appropriation (FY 2024) . . . . .	\$189,000
Dedicated Cannabis Account—State Appropriation (FY 2025) . . . . .	\$197,000
Workforce Education Investment Account—State Appropriation . . . . .	<del>(\$48,117,000)</del>
	<u>\$49,032,000</u>
TOTAL APPROPRIATION . . . . .	<del>(\$658,901,000)</del>
	<u>\$671,908,000</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 2024 and \$90,000 of the general fund—state appropriation for fiscal year 2025 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 2024 and \$500,000 of the general fund—state appropriation for fiscal year 2025 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 2024, \$7,000,000 of the general fund—state appropriation for fiscal year 2025, and \$22,800,000 of the workforce education investment account—state appropriation 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 2024 and \$135,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for a honey bee biology research position.

(7) ~~(\$35,037,000)~~ \$35,411,000 of the general fund—state appropriation for fiscal year 2024 and ~~(\$35,808,000)~~ \$36,296,000 of the general fund—state

appropriation for fiscal year 2025 are provided solely for the implementation of the college affordability program as set forth in RCW 28B.15.066.

(8) \$580,000 of the general fund—state appropriation for fiscal year 2024 and \$580,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the development of an organic agriculture systems degree program located at the university center in Everett.

(9) \$630,000 of the general fund—state appropriation for fiscal year 2024 and \$630,000 of the general fund—state appropriation for fiscal year 2025 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.

(10) \$1,370,000 of the general fund—state appropriation for fiscal year 2024 and \$1,370,000 of the general fund—state appropriation for fiscal year 2025 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.

(11) 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.

(12) \$1,154,000 of the general fund—state appropriation for fiscal year 2024 and \$1,154,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for RCW 82.16.120 and 82.16.165 (renewable energy, tax incentives).

(13) \$376,000 of the general fund—state appropriation for fiscal year 2024 and \$376,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for RCW 28B.30.357 (children's mental health).

(14) \$585,000 of the general fund—state appropriation for fiscal year 2024 and \$585,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for RCW 77.12.272 (elk hoof disease).

(15) \$2,076,000 of the model toxics control operating account—state appropriation is 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.

(16) \$42,000 of the general fund—state appropriation for fiscal year 2024 and \$42,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for one full-time mental health counselor licensed under chapter 18.225 RCW who has experience and training specifically related to working with active members of the military or military veterans.

(17) \$33,000 of the general fund—state appropriation for fiscal year 2024 and \$33,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for compensation funding for Western Washington University employees that work on the Washington State University Everett campus.

(18) \$327,000 of the general fund—state appropriation for fiscal year 2024 and \$327,000 of the general fund—state appropriation for fiscal year 2025 is

provided solely for pharmacy behavioral health. Washington State University college of pharmacy and pharmaceutical sciences will hire two residency training positions and one behavioral health faculty to create a residency program focused on behavioral health.

(19) \$1,921,000 of the general fund—state appropriation for fiscal year 2024 and \$3,526,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for compensation support.

(20) \$608,000 of the general fund—state appropriation for fiscal year 2024 and \$608,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for the Washington state academy of sciences to provide support for core operations and to accomplish its mission of providing science in the service of Washington, pursuant to its memorandum of understanding with the university.

(21) \$188,000 of the general fund—state appropriation for fiscal year 2024 and \$188,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for stormwater research to study the long-term efficacy of green stormwater infrastructure that incorporates compost to remove pollutants.

(22) \$500,000 of the general fund—state appropriation for fiscal year 2024 and \$500,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the joint center for deployment and research in earth abundant materials.

(23) \$4,112,000 of the workforce education investment account—state appropriation is provided solely to establish a bachelor's degree in cybersecurity operations.

(24) \$568,000 of the general fund—state appropriation for fiscal year 2024 and \$568,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for implementation of chapter 212, Laws of 2022 (community solar projects).

(25) \$7,721,000 of the climate commitment account—state appropriation is provided solely for the creation of the institute for northwest energy futures.

(26) \$3,910,000 of the workforce education investment account—state appropriation is provided solely for increasing nursing salaries at the institution.

(27) \$476,000 of the workforce education investment account—state appropriation is provided solely for nursing program equipment.

(28) \$2,521,000 of the workforce education investment account—state appropriation is provided solely for the establishment of a bachelor of science in public health degree at the Pullman, Spokane, and Vancouver campuses.

(29) \$600,000 of the general fund—state appropriation for fiscal year 2024 and \$600,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for increasing the base funding for the William D. Ruckleshaus Center.

(30) (~~(\$200,000)~~) \$50,000 of the general fund—state appropriation for fiscal year 2024 ~~((is))~~ and \$150,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for Washington State University extension service to hire a qualified contractor to assess program performance of the northeast Washington wolf-livestock management grant program as provided in RCW 16.76.020 and recipients of pass-through grants from the northeast Washington wolf-livestock management nonappropriated account. The program

must be assessed for the period of 2021-2023 as to whether grant recipients met the intent of the appropriation.

(a) For recipients of grant funds from the program authorized in RCW 16.76.020, performance must be evaluated on the deployment of nonlethal deterrence, specifically with the goal to reduce the likelihood of cattle being injured or killed by wolves by deploying proactive, preventative methods that have a good probability of producing effective results. Grantees who use funds for range riders or herd monitoring must deploy this tool in a manner so that targeted areas with cattle are visited daily or near daily. Grantees must collaborate with other entities providing prevention efforts resulting in coordinated wolf-livestock conflict deterrence efforts, both temporally and spatially, therefore providing well timed and placed preventative coverage on the landscape.

(b) For recipient of the pass-through funds from the northeast Washington wolf-livestock management nonappropriated account, performance must be based on the intent of conducting proactive deterrence activities with the goal to reduce the likelihood of cattle being injured or killed by wolves.

(c) The contractor must have at least five years of experience in the combination of field work as a range rider and running range riding programs in areas with wolf-livestock conflict in the western United States. In conducting the assessment, the contractor may access written range rider logs and georeferenced data produced by the grant recipients, in addition to reading annual reports of the recipients and interviewing relevant participants. The contractor may also provide general recommendations for improvement of programs intended to provide effective wolf-livestock deterrence, taking into account the terrain and other challenges faced in northeast Washington. The contractor must complete their assessment for Washington State University extension service to be delivered to the legislature, pursuant to RCW 43.01.036, by ~~((June 30, 2024))~~ December 1, 2024.

(31) \$500,000 of the workforce education investment account—state appropriation is provided solely for the energy program for residential energy code education and support, including training, hotline support to the building industry, and information material and web resources.

(32) \$695,000 of the model toxics control operating account—state appropriation is provided solely for turf grass resilience research in high traffic areas.

~~(33)((a))~~ \$95,000 of the general fund—state appropriation for fiscal year ((2025 is) 2024 and \$215,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the William D. Ruckelshaus center to ((conduct a jail modernization task force convening assessment and design a facilitated collaborative process and work plan for)) support the jail modernization task force created in section 915 ((of this act), chapter 475, Laws of 2023.

(a) Of the amounts provided in this subsection, \$95,000 of the general fund—state appropriation for fiscal year 2024 is provided solely for the center to conduct a jail modernization task force convening assessment and design a facilitated collaborative process and work plan for the jail modernization task force created in section 915, chapter 475, Laws of 2023.

(b) Of the amounts provided in this subsection, \$215,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for the center to provide staff support, facilitation, and development of the task force's initial report of findings and recommendations described in section 915, chapter 475, Laws of 2023.

(c) The convening assessment shall include, but not be limited to:

(i) Gathering and reviewing additional background information relevant to the project;

(ii) Meeting and consulting with the Washington state association of counties to gather background on issues, confirm the list of members to interview, and provide updates throughout the duration of the work; and meeting and consulting with the Washington state institute for public policy to coordinate, inform, and share information and findings gathered; and

(iii) Setting up individual conversations with task force members, and others as needed, to assess their goals, expectations, interests, and desired outcomes for the task force. The purpose of these conversations will also be to gather insights and perspectives from members about, but not limited to, the following:

(A) What key components and issues should be included in a statewide jail modernization plan, what existing facilities are in need of upgrades or remodel, and any need for building new facilities;

(B) Identifying any additional key stakeholders;

(C) Employee retention issues and potential solutions;

(D) The impact of overtime, jail atmosphere, emergency response time, inexperienced corrections officers, and how to overcome these challenges;

(E) The type of and design of facilities needed to house those with behavioral health needs and associated costs of these facilities;

(F) Available diversion programs and their costs;

(G) Types of existing behavioral health facilities for those involved in the criminal justice system, the costs of building and running these facilities, how these facilities vary by location, the viability of offering facilities in every county, and potential system improvements to the types of services and supports offered and delivered to those with behavioral health needs;

(H) The types of services and supports provided to those exiting the jail system; and

(I) Reforms necessary to create and enhance a seamless transition back to the community following jail confinement.

~~((b))~~ (d) Center staff will provide a convening assessment report that will include the overall process design and work plan for the task force by June 30, ~~((2025))~~ 2024.

(34) \$1,596,000 of the workforce education investment account—state appropriation is provided solely for the creation of a bachelor's and master's degree in social work at the Tri-Cities campus.

(35) The institution must report to and coordinate with the department of ecology to track expenditures from climate commitment act accounts, as defined and described in RCW 70A.65.300 and section 302(13) of this act.

(36) ~~((372,000))~~ \$434,000 of the workforce education investment account—state appropriation is provided solely for implementation of Second Substitute House Bill No. 1559 (postsecondary student needs). ~~((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.))~~

(37) \$77,000 of the general fund—state appropriation for fiscal year 2024 is provided solely for implementation of Second Substitute House Bill No. 1390 (district energy systems). ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.))~~

(38) \$600,000 of the climate commitment account—state appropriation is provided solely for implementation of Engrossed Second Substitute House Bill No. 1216 (clean energy siting), for a least-conflict pumped storage siting project. ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.))~~

(39) \$125,000 of the workforce education investment account—state appropriation is provided solely for implementation of Senate Bill No. 5287 (wind turbine blades). ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.))~~

(40)(a) ~~(\$1,200,000)~~ \$1,700,000 of the workforce education investment account—state appropriation is provided solely for the development and implementation of a Native American scholarship program during the 2023-2025 biennium. Of the amounts in this subsection, no more than \$100,000 of the workforce education investment account—state appropriation for fiscal year 2024 and \$100,000 of the workforce education investment account—state appropriation for fiscal year 2025 may be spent on administration; development of the program; support services for students; outreach regarding the program; and technical support for application.

(b) "Eligible student" means a member of a federally recognized Indian tribe located within Washington who files a free application for federal student aid (FAFSA) and enrolls in an undergraduate degree program. Eligible students need to maintain satisfactory academic progress during the 2023-2025 biennium to remain eligible for the scholarship. The institution shall determine award priorities based on tribal consultation. Awards must be distributed to students no later than May of each fiscal year.

(c) The institution must submit a report to the appropriate committees of the legislature, pursuant to RCW 43.01.036, by June 30, 2025. The report must include: The number of eligible students; the number of students who receive a scholarship; how recipients were determined; and how many members of federally recognized Indian tribes in Washington received scholarships versus members of federally recognized Indian tribes from other states.

(41) \$44,000 of the general fund—state appropriation for fiscal year 2024 and \$49,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for implementation of Second Substitute House Bill No. 1745 (diversity in clinical trials). ~~((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.))~~

(42) \$2,425,000 of the workforce education investment account—state appropriation is provided solely for the development and operations of a journalism fellowship program focused on civic affairs.

(43) \$70,000 of the general fund—state appropriation for fiscal year 2024 and \$70,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for implementation of Engrossed Substitute Senate Bill No. 5447 (alternative jet fuel). ~~((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.))~~

(44) \$4,271,000 of the general fund—state appropriation for fiscal year 2024 and \$2,573,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the institution to purchase the obligated amount of carbon allowances.

(45) \$190,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for continued funding of the statewide broadband coordinator within the Washington State University extension program. This funding will support the salary and benefits of this position.

(46) \$353,000 of the workforce education investment account—state appropriation is provided solely for the complex social interactions lab.

(47) \$298,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for the William D. Ruckelshaus center, working in collaboration with the departments of health and ecology, to evaluate and recommend actions to increase the effectiveness of the state's municipal water conservation statute at RCW 70A.125.170 and regulation at chapter 246-290 WAC. The center may contract with consultants or organizations with expertise on municipal water conservation programs. Recommendations may be informed by best practices in other states and include: Statutory or regulatory changes to increase program effectiveness, modifying regulatory oversight including whether the responsibility for parts or all of the program should be moved from the department of health to the department of ecology, improving coordination between the departments, identifying sufficient funding to effectively implement the program, including creation of a grant or loan program to assist municipal water systems in program implementation, or other ideas on municipal water use conservation and efficiency strategies.

(a) The center shall invite participation from federally recognized Indian tribes, municipal water systems and organizations, and relevant stakeholders in this evaluation.

(b) The center shall submit a report to the governor and the appropriate committees of the legislature, pursuant to RCW 43.01.036, by June 30, 2025, on work conducted within this subsection and must include:

(i) Recommendation for a long-term strategy for program implementation; and

(ii) Estimated costs of ongoing expenses for program implementation, including any costs associated with changes in regulatory oversight of program elements or implementation.

(48)(a) \$135,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for a study to investigate housing market conditions in tourism-dependent municipalities. The study must:

(i) Examine state and local government policies nationwide that address and support affordable and workforce housing projects and programs in tourism-dependent communities;

(ii) Examine how the increase in area median incomes correlates with the rise in housing costs statewide and whether the allocation of state housing program funds has been equitable and proportional throughout all regions in the state, placing specific emphasis on understanding the disparity between urban and rural counties;

(iii) Examine state policies and regulations that have influenced the cost of housing with a specific emphasis on rural counties;

(iv) Identify various strategies deployed to enhance the flexibility of local government revenue; and

(v) Identify outcomes of strategies deployed to enhance revenue streams to support workforce housing initiatives.

(b) The study must be submitted to the appropriate committees of the legislature, pursuant to RCW 43.01.036, by December 31, 2024.

(49) \$500,000 of the general fund—state appropriation for fiscal year 2024 and \$2,000,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for one-time compensation support.

(50) \$232,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for implementation of Second Substitute House Bill No. 2112 (higher ed. opioid prevention). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

Sec. 604. 2023 c 475 s 608 (uncodified) is amended to read as follows:

**FOR EASTERN WASHINGTON UNIVERSITY**

General Fund—State Appropriation (FY 2024) . . . . .	..( <del>\$65,367,000</del> )
	<u>\$65,664,000</u>
General Fund—State Appropriation (FY 2025) . . . . .	..( <del>\$67,576,000</del> )
	<u>\$68,260,000</u>
Education Legacy Trust Account—State Appropriation . . . . .	\$16,838,000
Workforce Education Investment Account—State Appropriation. . . . .	..( <del>\$24,730,000</del> )
	<u>\$24,909,000</u>
TOTAL APPROPRIATION . . . . .	..( <del>\$174,511,000</del> )
	<u>\$175,671,000</u>

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

(1) At least \$350,000 of the general fund—state appropriation for fiscal year 2024 and at least \$350,000 of the general fund—state appropriation for fiscal year 2025 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) (~~(\$12,586,000)~~) \$12,720,000 of the general fund—state appropriation for fiscal year 2024 and (~~(\$12,862,000)~~) \$13,038,000 of the general fund—state appropriation for fiscal year 2025 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) \$2,274,000 of the workforce education investment account—state appropriation is provided solely for institution operating costs, including compensation and central services, in recognition that these costs exceed

estimated increases in undergraduate operating fee revenue as a result of RCW 28B.15.067.

(7) \$2,636,000 of the workforce education investment account—state appropriation is provided solely to maintain a computer engineering degree program in the college of science, technology, engineering, and math.

(8) \$45,000 of the general fund—state appropriation for fiscal year 2024 and \$45,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for one full-time mental health counselor licensed under chapter 18.225 RCW who has experience and training specifically related to working with active members of the military or military veterans.

(9) \$300,000 of the workforce education investment account—state appropriation is provided solely to establish a center for inclusive excellence for faculty and staff.

(10) \$536,000 of the workforce education investment account—state appropriation is provided solely for a professional masters of science cyber operations degree option.

(11) \$2,144,000 of the workforce education investment account—state appropriation is provided solely for the operation of a bachelor of science in cybersecurity degree option through the computer science program.

(12) \$2,108,000 of the workforce education investment account—state appropriation is provided solely for the operation of a coordinated care network that will help to maximize the collaboration of various student support services to create wraparound care for students to address obstacles to degree completion. The amount provided in this subsection must be used to supplement, not supplant, other funding sources for the program.

(13) \$532,000 of the general fund—state appropriation for fiscal year 2024 and \$940,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for compensation support.

(14) \$4,598,000 of the workforce education investment account—state appropriation is provided solely to expand faculty and staff to create a cohort of 80 students in the bachelor of nursing program.

(15) \$476,000 of the workforce education investment account—state appropriation is provided solely for the continued implementation of RCW 49.60.525 (racial restrictions/review).

(16) \$110,000 of the general fund—state appropriation for fiscal year 2024 and \$110,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for a summer bridge program.

(17) (~~(\$500,000)~~) \$1,020,000 of the workforce education investment account—state appropriation is provided solely for the establishment and operating support of a university mathematics, engineering, and science achievement program.

(18) \$200,000 of the workforce education investment account—state appropriation is provided solely for planning student studios to assist cities and counties with planning projects. Assistance shall focus on students and supporting faculty to facilitate on-site learning with cities and counties.

(19) (~~(\$118,000)~~) \$138,000 of the workforce education investment account—state appropriation is provided solely for implementation of Second Substitute House Bill No. 1559 (postsecondary student needs). (~~(If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.)~~)

(20) \$25,000 of the general fund—state appropriation for fiscal year 2024 and \$10,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for implementation of Second Substitute House Bill No. 1028 (crime victims and witnesses). ~~((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.))~~

(21) ~~(\$5,000,000)~~ \$3,977,000 of the workforce education investment account—state appropriation is provided solely for implementation of Second Substitute Senate Bill No. 5048 (college in high school fees). ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.))~~

(22) \$18,000 of the general fund—state appropriation for fiscal year 2024 and \$18,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for implementation of Substitute Senate Bill No. 5238 (academic employee bargaining). ~~((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.))~~

(23) \$127,000 of the workforce education investment account—state appropriation is provided solely to develop the postbaccalaureate dental therapy certificate in the college of health science and public health.

(24) \$144,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for emergency response and resources for critical incidents.

(25) \$535,000 of the workforce education investment account—state appropriation is provided solely to support college in high school program expansion resulting from passage of chapter 314, Laws of 2023 (2SSB 5048).

(26) \$95,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for implementation of Second Substitute House Bill No. 2112 (higher ed. opioid prevention). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

**Sec. 605.** 2023 c 475 s 609 (uncodified) is amended to read as follows:

**FOR CENTRAL WASHINGTON UNIVERSITY**

General Fund—State Appropriation (FY 2024) . . . . .	<del>(\$68,760,000)</del>
	<u>\$68,904,000</u>
General Fund—State Appropriation (FY 2025) . . . . .	<del>(\$71,733,000)</del>
	<u>\$72,120,000</u>
Central Washington University Capital Projects	
Account—State Appropriation . . . . .	\$76,000
Education Legacy Trust Account—State Appropriation . . . . .	\$19,076,000
Workforce Education Investment Account—State	
Appropriation. . . . .	<del>(\$16,537,000)</del>
	<u>\$15,814,000</u>
TOTAL APPROPRIATION . . . . .	<del>(\$176,182,000)</del>
	<u>\$175,990,000</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) (~~(\$14,186,000)~~) \$14,337,000 of the general fund—state appropriation for fiscal year 2024 and (~~(\$14,498,000)~~) \$14,696,000 of the general fund—state appropriation for fiscal year 2025 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) \$2,236,000 of the workforce education investment account—state appropriation is provided solely for institution operating costs, including compensation and central services, in recognition that these costs exceed estimated increases in undergraduate operating fee revenue as a result of RCW 28B.15.067.

(6) \$1,050,000 of the workforce education investment account—state appropriation is provided solely to increase the number of certified K-12 teachers.

(7) \$736,000 of the workforce education investment account—state appropriation is provided solely to maintain mental health counseling positions.

(8) \$240,000 of the general fund—state appropriation for fiscal year 2024 and \$240,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for two counselor positions to increase access to mental health counseling for traditionally underrepresented students.

(9) \$52,000 of the general fund—state appropriation for fiscal year 2024 and \$52,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for one full-time mental health outreach and service coordination position who has knowledge of issues relevant to veterans.

(10) \$240,000 of the workforce education investment account—state appropriation is provided solely for expanding cybersecurity capacity by adding additional faculty resources in the department of computer science.

(11) \$586,000 of the workforce education investment account—state appropriation is provided solely for a peer mentoring program. The amount provided in this subsection must be used to supplement, not supplant, other funding sources for the program.

(12) \$286,000 of the workforce education investment account—state appropriation is provided solely for the operation of an extended orientation program to help promote retention of underserved students. The amount provided in this subsection must be used to supplement, not supplant, other funding sources for the program.

(13) \$12,000 of the general fund—state appropriation for fiscal year 2024 and \$12,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the cost of the criminal justice training center's use of office and classroom space at the Lynnwood campus.

(14) \$592,000 of the general fund—state appropriation for fiscal year 2024 and \$1,091,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for compensation support.

(15) \$1,406,000 of the workforce education investment account—state appropriation is provided solely for student success. Students will receive

discipline specific tutoring programs, peer assisted learning sessions, and academic success coaching.

(16) \$967,000 of the workforce education investment account—state appropriation is provided solely for grow your own teacher residency programs in high need areas of elementary, bilingual, special education, and English language learners.

(17) \$844,000 of the workforce education investment account—state appropriation is provided solely for dual language expansion programs in Yakima and Des Moines.

(18) ~~(\$126,000)~~ \$147,000 of the workforce education investment account—state appropriation is provided solely for implementation of Second Substitute House Bill No. 1559 (postsecondary student needs). ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.))~~

(19) \$25,000 of the general fund—state appropriation for fiscal year 2024 is provided solely for implementation of Second Substitute House Bill No. 1028 (crime victims and witnesses). ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.))~~

(20) \$57,000 of the general fund—state appropriation for fiscal year 2024 is provided solely for implementation of Second Substitute House Bill No. 1390 (district energy systems). ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.))~~

(21) ~~(\$8,060,000)~~ \$5,709,000 of the workforce education investment account—state appropriation is provided solely for implementation of Second Substitute Senate Bill No. 5048 (college in high school fees). ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.))~~

(22) \$18,000 of the general fund—state appropriation for fiscal year 2024 and \$18,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for implementation of Substitute Senate Bill No. 5238 (academic employee bargaining). ~~((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.))~~

(23) \$398,000 of the workforce education investment account—state appropriation is provided solely for student basic needs. This funding will support two financial aid coaching specialists, support a coordinator for the food pantry, support a director and advocate to assist students who have experienced sexual violence, and help with prevention initiatives.

(24) \$1,209,000 of the workforce education investment account—state appropriation is provided solely to support college in the high school program expansion resulting from passage of chapter 314, Laws of 2023 (2SSB 5048).

(25) Appropriations in this section are sufficient to implement the collective bargaining agreement between Central Washington University and the campus police officers and sergeants negotiated under chapter 41.80 RCW and as set forth in part IX of this act.

(26) \$22,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for implementation of Second Substitute House Bill No. 2112 (higher ed. opioid prevention). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

Sec. 606. 2023 c 475 s 610 (uncodified) is amended to read as follows:

**FOR THE EVERGREEN STATE COLLEGE**

General Fund—State Appropriation (FY 2024) . . . . .	<del>(\$39,088,000)</del>	<u>\$38,770,000</u>
General Fund—State Appropriation (FY 2025) . . . . .	<del>(\$38,499,000)</del>	<u>\$39,723,000</u>
The Evergreen State College Capital Projects		
Account—State Appropriation . . . . .		\$80,000
Education Legacy Trust Account—State Appropriation . . . . .		\$5,450,000
Workforce Education Investment Account—State Appropriation . . . . .	<del>(\$5,554,000)</del>	<u>\$5,795,000</u>
TOTAL APPROPRIATION . . . . .	<del>(\$88,671,000)</del>	<u>\$89,818,000</u>

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

(1) (~~(\$4,315,000)~~) \$4,361,000 of the general fund—state appropriation for fiscal year 2024 and (~~(\$4,410,000)~~) \$4,470,000 of the general fund—state appropriation for fiscal year 2025 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) (~~(\$4,063,000)~~) \$3,715,000 of the general fund—state appropriation for fiscal year 2024 and (~~(\$2,732,000)~~) \$3,640,000 of the general fund—state appropriation for fiscal year 2025 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 (4):

(a) \$1,665,000 of the amounts in fiscal year 2024 and \$1,685,000 of the amounts in fiscal year 2025 are provided for administration and core operations.

(b) (~~(\$1,229,000)~~) \$1,069,000 of the amounts in fiscal year 2024 and (~~(\$529,000)~~) \$709,000 of the amounts in fiscal year 2025 are provided solely for ongoing and continuing studies on the Washington state institute for public policy's work plan.

(c) (~~(\$202,000)~~) \$142,000 of the amounts in fiscal year 2024 and (~~(\$80,000)~~) \$140,000 of the amounts in fiscal year 2025 are provided solely for the Washington state institute for public policy to update its adult corrections inventory of evidence-based, research-based, and promising programs and expand the inventory to include new programs that were not included in the last published Washington state institute for public policy inventory in 2018. This update must focus on programs for incarcerated individuals in prison facilities to include family and relationships programs, learning and working programs, and therapeutic and support programs. The institute should prioritize the addition of

programs currently offered by the Washington state department of corrections. Of this amount:

(i) No later than (~~December 31, 2023~~) June 30, 2024, the institute shall publish a preliminary report identifying the list of programs currently offered in Washington state department of corrections prison facilities and the list of new programs to be analyzed for inclusion on the updated adult corrections inventory. The preliminary report must include an indication of whether the Washington state department of corrections programs have ever been evaluated for their effect on recidivism; and

(ii) No later than December 31, 2024, the institute shall publish a final report with the updated adult corrections inventory classifying programs as evidence-based, research-based, or promising programs. The report shall include a list of programs currently offered in Washington state department of corrections prison facilities and a determination of their likely effectiveness in reducing recidivism based on the results of the adult corrections inventory.

(d)(i) \$154,000 of the amount for fiscal year (~~(2024)~~) 2025 is provided solely for the institute to examine the costs associated with conservation district elections under current law, and the projected costs and benefits for shifting conservation district election to be held on general election ballots under Title 29A RCW. The examination must include, to the extent that the data allows:

(A) An analysis of the amount of money that each conservation district spends on holding elections for supervisors under current law, and a description of the funding sources that each conservation district utilizes to fund its elections;

(B) Information about voter turnout in each conservation district supervisor election in at least the past six years and up to the past 20 years, if the conservation district has such data, as well as a calculation of the total cost per ballot cast that each conservation district spent in those elections;

(C) A projection of the costs that would be expected to be incurred by each county and each conservation district for its supervisor elections if the district were to hold its supervisor elections on general election ballots under the processes and procedures in Title 29A RCW, including:

(I) Switching all supervisor positions to elected positions; and

(II) Changing term lengths to four years, with terms staggered such that elections are held every two years, to align with the elections for other local government officials;

(D) A projection of the costs that would be expected to be incurred by each county and each conservation district for its supervisor elections if, in addition to the changes described in (d)(i)(C) of this subsection, the conservation districts were divided into zones such that each zone is represented by a single supervisor, rather than electing each supervisor at-large throughout the district; and

(E) An overall description of potential nonmonetary costs and benefits associated with switching conservation district supervisor elections to the general election ballots under Title 29A RCW and incorporating the changes described in (d)(i)(C) and (D) of this subsection.

(ii) A preliminary report which contains any available information to date must be completed by December 1, (~~(2023)~~) 2024. A final report must be completed by June 30, (~~(2024)~~) 2025, and submitted in accordance with RCW

43.01.036 to the standing committees of the house of representatives and the senate with jurisdiction over elections and conservation district issues.

(e) \$100,000 of the amounts for fiscal year 2024 and \$100,000 of the amounts for fiscal year 2025 are provided solely for the institute to conduct a review of all assessments and charges imposed on individuals incarcerated in department of corrections facilities and their family members and its effect on the financial status of incarcerated individuals. The review must include, at a minimum:

(i) An evaluation of all costs incurred by incarcerated individuals for items that include but are not limited to:

(A) Food;

(B) Commissary items;

(C) Personal hygiene items;

(D) Electronic devices and services, tablets, digital stamps, and downloadable media and services such as music, movies, and other programs;

(E) Stationary, mail, and postage;

(F) Communication devices such as telephones, local and nonlocal telephone services, and video chat services;

(G) Clothing and shoes;

(H) Copayments for medical, dental, and optometry visits, care, and medication;

(I) Eyeglasses;

(J) Gym, television services, and any other recreational activities;

(K) Educational and vocational classes, programming, and related materials; and

(L) Any and all items and services charged to incarcerated persons under RCW 72.09.450 and 72.09.470 including, but not limited to, a complete list of any other item that an individual was or could have been charged for while incarcerated;

(ii) A complete itemized list of: (A) All items in (e)(i) of this subsection; (B) the cost of each item and service purchased by the department or negotiated with a vendor in (e)(i) of this subsection; (C) the resale or purchased price charged to incarcerated individuals and their family members for the same items in (e)(i) of this subsection; (D) the revenue or profit retained or reinvested by the department for each individual item in (e)(i) of this subsection; (E) the cost of items and services listed in (e)(i) of this subsection compared to comparable items and services that are not provided through correctional industries; and (F) an assessment of the prices charged for the items and services listed in (e)(i) of this subsection as compared to comparable items and services provided by other companies and vendors that do not service prisons;

(iii) A complete list of all items including, but not limited to, clothing and personal hygiene items, that are distributed monthly free of charge: (A) To all incarcerated individuals irrespective of their financial status; and (B) solely to indigent inmates as defined in RCW 72.09.015 provided the individual remains in indigent status during his or her period of incarceration;

(iv) The average annual debt incurred by an individual while incarcerated. This includes debt solely recorded and posted by the department for debt incurred between the individual's first day of confinement within the department

of corrections through the individual's day of release from incarceration from prison;

(v) The average debt owed by incarcerated individuals to the department for items and services under (e)(i) of this subsection upon release from confinement;

(vi) The average amount paid by incarcerated individuals to the department for items and services under (e)(i) of this subsection during their period of confinement;

(vii) A list of the: (A) Required deductions from wages and gratuities earned pursuant to RCW 72.09.100 through 72.09.111; (B) required deductions from the funds received, by the department on behalf of an incarcerated person from outside sources, in addition to an incarcerated individual's wages or gratuities pursuant to RCW 72.09.480; and (C) wages and gratuities earned by an incarcerated individual and any funds received, by the department on behalf of an incarcerated person, from outside sources for specific items listed in (e)(i) of this subsection that are exempt from statutory deductions;

(viii) The average amount of funds remaining in an incarcerated individual's savings account at the time of his or her release from confinement; and

(ix) A review and evaluation of the fines, fees, and commission generated from any of the items and services listed in (e)(i) of this subsection that are used in the department's budget.

The institute must provide a final report to the governor and the appropriate committees of the legislature by June 30, 2025.

(f)(i) (~~(\$50,000)~~) \$76,000 of the amount for fiscal year 2024 (~~(is)~~) and \$128,000 of the amount for fiscal year 2025 are provided solely for the institute to study the contracting practices for goods and services, and manufactured products, made or offered by correctional industries to state agencies and various political subdivisions within the state. A cost benefit analysis must be included in the report which must:

(A) Determine the costs of all contracts utilizing the labor of incarcerated individuals providing services or the manufacture of goods for state entities and other political subdivisions;

(B) Compare the cost savings to the state of Washington that is projected when those goods and services are procured from or produced by corrections industries and not private businesses engaged in a competitive bidding process with the state and its various political subdivisions;

(C) Provide a detailed break out of total number of labor positions that are offered to incarcerated individuals, ranked from least skilled to most skilled and the rate per hour of the gratuities the individuals are given monthly for this labor, including the amount if the gratuity given to incarcerated individuals was the federal or state mandated minimum wage;

(D) Provide a detailed listing of all commissary items purchased by and offered for sale to individuals incarcerated within the facilities operated by the department of corrections. This listing of individual items must also include the wholesale price from outside vendors that correction industries pays for each line item offered to incarcerated individuals, and the price charged to the incarcerated individual for those items; and

(E) Provide a comprehensive list of all positions offered by corrections industries that provide substantive training and labor ready skills for individuals to assume positions in the workforce outside of incarceration; and to the extent

the data allows, provide the number of individuals who have positions upon release that were obtained with skills obtained through work at correctional industries.

(ii) The institute must submit a report to the appropriate committees of the legislature by June 30, 2025, in compliance with RCW 43.01.036.

(g)(i) \$260,000 of the amounts in fiscal year 2024 and \$98,000 of the amounts in fiscal year 2025 are provided solely for the Washington state institute for public policy to conduct a study of the Washington jail system and county juvenile justice facilities.

(ii) The institute's report shall include, to the extent possible, consideration of the following:

(A) A longitudinal study of how the county jail and county juvenile detention populations have changed over the last 12 years including, but not limited to, an analysis of demographics, physical and behavioral health issues, number of inmates, and types of convictions;

(B) An analysis of county jail and county juvenile detention facility survey data provided by the Washington state association of counties as described in (g)(v) of this subsection; and

(C) Examination of the availability of criminal justice training commission classes for corrections officers.

(iii) The health care authority, department of social and health services, administrative office of the courts, criminal justice training commission, state auditor's office, office of financial management, and Washington state patrol must provide the institute with access to data or other resources if necessary to complete this work.

(iv) The institute shall submit the report to the appropriate committees of the legislature and the governor by December 1, 2024.

(v) As part of the study, the institute shall contract with the Washington state association of counties to conduct a survey of jail and juvenile detention facilities in Washington state. The survey shall include, but not be limited to, the following:

(A) Age of the facilities;

(B) Age of systems within the facilities;

(C) Cost of remodeling facilities;

(D) Cost of building new facilities;

(E) General maintenance costs of the facilities;

(F) Operational costs of the facilities;

(G) Workforce, to include, but not be limited to, employee vacancies as a percentage of total employees;

(H) Services, supports, and programming, to include, but not be limited to:

(I) Costs of housing those with behavioral health needs;

(II) Number of individuals with behavioral health needs;

(III) Cost of competency restoration;

(IV) Physical health services and related costs;

(V) Number of individuals booked and housed on behalf of state agencies;

(VI) Percent of individuals waiting for a state hospital;

(VII) Available nonincarcerative alternatives and diversion programs; and

(VIII) Available release and reentry services;

(I) Funding sources, to include, but not be limited to:

(I) County tax structure and revenue raising ability; and

(II) Jail and juvenile detention facility funding sources.

(vi) The Washington state association of counties shall consult with the Washington state institute for public policy during the design and distribution of the survey. Responses to the survey shall be compiled and provided to the Washington state institute for public policy by December 31, 2023.

(h)(i) \$240,000 of the amounts in fiscal year 2024 and \$240,000 of the amounts in fiscal year 2025 are provided solely for the Washington state institute for public policy, in consultation with the Washington traumatic brain injury strategic partnership advisory council, to study the potential need for developing specialized long-term services and supports for adults with traumatic brain injuries.

(ii) At a minimum, the study must include an examination of:

(A) The demographics of adults with traumatic brain injuries in the state who are anticipated to be in need of long-term services and supports, including an examination of those who are likely to be eligible for medicaid long-term services and supports;

(B) The industry standards of providing long-term care services and supports to individuals with traumatic brain injuries; and

(C) The methods other states are utilizing to provide long-term services and supports to individuals with traumatic brain injuries, including identifying the rates paid for these services and a description of any specialized facilities established to deliver these services.

(iii) A report of the findings of this study and any recommendations for increasing access to appropriate long-term services and supports for individuals with traumatic brain injuries shall be submitted to the governor and the appropriate committees of the legislature no later than June 30, 2025.

(i) \$163,000 of the amounts in fiscal year 2024 are provided solely for implementation of Engrossed Second Substitute Senate Bill No. 5236 (hospital staffing standards). ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.))~~

(j) \$222,000 of the amounts in fiscal year 2025 are provided solely for implementation of chapter 29, Laws of 2022 (2SHB 1818) (reentry and rehabilitation).

(k) \$107,000 of the amounts in fiscal year 2025 is provided solely for the Washington state institute for public policy to examine programs in peer states related to breast cancer education and prevention prior to diagnosis and support and resources after diagnosis for native communities. The study must focus on programs that are operated by either the state, tribes solely, or tribes in coordination with the state. To identify peer states, the institute may consider factors such as the population of American Indians and Alaska natives, number of federally recognized tribes, and whether the state has expanded medicaid. The report shall include for each peer state the existence of any programs that meet the criteria described in this section, and summarize any research findings on these programs, if available. The institute must submit a report to the appropriate committees of the legislature by June 30, 2025, in compliance with RCW 43.01.036.

(l) \$57,000 of the amounts in fiscal year 2025 are provided solely for implementation of Substitute Senate Bill No. 5986 (out-of-network health costs). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

(m) 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 2023-25 work plan as necessary to efficiently manage workload.

(5) \$213,000 of the general fund—state appropriation for fiscal year 2024 and \$213,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for additional faculty to support Native American and indigenous programs.

(6) \$85,000 of the general fund—state appropriation for fiscal year 2024 and \$85,000 of the general fund—state appropriation for fiscal year 2025 are provided solely to the native pathways program for an assistant director.

(7) \$110,000 of the general fund—state appropriation for fiscal year 2024 and \$110,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for a tribal liaison position.

(8) \$39,000 of the general fund—state appropriation for fiscal year 2024 and \$39,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for one full-time mental health counselor licensed under chapter 18.225 RCW who has experience and training specifically related to working with active members of the military or military veterans.

(9) \$137,000 of the general fund—state appropriation for fiscal year 2024 and \$137,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for student mental health and wellness. The amount provided in this subsection must be used to supplement, not supplant, other funding sources for the program.

(10) \$196,000 of the general fund—state appropriation for fiscal year 2024 is provided solely for additional laboratory, art, and media lab sections.

(11) \$600,000 of the general fund—state appropriation for fiscal year 2024 and \$600,000 of the general fund—state appropriation for fiscal year 2025 are provided solely to develop and expand current corrections education programs offered in department of corrections facilities. The college shall appoint a project implementation team, collaborate with stakeholders to plan student success programs and curriculum which lead to transferable credit, associate and bachelor's degrees, and other workforce credentials, and train faculty and staff on working with incarcerated populations.

(12) \$2,636,000 of the workforce education investment account—state appropriation is provided solely for institution operating costs, including compensation and central services, in recognition that these costs exceed estimated increases in undergraduate operating fee revenue as a result of RCW 28B.15.067.

(13) \$670,000 of the workforce education investment account—state appropriation is provided solely to maintain enrollment capacity in psychology programs.

(14) \$600,000 of the workforce education investment account—state appropriation is provided solely to increase student success by maintaining

support for a student precollege immersion program and the Evergreen first-year experience.

(15) \$988,000 of the workforce education investment account—state appropriation is provided solely for student enrollment and retention support. Funding is provided for hiring a student advisor and underserved student specialist to provide student support and administrative support for the native pathways program.

(16) \$554,000 of the workforce education investment account—state appropriation is provided solely for the expansion of corrections education offerings to currently incarcerated students and the expansion of reentry services.

(17) (~~(\$106,000)~~) \$124,000 of the workforce education investment account—state appropriation is provided solely for implementation of Second Substitute House Bill No. 1559 (postsecondary student needs). (~~(If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.)~~)

(18) \$26,000 of the general fund—state appropriation for fiscal year 2024 and \$26,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for implementation of Substitute Senate Bill No. 5238 (academic employee bargaining). (~~(If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.)~~)

(19) \$6,000 of the general fund—state appropriation for fiscal year 2024 is provided solely for implementation of Second Substitute House Bill No. 1028 (crime victims and witnesses). (~~(If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.)~~)

(20) \$97,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for implementation of Second Substitute House Bill No. 2112 (higher ed. opioid prevention). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

(21) \$223,000 of the workforce education investment account—state appropriation is provided solely for the Shelton promise pilot program.

(22) \$42,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for implementation of Substitute Senate Bill No. 5953 (incarcerated student grants). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

**Sec. 607.** 2023 c 475 s 611 (uncodified) is amended to read as follows:

**FOR WESTERN WASHINGTON UNIVERSITY**

General Fund—State Appropriation (FY 2024) . . . . .	<del>(\$98,802,000)</del>
	<u>\$99,066,000</u>
General Fund—State Appropriation (FY 2025) . . . . .	<del>(\$103,707,000)</del>
	<u>\$104,923,000</u>
Western Washington University Capital Projects	
Account—State Appropriation . . . . .	\$1,424,000
Education Legacy Trust Account—State Appropriation . . . . .	\$13,831,000
Workforce Education Investment Account—State	
Appropriation. . . . .	<del>(\$21,399,000)</del>
	<u>\$22,264,000</u>
TOTAL APPROPRIATION . . . . .	<del>(\$239,163,000)</del>
	<u>\$241,508,000</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) Western Washington University shall not use funds appropriated in this section to support intercollegiate athletics programs.

(3) (~~(\$19,580,000)~~) \$19,789,000 of the general fund—state appropriation for fiscal year 2024 and (~~(\$20,010,000)~~) \$20,283,000 of the general fund—state appropriation for fiscal year 2025 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 2024 and \$700,000 of the general fund—state appropriation for fiscal year 2025 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 2024 and \$1,306,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the university to develop a new program in marine, coastal, and watershed sciences.

(6) \$886,000 of the general fund—state appropriation for fiscal year 2024 and \$886,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the university to reduce tuition rates for four-year degree programs offered in partnership with Olympic college—Bremerton, Olympic college—Poulsbo, and Peninsula college—Port Angeles that are currently above state-funded resident undergraduate tuition rates.

(7) \$150,000 of the general fund—state appropriation for fiscal year 2024 and \$150,000 of the general fund—state appropriation for fiscal year 2025 are provided solely to recruit and retain high quality and diverse graduate students.

(8) \$548,000 of the general fund—state appropriation for fiscal year 2024 and \$548,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for critical support services to ensure traditionally underrepresented students receive the same opportunities for academic success as their peers.

(9) \$48,000 of the general fund—state appropriation for fiscal year 2024 and \$48,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for one full-time mental health counselor licensed under chapter 18.225 RCW who has experience and training specifically related to working with active members of the military or military veterans.

(10) \$530,000 of the general fund—state appropriation for fiscal year 2024 and \$530,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the operation of two bilingual educator programs in the south King county region, including a bilingual elementary education degree program

and a secondary education degree program. At full implementation, each cohort shall support up to 25 students per year.

(11) \$361,000 of the general fund—state appropriation for fiscal year 2024 and \$361,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for a master of science program in nursing.

(12) \$433,000 of the general fund—state appropriation for fiscal year 2024 and \$433,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the registered nurse to bachelors in nursing program.

(13) Within amounts appropriated in this section, the university is encouraged to increase the number of tenure-track positions created and hired.

(14) \$2,256,000 of the workforce education investment account—state appropriation is provided solely for institution operating costs, including compensation and central services, in recognition that these costs exceed estimated increases in undergraduate operating fee revenue as a result of RCW 28B.15.067.

(15) \$3,426,000 of the workforce education investment account—state appropriation is provided solely to maintain access to science, technology, engineering, and mathematics degrees.

(16) \$908,000 of the workforce education investment account—state appropriation is provided solely to establish an academic curriculum in ethnic studies.

(17) \$400,000 of the workforce education investment account—state appropriation is provided solely for upgrading cyber range equipment and software.

(18) \$2,520,000 of the workforce education investment account—state appropriation is provided solely for student support services that include resources for outreach and financial aid support, retention initiatives including targeted support for underserved student populations, mental health support, and initiatives aimed at addressing learning disruption due to the global pandemic. The amount provided in this subsection must be used to supplement, not supplant, other funding sources for student support services.

(19) \$200,000 of the workforce education investment account—state appropriation is provided solely for planning student studios to assist cities and counties with planning projects. Assistance shall focus on students and supporting faculty to facilitate on-site learning with cities and counties.

(20) \$500,000 of the workforce education investment account—state appropriation is provided solely for the student civic leaders initiative.

(21) \$1,610,000 of the general fund—state appropriation for fiscal year 2024 and \$2,875,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for compensation support.

(22) \$3,186,000 of the workforce education investment account—state appropriation is provided solely for the western on the peninsulas expansion. This includes new two plus two degrees programs such as industrial engineering, data science, and sociology.

(23) \$1,577,000 of the workforce education investment account—state appropriation is provided solely for expanded remedial math and additional English 101 courses, as well first year seminars, and disability accommodation counselors. Of the amounts provided in this subsection for first year seminars, \$125,000 of the general fund—state appropriation for fiscal year 2024 and

\$125,000 of the general fund—state appropriation for fiscal year 2025 are provided for the university to develop a student orientation program for students receiving the Washington college grant, focusing on first-generation and traditionally underrepresented students. The program may include evidence-based student success metrics, peer support, and mentorship following orientation. The program proposal must be submitted to the legislature by December 1, 2023 for implementation in the 2024-2025 academic year.

(24) \$100,000 of the workforce education investment account—state appropriation is provided solely for mental health first aid training for faculty.

(25) \$150,000 of the workforce education investment account—state appropriation is provided solely for the small business development center to increase technical assistance to black, indigenous, and other people of color small business owners in Whatcom county.

(26) \$694,000 of the workforce education investment account—state appropriation is provided to establish a master of social work program at western on the peninsulas.

(27) \$2,478,000 of the workforce education investment account—state appropriation is provided solely for expansion of bilingual educators education.

(28) \$1,000,000 of the workforce education investment account—state appropriation is provided for additional student support and outreach at western on the peninsulas.

(29) \$580,000 of the workforce education investment account—state appropriation is provided solely to convert the human services program at western on the peninsulas from self-sustaining to state-supported to reduce tuition rates for students in the program.

(30) ~~(\$118,000)~~ \$138,000 of the workforce education investment account—state appropriation is provided solely for implementation of Second Substitute House Bill No. 1559 (postsecondary student needs). ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.))~~

(31) \$23,000 of the general fund—state appropriation for fiscal year 2024 is provided solely for implementation of Second Substitute House Bill No. 1028 (crime victims and witnesses). ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.))~~

(32) \$10,000 of the general fund—state appropriation for fiscal year 2024 is provided solely for implementation of Substitute Senate Bill No. 5238 (academic employee bargaining). ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.))~~

(33) \$1,306,000 of the workforce education investment account—state appropriation is provided solely to establish and administer a teacher residency program focused on special education instruction beginning in the 2024-25 school year. Amounts provided in this subsection are sufficient to support one cohort of 17 residents per school year, and must be prioritized to communities that are anticipated to be most positively impacted by teacher residents who fill teacher vacancies upon completing the teacher residency program and who remain in the communities in which they are mentored. The teacher residency program must meet the following requirements:

(a) Residents receive compensation equivalent to first year paraeducators, as defined in RCW 28A.413.010;

(b) Each resident is assigned a preservice mentor;

- (c) Preservice mentors receive a stipend of \$2,500 per year;
- (d) Residents receive at least 900 hours of preservice clinical practice over the course of the school year;
- (e) At least half of the residency hours specified in (d) of this subsection are in a coteaching setting with the resident's preservice mentor and the other half of the residency hours are in a coteaching setting with another teacher;
- (f) Residents may not be assigned the lead or primary responsibility for student learning;
- (g) Coursework taught during the residency is codesigned by the teacher preparation program and the school district, state-tribal education compact school, or consortium, tightly integrated with residents' preservice clinical practice, and focused on developing culturally responsive teachers; and
- (h) The program must prepare residents to meet or exceed the knowledge, skills, performance, and competency standards described in RCW 28A.410.270(1).

(34) \$445,000 of the workforce education investment account—state appropriation is provided solely to continue the expansion of the undergraduate electrical and computer engineering program.

(35) \$400,000 of the workforce education investment account—state appropriation is provided solely for academic access and outreach.

(36) \$300,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for the university to contract with a nonprofit organization in Kitsap county that provides cyber security curriculum to postsecondary institutions for cyber security education in partnership with the Washington state cyber range in Poulsbo.

(37) \$200,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for the university to contract with a nonprofit organization in Whatcom county that provides economic and financial education to conduct foundational research on the efficacy of financial education course formats.

(38) \$100,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for the institute for the study of the Holocaust, genocide, and crimes against humanity to collaborate with the office of the superintendent of public instruction on curriculum development and teacher training.

(39) \$122,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for implementation of Second Substitute House Bill No. 2112 (higher ed. opioid prevention). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

**Sec. 608.** 2023 c 475 s 612 (uncodified) is amended to read as follows:  
**FOR THE STUDENT ACHIEVEMENT COUNCIL—POLICY COORDINATION AND ADMINISTRATION**

General Fund—State Appropriation (FY 2024) . . . . .	(( <del>\$9,850,000</del> ))
	<u>\$9,891,000</u>
General Fund—State Appropriation (FY 2025) . . . . .	(( <del>\$9,416,000</del> ))
	<u>\$10,294,000</u>
General Fund—Federal Appropriation . . . . .	(( <del>\$20,996,000</del> ))
	<u>\$20,998,000</u>
Washington Student Loan Account—State Appropriation . . . . .	(( <del>\$90,000,000</del> ))
	<u>\$80,000,000</u>

Workforce Education Investment Account—State

Appropriation . . . . .	(( <u>\$16,311,000</u> ))
	<u>\$16,561,000</u>
TOTAL APPROPRIATION . . . . .	(( <u>\$146,573,000</u> ))
	<u>\$137,744,000</u>

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 2024 and \$126,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the consumer protection unit.

(2) 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.

(3) Community-based organizations that receive state funding under subsection (11) of this section and (~~section 605(35) of this act~~) section 601(35) of this act are not eligible for Washington career and college pathways innovation challenge program grant funding for the same purpose.

(4) \$575,000 of the general fund—state appropriation for fiscal year 2024 and \$575,000 of the general fund—state appropriation for fiscal year 2025 are provided to increase the number of high school seniors and college bound scholars that complete the free application for federal student aid and the Washington application for state financial aid through digital engagement tools, expanded training, and increased events for high school students.

(5) \$850,000 of the general fund—state appropriation for fiscal year 2024 and \$850,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for administrative support services to carry out duties and responsibilities necessary for recipients of the Washington college grant who are enrolled in a state registered apprenticeship program.

(6)(a) \$80,000 of the general fund—state appropriation for fiscal year 2024 is provided solely for a pilot program to help students, including those enrolled in state registered apprenticeship programs, connect with health care coverage. The student achievement council, in cooperation with the council of presidents, must provide resources for up to two four-year colleges or universities, one on the east side and one on the west side of the Cascade mountains, to hire or train an employee to:

- (i) Provide information to students and college and university staff about available health insurance options;
- (ii) Develop culturally relevant materials and conduct outreach for historically marginalized and underserved student populations to assist these populations in their knowledge of access to low cost or free health insurance plans;
- (iii) Provide ongoing technical assistance to students about health insurance options or the health insurance application process; and

(iv) Provide technical assistance to students as a health benefit exchange certified assister, to help students understand, shop, apply, and enroll in health insurance through Washington health planfinder.

(b) Participation in the exchange assister program is contingent on fulfilling applicable contracting, security, and other program requirements.

(c) The council, in collaboration with the council of presidents and the health benefit exchange, must submit a report by June 30, 2024, to the appropriate committees of the legislature, pursuant to RCW 43.01.036, on information about barriers students, including those enrolled in state registered apprenticeship programs, encountered accessing health insurance coverage; and to provide recommendations on how to improve student and staff access to health coverage based on data gathered from the pilot program.

(7) \$1,208,000 of the general fund—state appropriation for fiscal year 2024 and \$1,208,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the Washington award for vocational excellence. Of the amount provided in this subsection, \$70,000 of the general fund—state appropriation for fiscal year 2024 and \$70,000 of the general fund—state appropriation for fiscal year 2025 may be used for administration and that is the maximum amount that may be expended for this purpose.

(8) \$2,000,000 of the workforce education investment account—state appropriation is provided solely for the career launch grant pool for the public four-year institutions.

(9) \$179,000 of the general fund—state appropriation for fiscal year 2024 and \$179,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the complete Washington program.

(10) \$10,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for the council to submit a progress report on the new or expanded cybersecurity and nursing academic programs that receive funding in ~~((sections 605 through 611 of this act))~~ sections 601 through 607 of this act, including the number of students enrolled. The council must coordinate with the institutions of higher education and the state board for community and technical colleges as provided in ~~((sections 603(3), 605(31), and 605(37) of this act))~~ section 603(3), chapter 475, Laws of 2023 and section 601 (31) and (37) of this act. The progress report must be submitted to the appropriate committees of the legislature, pursuant to RCW 43.01.036, by December 1, 2024.

(11) \$5,778,000 of the workforce education investment account—state appropriation is provided solely for the Washington student achievement council to contract with a statewide nonprofit organization located in King county to expand college services to support underserved students and improve college retention and completion rates.

(12) \$46,000 of the general fund—state appropriation for fiscal year 2024 and \$46,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for the state of Washington's annual dues to the education commission of the state.

(13) \$150,000 of the workforce education investment account—state appropriation is provided solely for an implementation review of the passport to careers program. The review must include short and long-term recommendations to improve the reach and effectiveness of the passport program. The review must include consultation with organizations serving foster youth, the state board of

community and technical colleges, public four-year institutions, and other organizations involved in the passport to college and passport to apprenticeship programs. Amounts provided in this subsection may be used to provide stipends for youth participating in the review who are receiving funds from passport programs or are eligible to receive funds from passport programs. The review must be submitted to the appropriate committees of the legislature by June 30, 2024.

(14) \$1,485,000 of the workforce education investment account—state appropriation and ~~(((\$90,000,000))~~ \$80,000,000 of the Washington student loan account—state appropriation are provided solely for implementation of Engrossed House Bill No. 1823 (WA student loan program). ~~((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.))~~

(15) \$16,000,000 of the general fund—federal appropriation is provided solely for the good jobs challenge grant expenditure authority.

(16) ~~((\$200,000))~~ \$200,000 of the general fund—state appropriation for fiscal year 2024 ~~((and \$230,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for contraception vending machines for students and staff stocked with emergency contraceptive medication and other forms of contraception, including condoms, and naloxone opioid overdose reversal medication administered by nasal inhalation and fentanyl test strips at discreet and geographically accessible locations, such as gender-neutral restrooms and student union buildings, and locations that are accessible on weekends and after 5:00 p.m. The council must distribute \$10,000 to each public four-year institution and community and technical college who apply on a first-come, first-served basis in fiscal year 2024 and prioritize new applications in fiscal year 2025. An additional \$10,000 may be provided to institutions with more than 20,000 full-time equivalent students. The institutions who receive funding shall enter into agreements with the department of health to receive naloxone and fentanyl test strips to stock the vending machines and provide cost-free access to naloxone and fentanyl test strips to students. A report on which institutions received funding shall be submitted to the legislature, pursuant to RCW 43.01.036, by June 30, 2025.~~

(17) \$1,150,000 of the workforce education investment account—state appropriation is provided solely for implementation of Second Substitute House Bill No. 1559 (postsecondary student needs). ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.))~~

(18) \$200,000 of the workforce education investment account—state appropriation is provided solely for the council to provide grants to law schools in the state who offer a law clinic focusing on crime victim support.

(19)(a) \$100,000 of the workforce education investment account—state appropriation is provided solely to contract with a nonprofit organization located in Tacoma that focuses on coordinated systems of support for postsecondary success to conduct a comprehensive study on the feasibility and potential impacts on postsecondary enrollment of a policy of universal free application for federal financial aid (FAFSA) completion. For purposes of this subsection, universal FAFSA completion means making completion of the financial aid form a requirement for high school graduation and requiring schools to support students through the process. The study will include, but is not limited to, the following:

(i) A landscape scan of existing state and local level universal FAFSA completion policies, both in Washington and nationally;

(ii) Input from key stakeholder groups, including students, parents, state agency staff, K-12 district staff and leadership, and student serving organizations; and

(iii) Recommendations for possible policy change at the state level.

(b) A report of findings and recommendations must be submitted to the appropriate committees of the legislature pursuant to RCW 43.01.036 by November 30, 2023.

(20) \$648,000 of the workforce education investment account—state appropriation is provided solely for distribution to four-year institutions of higher education participating in the students experiencing homelessness program without reduction by the Washington student achievement council, pursuant to Engrossed Substitute Senate Bill No. 5702 (student homelessness pilot). ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.))~~

(21) \$46,000 of the workforce education investment account—state appropriation is provided solely for the administration of the students experiencing homelessness program pursuant to Engrossed Substitute Senate Bill No. 5702 (student homelessness pilot). ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.))~~

(22) \$400,000 of the workforce education investment account—state appropriation is provided solely for implementation of Substitute Senate Bill No. 5687 (wrestling grant program). ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.))~~

(23) \$356,000 of the workforce education investment account—state appropriation is provided solely for the Washington student achievement council to staff the workforce education investment accountability and oversight board as provided in Engrossed Senate Bill No. 5534 (workforce investment board). ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.))~~

(24) \$191,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for the agency to hire a full-time equivalent position to help with increased contracting demand.

(25) \$250,000 of the workforce education investment account—state appropriation is provided solely for a study on establishment and implementation of a scholarship fund as described in RCW 28B.95.040. The study shall include strategy options for disbursement, summary of how tuition units would be allocated for scholarships, and coordination with existing college savings plans. The office shall seek written advice from the internal revenue service on the impact of the provisions in Substitute House Bill No. 2309 on the status of Washington's qualified tuition plan under 529 of the internal revenue code, including potential scalability of the program and its impact on any determination. The report shall include recommendations for implementing the scholarship and be submitted to the appropriate committees of the legislature, pursuant to RCW 43.01.036, by June 30, 2025.

(26) \$330,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for implementation of Substitute Senate Bill No. 5953

(incarcerated student grants). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

**Sec. 609.** 2023 c 475 s 613 (uncodified) is amended to read as follows:

**FOR THE STUDENT ACHIEVEMENT COUNCIL—OFFICE OF STUDENT FINANCIAL ASSISTANCE**

General Fund—State Appropriation (FY 2024) . . . . .	<del>(\$302,029,000)</del>
	<u>\$302,031,000</u>
General Fund—State Appropriation (FY 2025) . . . . .	<del>(\$301,772,000)</del>
	<u>\$301,988,000</u>
General Fund—Federal Appropriation . . . . .	<del>(\$12,250,000)</del>
	<u>\$12,264,000</u>
General Fund—Private/Local Appropriation . . . . .	\$300,000
Education Legacy Trust Account—State Appropriation . . . . .	\$85,488,000
Washington Opportunity Pathways Account—State Appropriation . . . . .	<del>(\$78,914,000)</del>
	<u>\$76,603,000</u>
Aerospace Training Student Loan Account—State Appropriation . . . . .	\$220,000
Workforce Education Investment Account—State Appropriation . . . . .	<del>(\$226,415,000)</del>
	<u>\$323,533,000</u>
Health Professionals Loan Repayment and Scholarship Program Account—State Appropriation . . . . .	\$11,720,000
<b>TOTAL APPROPRIATION . . . . .</b>	<del><b>(\$1,019,108,000)</b></del>
	<u><b>\$1,114,147,000</b></u>

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

(1) \$7,834,000 of the general fund—state appropriation for fiscal year 2024 and \$7,835,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for student financial aid payments under the state work study program, including up to four percent administrative allowance for the state work study program.

(2) \$276,416,000 of the general fund—state appropriation for fiscal year 2024, \$276,416,000 of the general fund—state appropriation for fiscal year 2025, ~~(\$169,036,000)~~ \$258,584,000 of the workforce education investment account—state appropriation, \$69,639,000 of the education legacy trust fund—state appropriation, and \$67,654,000 of the Washington opportunity pathways account—state appropriation are provided solely for the Washington college grant program as provided in RCW 28B.92.200.

(3) Changes made to the state work study program in the 2009-2011 and 2011-2013 fiscal biennia are continued in the 2023-2025 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) \$1,165,000 of the general fund—state appropriation for fiscal year 2024, \$1,165,000 of the general fund—state appropriation for fiscal year 2025,

\$15,849,000 of the education legacy trust account—state appropriation, and ~~(\$11,260,000)~~ \$8,949,000 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.

(5) ~~\$6,999,000 of the general fund—state appropriation for fiscal year 2024~~ ~~((and)), \$6,999,000 of the general fund—state appropriation for fiscal year 2025,~~ and \$1,000,000 of the workforce education investment account—state appropriation 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 2024 and 2025 for this purpose.

(6) \$55,254,000 of the workforce education investment account—state appropriation is provided solely for an annual bridge grant of \$500 to eligible students. A student is eligible for a grant if the student receives a maximum college grant award and does not receive the college bound scholarship program under chapter 28B.118 RCW. Bridge grant funding provides supplementary financial support to low-income students to cover higher education expenses.

(7) \$500,000 of the workforce education investment account—state appropriation is provided solely for the behavioral health apprenticeship stipend pilot program, with stipends of \$3,000 available to students. The pilot program is intended to provide a stipend to assist students in high-demand programs for costs associated with completing a program, including child care, housing, transportation, and food.

(8) ~~(\$1,000,000)~~ \$1,425,000 of the workforce education investment account—state appropriation is provided solely for the national guard grant program. Of the amount provided in this subsection, \$425,000 of the workforce education investment account—state appropriation for fiscal year 2025 is provided solely to increase national guard grant award amounts.

(9) \$1,000,000 of the workforce education investment account—state appropriation is provided solely for educator conditional scholarship and loan repayment programs established in chapter 28B.102 RCW. Dual language educators must receive priority.

(10) \$10,000,000 of the health professionals loan repayment and scholarship program account—state appropriation is provided solely to increase loans within the Washington health corps.

(11) \$1,156,000 of the workforce education investment account—state appropriation is provided solely for implementation of House Bill No. 1232 (college bound scholarship). ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.))~~

(12) \$239,000 of the workforce education investment account—state appropriation is provided solely for the Washington student achievement council to remove barriers to accessing state financial aid by informing people of their income-eligibility for the Washington college grant via the supplemental nutrition assistance program as provided in Second Substitute House Bill No.

2214 (college grant/public assist). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

(13) \$500,000 of the workforce education investment account—state appropriation is provided solely for the Washington award for vocational excellence. This funding will support increasing the scholarship award for students.

(14) \$400,000 of the workforce education investment account—state appropriation is provided solely for a financial aid texting program.

(15) \$500,000 of the workforce education investment account—state appropriation is provided solely for the development and implementation of a mentoring scholarship. An eligible student means a student who participated in a mentoring program as a 12th grade student in Spokane, Garfield, or Columbia counties; filed a free application for federal student aid (FAFSA) or Washington application for state financial aid; and has family income up to 150 percent of the state median family income. An eligible student may receive a maximum award of \$5,000. The award may only be used at institutions of higher education in Spokane, Garfield, Whitman, or Columbia counties. An award that includes state funds must be matched on an equal dollar basis with private funds. A state match for private contributions made in fiscal year 2025 may not exceed \$500,000.

(16) \$200,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for implementation of Substitute House Bill No. 2025 (state work-study program). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

(17) \$150,000 of the workforce education investment account—state appropriation is provided solely for implementation of House Bill No. 1946 (behav. health scholarship). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

(18) \$100,000 of the workforce education investment account—state appropriation is provided solely for implementation of Engrossed Substitute House Bill No. 2441 (college in the HS fees). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

(19) \$1,200,000 of the workforce education investment account—state appropriation is provided solely for implementation of Engrossed Substitute House Bill No. 2019 (Native American apprentices). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

(20) \$1,500,000 of the workforce education investment account—state appropriation is provided solely for implementation of Senate Bill No. 5904 (financial aid terms). If the bill is not enacted by June 30, 2024, the amount provided in this subsection shall lapse.

**Sec. 610.** 2023 c 475 s 614 (uncodified) is amended to read as follows:

**FOR THE WORKFORCE TRAINING AND EDUCATION COORDINATING BOARD**

General Fund—State Appropriation (FY 2024) . . . . .	<del>(\$4,845,000)</del>
	\$4,898,000
General Fund—State Appropriation (FY 2025) . . . . .	<del>(\$4,311,000)</del>
	\$4,879,000
General Fund—Federal Appropriation . . . . .	<del>(\$55,868,000)</del>
	\$56,030,000

General Fund—Private/Local Appropriation . . . . .	\$212,000
Climate Commitment Account—State Appropriation . . . . .	\$904,000
Coronavirus State Fiscal Recovery Fund—Federal Appropriation. . . . .	\$250,000
Workforce Education Investment Account—State Appropriation. . . . .	<del>(\$2,350,000)</del>
	<u>\$3,425,000</u>
TOTAL APPROPRIATION . . . . .	<del>(\$68,740,000)</del>
	<u>\$70,598,000</u>

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

(1) \$240,000 of the general fund—state appropriation for fiscal year 2024 and \$240,000 of the general fund—state appropriation for fiscal year 2025 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 and incorporate the recommended action plan completed in 2020.

(2) \$250,000 of the coronavirus state fiscal recovery fund—federal appropriation is provided solely for an accredited osteopathic medical school to purchase necessary equipment to support the education and training of community-focused occupational therapists.

(3) \$564,000 of the general fund—state appropriation for fiscal year 2024 and \$573,000 of the general fund—state appropriation for fiscal year 2025 are provided solely to conduct health workforce surveys, in collaboration with the nursing care quality assurance commission, to collect and analyze data on the long-term care workforce, and to manage a stakeholder process to address retention and career pathways in long-term care facilities.

(4) \$1,200,000 of the general fund—state appropriation for fiscal year 2024 and \$1,100,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for apprenticeship grants, in collaboration with the nursing care quality assurance commission and the department of labor and industries, to address the long-term care workforce.

(5) \$109,000 of the general fund—state appropriation for fiscal year 2024 and \$109,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for administrative expenditures for the Washington award for vocational excellence.

(6) \$2,000,000 of the workforce education investment account—state appropriation is provided solely for the workforce board to award grants for the purposes of providing apprenticeship, industry certifications and wraparound student supports to workers pursuing job advancement and enhancement through college readiness, apprenticeship, degree, certification, or professional development opportunities in the health care field. Grant recipients must be labor-management partnerships established under section 302 of the labor-management relations act, 29 U.S.C. Sec. 186 that demonstrate adequate funding match and competency in the provision of student supports, or employers who can demonstrate service serving greater than 50 percent medicaid populations who can demonstrate that they will use the grant to join or establish a labor-

management partnership dedicated to the purposes of this section. Preference must be given to applications that demonstrate an ability to support students from racially diverse backgrounds, and that are focused on in-demand fields with career ladders to living wage jobs. Grant recipients must use the funds to provide services including, but not limited to, development and implementation of apprenticeship and industry certifications, benefits administration, tuition assistance, counseling and navigation, tutoring and test preparation, instructor/mentor training, materials and technology for students, childcare, and travel costs.

(7) \$92,000 of the general fund—state appropriation for fiscal year 2024 and \$92,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for a full-time information technology position to collaborate with other state workforce agencies to establish and support a governance structure that provides strategic direction on cross-organizational information technology projects. The board must submit a report to the governor's office and the appropriate committees of the legislature, pursuant to RCW 43.01.036, with a progress update and recommendations on a coalition model that will result in better service coordination and public stewardship that enables the efficient delivery of workforce development services by September 1, 2023, and September 1, 2024.

(8) The workforce board must report to and coordinate with the department of ecology to track expenditures from climate commitment act accounts, as defined and described in RCW 70A.65.300 and section 302(13) of this act.

(9) \$84,000 of the workforce education investment account—state appropriation is provided solely for implementation of Second Substitute House Bill No. 1724 (behavioral health workforce). ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.))~~

(10) \$904,000 of the climate commitment account—state appropriation is provided solely for the implementation of Second Substitute House Bill No. 1176 (climate-ready communities), which creates a clean energy technology workforce advisory committee. ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.))~~ The agency must conduct a study in fiscal year 2024 of the feasibility of a transition to retirement program to ensure income and medical and retirement benefits are not interrupted for workers close to retirement that face job loss or transition because of clean energy technology sector changes.

(11) \$256,000 of the workforce education investment account—state appropriation is provided solely for implementation of Engrossed Second Substitute Senate Bill No. 5582 (nurse supply). ~~((If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.))~~

(12) \$1,075,000 of the workforce education investment account—state appropriation is provided solely for digital equity. Of the amount provided in this subsection:

(a) \$150,000 of the workforce education investment account—state appropriation is provided solely for administration and oversight of digital equity workforce coordination and expansion.

(b) \$150,000 of the workforce education investment account—state appropriation is provided solely for development of an interactive portal for job

seekers, workers, and students, focused on information technology and information technology adjacent careers.

(c) \$350,000 of the workforce education investment account—state appropriation is provided solely for reentry services for individuals within the prison system who are within three to five months of release for direct entry into a program or employment.

(d) \$425,000 of the workforce education investment account—state appropriation is provided solely for the board to contract with Washington State University to provide preliminary work to inform the design and development of a Washington digital literacy credential program. The institution shall research the landscape of digital literacy programs from providers across the state; create a comprehensive database of available programs; research and identify gaps in the needed skills training currently available; research and identify potential subject matter experts; and identify digital badging opportunities in accordance with state guidelines and needs. A report shall be submitted to the appropriate committees of the legislature, pursuant to RCW 43.01.036, by June 1, 2025.

(13) \$300,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for a new application portal for the Washington award for vocational excellence scholarship program.

**Sec. 611.** 2023 c 475 s 615 (uncodified) is amended to read as follows:

**FOR THE STATE SCHOOL FOR THE BLIND**

General Fund—State Appropriation (FY 2024) . . . . .	<del>(\$11,090,000)</del>
	\$11,072,000
General Fund—State Appropriation (FY 2025) . . . . .	<del>(\$11,186,000)</del>
	\$11,356,000
General Fund—Private/Local Appropriation . . . . .	\$34,000
TOTAL APPROPRIATION . . . . .	<del>(\$22,310,000)</del>
	\$22,462,000

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 six through twelve for full-time instructional services at the Vancouver campus or online 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. 612.** 2023 c 475 s 616 (uncodified) is amended to read as follows:

**FOR THE WASHINGTON CENTER FOR DEAF AND HARD OF HEARING YOUTH**

General Fund—State Appropriation (FY 2024) . . . . .	<del>(\$17,953,000)</del>
	\$18,505,000
General Fund—State Appropriation (FY 2025) . . . . .	<del>(\$17,997,000)</del>
	\$18,774,000
General Fund—Private/Local Appropriation . . . . .	<del>(\$3,050,000)</del>
	\$4,052,000
TOTAL APPROPRIATION . . . . .	<del>(\$39,000,000)</del>
	\$41,331,000

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 students ages three through 21 enrolled at the center the opportunity to participate in a minimum of 1,080 hours of instruction and the opportunity to earn 24 high school credits.

(2) \$225,000 of the general fund—state appropriation for fiscal year 2024 and \$225,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for a mentoring program for persons employed as educational interpreters in public schools.

(3) \$240,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for additional student-based safety training as well as diversity, equity, and inclusion training for staff.

Sec. 613. 2023 c 475 s 617 (uncodified) is amended to read as follows:

**FOR THE WASHINGTON STATE ARTS COMMISSION**

General Fund—State Appropriation (FY 2024) . . . . .	<del>(\$6,615,000)</del>
	<u>\$6,329,000</u>
General Fund—State Appropriation (FY 2025) . . . . .	<del>(\$6,795,000)</del>
	<u>\$7,595,000</u>
General Fund—Federal Appropriation . . . . .	<del>(\$2,230,000)</del>
	<u>\$2,830,000</u>
General Fund—Private/Local Appropriation . . . . .	\$184,000
TOTAL APPROPRIATION . . . . .	<del>(\$15,824,000)</del>
	<u>\$16,938,000</u>

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

(1) \$79,000 of the general fund—state appropriation for fiscal year 2024 and \$79,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the creative districts program.

(2) \$868,000 of the general fund—state appropriation for fiscal year 2024 and \$867,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the establishment of a tribal cultural affairs program. Of the amounts provided in this subsection, \$500,000 of the general fund—state appropriation for fiscal year 2024 and \$500,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for grants to support tribal cultural, arts, and creative programs.

(3) \$151,000 of the general fund—state appropriation for fiscal year 2024 and \$137,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the commission to hire a temporary collections technician to maintain and repair public art in the state art collection.

(4) \$250,000 of the general fund—state appropriation for fiscal year 2024 and \$250,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the commission to implement a pilot program for in-person and online arts programming, targeting adults and families impacted by housing instability, mental health challenges, and trauma.

(5) ~~(\$489,000)~~ \$199,000 of the general fund—state appropriation for fiscal year 2024 and ~~(\$654,000)~~ \$944,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for implementation of Second Substitute House Bill No. 1639 (Billy Frank Jr. statue). ~~((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.))~~

(6) \$150,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for an outdoor public art project in downtown Everett on the façade of the Schack art center. The project shall feature stainless steel images of Sasquatch and Pacific Northwest elements, honoring the rich cultural heritage of the region and the narrative history of the Coast Salish Tribes.

Sec. 614. 2023 c 475 s 618 (uncodified) is amended to read as follows:

**FOR THE WASHINGTON STATE HISTORICAL SOCIETY**

General Fund—State Appropriation (FY 2024) . . . . .	<del>(\$5,327,000)</del>
	<u>\$5,424,000</u>
General Fund—State Appropriation (FY 2025) . . . . .	<del>(\$5,467,000)</del>
	<u>\$6,715,000</u>
Local Museum Account—Washington State Historical Society—Private/Local Appropriation . . . . .	\$70,000
TOTAL APPROPRIATION . . . . .	<del>(\$10,864,000)</del>
	<u>\$12,209,000</u>

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

(1) \$100,000 of the general fund—state appropriation for fiscal year 2024 and \$100,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the purpose of supporting the Washington museums connect initiative, creating an inventory of rural, volunteer, and multidiscipline museums and place-based heritage groups to connect at-risk museums to a statewide funding and operational network. The department shall contract with an organization that works with and connects museums in Washington state.

(a) The contracted organization must:

(i) Submit to the department a report regarding funding needs for the museums and place-based heritage groups identified in the statewide inventory created in the first phase of the initiative;

(ii) Submit to the department a strategic plan assessing opportunities for the entities identified in the statewide inventory to access local, state, and national funding; and

(iii) Distribute to the entities identified in the inventory information regarding opportunities to apply for local, state, and national funding for the duration of the contract.

(b) The report and the strategic plan are due by June 30, 2025.

(2) \$90,000 of the general fund—state appropriation for fiscal year 2024 and \$88,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for an assistant curator at the Washington state history museum.

(3) \$4,000 of the general fund—state appropriation for fiscal year 2024, \$4,000 of the general fund—state appropriation for fiscal year 2025, and \$70,000 of the local museum account—Washington state historical society—private/local appropriation are provided solely for implementation of Second Substitute House Bill No. 1639 (Billy Frank Jr. statue). ~~((If the bill is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.))~~

(4) \$99,000 of the general fund—state appropriation for fiscal year 2024 and ~~(\$242,000)~~ \$428,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for the Washington state historical society to partner with statewide organizations specializing in the preservation of

Washington state aviation history to organize a centennial celebration of the first round-the-world flight that captures the narratives and contributions of Washingtonians to the history of aviation.

(5) \$320,000 of the general fund—state appropriation for fiscal year 2025 is provided solely for the Washington state historical society to partner with a statewide organization specializing in the preservation of Washington state Jewish history to transform and expand the collection of oral histories from Jewish Washingtonians in order to build awareness and to provide education.

Sec. 615. 2023 c 475 s 619 (uncodified) is amended to read as follows:

<b>FOR THE EASTERN WASHINGTON STATE HISTORICAL SOCIETY</b>	
General Fund—State Appropriation (FY 2024) . . . . .	<del>(\$4,429,000)</del>
	\$4,794,000
General Fund—State Appropriation (FY 2025) . . . . .	<del>(\$4,452,000)</del>
	\$4,712,000
TOTAL APPROPRIATION . . . . .	<del>(\$8,881,000)</del>
	\$9,506,000

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 2024 and \$103,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for a director of support services.

(2) \$52,000 of the general fund—state appropriation for fiscal year 2024 and \$52,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for an information technology staff to replace the society's contracted information technology support.

(3) \$350,000 of the general fund—state appropriation for fiscal year 2024 and \$150,000 of the general fund—state appropriation for fiscal year 2025 are provided solely for acquisition, transportation, archiving, and storage of the following two collections:

(a) A collection of artworks created by Harold Balazs;

(b) A collection of Southern Plateau tribal beadwork and culturally historic photographs.

**PART VII  
SPECIAL APPROPRIATIONS**

Sec. 701. 2023 c 475 s 701 (uncodified) is amended to read as follows:

<b>FOR THE OFFICE OF FINANCIAL MANAGEMENT—INFORMATION TECHNOLOGY INVESTMENT POOL</b>	
General Fund—State Appropriation (FY 2024) . . . . .	\$26,470,000
General Fund—State Appropriation (FY 2025) . . . . .	<del>(\$9,022,000)</del>
	\$12,356,000
Other Appropriated Funds . . . . .	<del>(\$6,559,000)</del>
	\$18,198,000
TOTAL APPROPRIATION . . . . .	<del>(\$42,051,000)</del>
	\$57,024,000

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

(1) The appropriations are provided solely for expenditure into the information technology investment revolving account created in RCW 43.41.433. Amounts in the account are provided solely for the information technology projects shown in LEAP omnibus documents IT-2023, dated April 22, 2023, and IT-2024, dated March 4, 2024, which ~~((is))~~ are hereby incorporated by reference. To facilitate the transfer of moneys from other funds and accounts that are associated with projects contained in LEAP omnibus documents IT-2023, dated April 22, 2023, and IT-2024, dated March 4, 2024, the state treasurer is directed to transfer moneys from other funds and accounts to the information technology investment revolving account in accordance with schedules provided by the office of financial management. Restricted federal funds may be transferred only to the extent permitted by law, and will otherwise remain outside the information technology investment account. The projects affected remain subject to the other provisions of this section.

(2) Agencies must apply to the office of the chief information officer for certification and release of funding for each gate of the project. When the office of the chief information officer certifies the key deliverables of the gate have been met, a current technology budget is approved; and if applicable to the stage or gate of the project, that the project is putting functioning software into production that addresses user needs, is in compliance with the quality assurance plan, and meets a defined set of industry best practices for code quality that the office of the chief information officer will post to their website by July 1, 2023, it must notify the office of financial management and the fiscal committees of the legislature. The office of financial management may not approve funding for the certified project gate any earlier than ten business days from the date of notification to the fiscal committees of the legislature.

(3)(a) 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 chief information officer and the office of financial management.

(b) 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 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 and only after the office of the chief information officer certifies the stage as required in subsection (2) of this section. For the one Washington project, the amount retained is increased to at least twenty percent of total funding allocated for any stage of that project. If there is no significant risk to the project, the holdback does not apply to the final gate during a biennial close.

(4)(a) Each project must have a technology budget. The technology budget must have the detail by fiscal month for the 2023-2025 fiscal biennium. 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, as well as at least five years of maintenance and operations costs.

(b) As part of the development of a technology budget and at each request for funding, the agency shall submit an updated technology budget, if changes

occurred, to include detailed financial information to the office of financial management and the office of the chief information officer. The technology budget must describe the total cost of the project, as well as maintenance and operations costs, to include and identify at least:

(i) Fund sources:

(A) If the project is funded from the information technology revolving account, the technology budget must include a worksheet that provides the fund sources that were transferred into the account by fiscal year;

(B) If the project is by a central service agency, and funds are driven out by the central service model, the technology budget must provide a statewide impact by agency by fund as a worksheet in the technology budget file;

(ii) Full time equivalent staffing level to include job classification assumptions. This is to assure that the project has adequate state staffing and agency support to ensure success, ensure user acceptance, and adequately test the functionality being delivered in each sprint before it is accepted by the agency's contracting officer or their representative. Key project functions that are deemed "critical" must be retained by state personnel and not outsourced, to ensure that knowledge is retained within state government and that the state can self-sufficiently support the system and make improvements without long-term dependence on a vendor;

(iii) Discrete financial budget codes to include at least the appropriation index and program index;

(iv) Object and subobject codes of expenditures;

(v) Anticipated deliverables to include software demonstration dates;

(vi) Historical budget and expenditure detail by fiscal year; and

(vii) Maintenance and operations costs by fiscal year for at least five years as a separate worksheet.

(c) If a project technology budget changes and a revised technology budget is completed, a comparison of the revised technology budget to the last approved technology budget must be posted to the dashboard, to include a narrative rationale on what changed, why, and how that impacts the project in scope, budget, and schedule.

(5)(a) Each project must have a project charter. The charter must include:

(i) An organizational chart of the project management team that identifies team members and their roles and responsibilities, and shows that the project is adequately staffed by state personnel in key functions to ensure success;

(ii) The office of the chief information officer staff assigned to the project;

(iii) A project roadmap that includes the problems the team is solving and the sequence in which the team intends to take on those problems, updated periodically to reflect what has been learned;

(iv) Metrics to support the project strategy and vision, to determine that the project is incrementally meeting user needs;

(v) 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;

(vi) Performance measures used to determine that the project is on time, within budget, and meeting expectations for quality of work product;

(vii) Ongoing maintenance and operations cost of the project post implementation and close out delineated by agency staffing, contracted staffing, and service level agreements; and

(viii) Financial budget coding to include at least discrete financial coding for the project.

(b) If required by the office of the chief information officer, a project may also need to have an investment plan. The office of the chief information officer must:

(i) Base the requirement of an agency needing to have an investment plan on the complexity and risk of the project;

(ii) Establish requirements by project risk level in statewide technology policy, and publish the requirements by September 30, 2023; and

(iii) In collaboration with the department of enterprise services, define the circumstances under which the vendor will be terminated or replaced and establish the process by which the agency will transition to a new vendor with a minimal reduction in project productivity.

(6)(a) Projects with estimated costs greater than \$100,000,000 from initiation to completion and implementation may be divided into discrete subprojects as determined by the office of the chief information officer, except for the one Washington project which must be divided into the following discrete subprojects: Core financials, expanding financials and procurement, budget, and human resources. Each subproject must have a technology budget as provided in this section.

(b) If the project affects more than one agency:

(i) A separate technology budget and investment plan must be prepared by each agency; and

(ii) There must be a budget roll up that includes each affected agency at the subproject level.

(7) The office of the chief information officer shall maintain a statewide information technology project dashboard that provides updated information each fiscal month on projects subject to this section. The statewide dashboard must meet the requirements in section 155 of this act.

(8) For any project that exceeds \$2,000,000 in total funds to complete, requires more than one biennium to complete, or is financed through financial contracts, bonds, or other indebtedness:

(a) Independent quality assurance services for the project must report independently to the office of the chief information officer;

(b) The office of the chief information officer, based on project risk assessments, may require additional quality assurance services and independent verification and validation services;

(c) 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;

(d) 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;

(e) 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;

(f) 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;

(g) The agency and project must use an agile development model holding live demonstrations of functioning software, developed using incremental user research, held at the end of every two-week sprint, except for:

(i) Hardware or infrastructure projects; and

(ii) Projects that have implemented all phases and are now in maintenance and operations;

(h) The project solution must be capable of being continually updated, as necessary; and

(i) The agency and project must deploy usable functionality into production for users within 180 days from the date of an executed procurement contract in response to a competitive request for proposal.

(9) The office of the chief information officer must evaluate the project at each stage and certify whether the project is putting functioning software into production that addresses user needs, is projected to be completed within budget, is in compliance with the quality assurance plan, and meets a defined set of industry best practices for code quality, and whether the project is planned, managed, and meeting deliverable targets as defined in the project's approved technology budget and investment plan.

(10) The office of the 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. The office of the chief information officer must report on December 1 each calendar year any suspension or termination of a project in the previous 12-month period to the legislative fiscal committees.

(11) The office of the 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. The office of the chief information officer must report on December 1 each calendar year any additional projects to be subjected to this section that were identified in the previous 12-month period to the legislative fiscal committees.

(12) 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.

(13) The following information technology projects are subject to the conditions, limitations, and review of this section:

(a) The state network firewall replacement of the consolidated technology services agency;

(b) The resident portal of the consolidated technology services agency; and

(c) The resident identity and access management modernization project of the consolidated technology services agency.

**Sec. 702.** 2023 c 475 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 DEBT SUBJECT TO THE DEBT LIMIT**

General Fund—State Appropriation (FY 2024) . . . . .	(\$1,419,445,000)
	<u>\$1,401,902,000</u>
General Fund—State Appropriation (FY 2025) . . . . .	(\$1,549,610,000)
	<u>\$1,471,521,000</u>
State Building Construction Account—State Appropriation . . . . .	(\$14,092,000)
	<u>\$20,863,000</u>
<u>Columbia River Basin Water Supply Development</u>	
Account—State Appropriation . . . . .	\$3,000
Watershed Restoration and Enhancement Bond Account— State Appropriation . . . . .	(\$204,000)
	<u>\$64,000</u>
State Taxable Building Construction Account—State Appropriation . . . . .	\$876,000
Debt-Limit Reimbursable Bond Retirement Account— State Appropriation . . . . .	\$119,000
TOTAL APPROPRIATION . . . . .	(\$2,984,346,000)
	<u>\$2,895,348,000</u>

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. 703.** 2023 c 475 s 703 (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**

Nondebt-Limit Reimbursable Bond Retirement Account— State Appropriation . . . . .	(\$51,730,000)
	<u>\$51,761,000</u>
<u>School Construction and Skill Centers Building</u>	
Account—State Appropriation . . . . .	\$4,000
TOTAL APPROPRIATION . . . . .	(\$51,730,000)
	<u>\$51,765,000</u>

The appropriation in this section is subject to the following conditions and limitations: The general fund appropriation is for expenditure into the nondebt limit general fund bond retirement account.

**Sec. 704.** 2023 c 475 s 704 (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 2024) . . . . .	\$1,400,000
--	-------------

General Fund—State Appropriation (FY 2025) . . . . .	\$1,400,000
State Building Construction Account—State Appropriation . . . . .	<del>(\$2,821,000)</del>
	<u>\$3,921,000</u>
Watershed Restoration and Enhancement Bond Account— State Appropriation . . . . .	<del>(\$44,000)</del>
	<u>\$24,000</u>
State Taxable Building Construction Account—State Appropriation . . . . .	\$176,000
<u>Columbia River Basin Water Supply Development Account—State Appropriation . . . . .</u>	<u>\$1,000</u>
<u>School Construction and Skill Centers Building Account—State Appropriation . . . . .</u>	<u>\$1,000</u>
TOTAL APPROPRIATION . . . . .	<del>(\$5,841,000)</del>
	<u>\$6,923,000</u>

**Sec. 705.** 2023 c 475 s 705 (uncodified) is amended to read as follows:  
**FOR THE OFFICE OF FINANCIAL MANAGEMENT—GOVERNOR'S  
EMERGENCY FUNDING**

General Fund—State Appropriation (FY 2024) . . . . .	<del>(\$3,500,000)</del>
	<u>\$5,000,000</u>
General Fund—State Appropriation (FY 2025) . . . . .	\$3,500,000
TOTAL APPROPRIATION . . . . .	<del>(\$7,000,000)</del>
	<u>\$8,500,000</u>

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

(1) ~~(\$1,000,000)~~ \$1,500,000 of the general fund—state appropriation for fiscal year 2024 and \$1,000,000 of the general fund—state appropriation for fiscal year 2025 are provided for the critically necessary work of any state agency in the event of an emergent or unforeseen circumstance. Prior to the allocation of funding from this subsection (1), the requesting agency and the office of financial management must comply with the provisions of RCW 43.88.250.

(2) ~~(\$2,500,000)~~ \$3,500,000 of the general fund—state appropriation for fiscal year 2024 and \$2,500,000 of the general fund—state appropriation for fiscal year 2025 are provided for individual assistance consistent with RCW 38.52.030(9) during an emergency proclaimed by the governor, as defined in RCW 38.52.010. The office of financial management must notify the fiscal committees of the legislature of the receipt by the governor or adjutant general of each application ~~((or)), request, or allocation~~ for individual assistance from the amounts provided in this subsection (2). ~~((The office of financial management may not approve or release funding for 10 business days from the date of notification to the fiscal committees of the legislature.))~~

**Sec. 706.** 2023 c 475 s 717 (uncodified) is amended to read as follows:  
**FOR THE OFFICE OF FINANCIAL MANAGEMENT—STATE  
HEALTH CARE AFFORDABILITY ACCOUNT**

General Fund—State Appropriation (FY 2024) . . . . .	\$55,000,000
General Fund—State Appropriation (FY 2025) . . . . .	<del>(\$30,000,000)</del>
	<u>\$45,000,000</u>

TOTAL APPROPRIATION . . . . . (~~(\$85,000,000)~~)  
\$100,000,000

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

(1) The appropriations are provided solely for expenditure into the state health care affordability account created in RCW 43.71.130.

(2) It is the intent of the legislature to continue the policy of expending \$5,000,000 into the account each fiscal year in future biennia for the purpose of funding premium assistance for customers ineligible for federal premium tax credits who meet the eligibility criteria established in section 214(4)(a) of this act. Future expenditures into the account are contingent upon approval of the waiver described in RCW 43.71.120.

NEW SECTION. Sec. 707. A new section is added to 2023 c 475 (uncodified) 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 2024, unless otherwise indicated, for relief of various individuals, firms, and corporations for sundry claims.

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:

- (1) Clifford T. Snow, claim number 9991014081 . . . . . \$13,659
- (2) Shanna S. Parker, claim number 9991013694 . . . . . \$14,913
- (3) Leah M. Eggleston, claim number 9991013115 . . . . . \$20,852
- (4) Shannon E. Garner, claim number 9991013103 . . . . . \$15,325
- (5) Stephanie S. Westby, claim number 9991012517 . . . . . \$199,459
- (6) Clyde E. McCoy, claim number 9991014232 . . . . . \$139
- (7) Kevin R. Ash, claim number 9991014512 . . . . . \$14,810
- (8) Kenneth M. Salazar, claim number 9991014683 . . . . . \$231,920
- (9) Victor O. Alejandro-Mejia, claim number 9991014791 . . . . . \$213,298
- (10) James K. Warren, claim number 9991014924 . . . . . \$20,844
- (11) Marcus Buchanan, claim number 9991015324 . . . . . \$71,102
- (12) Lawrence Connor Norton, claim number 9991015445 . . . . . \$110,000
- (13) Abdifatah Abshir, claim number 9991015447 . . . . . \$55,000

**Sec. 708.** 2023 c 475 s 710 (uncodified) is amended to read as follows:

**FOR THE STATE TREASURER—COUNTY CLERK LEGAL FINANCIAL OBLIGATION GRANTS**

General Fund—State Appropriation (FY 2024) . . . . . \$541,000  
 General Fund—State Appropriation (FY 2025) . . . . . (~~(\$441,000)~~)  
\$800,000  
 TOTAL APPROPRIATION . . . . . (~~(\$982,000)~~)  
\$1,341,000

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:

<b>County Clerk</b>	<b>FY 2024</b>	<b>FY 2025</b>
Adams County Clerk	\$2,103	<del>(\$1,714)</del> <u>\$3,109</u>
Asotin County Clerk	\$2,935	<del>(\$2,392)</del> <u>\$4,339</u>
Benton County Clerk	\$18,231	<del>(\$14,858)</del> <u>\$26,953</u>
Chelan County Clerk	\$7,399	<del>(\$6,030)</del> <u>\$10,939</u>
Clallam County Clerk	\$5,832	<del>(\$4,753)</del> <u>\$8,622</u>
Clark County Clerk	\$32,635	<del>(\$26,597)</del> <u>\$48,249</u>
Columbia County Clerk	\$384	<del>(\$313)</del> <u>\$568</u>
Cowlitz County Clerk	\$16,923	<del>(\$13,792)</del> <u>\$25,020</u>
Douglas County Clerk	\$3,032	<del>(\$2,471)</del> <u>\$4,483</u>
Ferry County Clerk	\$422	<del>(\$344)</del> <u>\$624</u>
Franklin County Clerk	\$5,486	<del>(\$4,471)</del> <u>\$8,111</u>
Garfield County Clerk	\$243	<del>(\$198)</del> <u>\$359</u>
Grant County Clerk	\$10,107	<del>(\$8,237)</del> <u>\$14,942</u>
Grays Harbor County Clerk	\$8,659	<del>(\$7,057)</del> <u>\$12,802</u>
Island County Clerk	\$3,059	<del>(\$2,493)</del> <u>\$4,523</u>
Jefferson County Clerk	\$1,859	<del>(\$1,515)</del> <u>\$2,748</u>
King County Court Clerk	\$119,290	<del>(\$97,266)</del> <u>\$176,446</u>
Kitsap County Clerk	\$22,242	<del>(\$18,127)</del> <u>\$32,883</u>

<b>County Clerk</b>	<b>FY 2024</b>	<b>FY 2025</b>
Kittitas County Clerk	\$3,551	<del>(\$2,894)</del> <u>\$5,250</u>
Klickitat County Clerk	\$2,151	<del>(\$1,753)</del> <u>\$3,180</u>
Lewis County Clerk	\$10,340	<del>(\$8,427)</del> <u>\$15,287</u>
Lincoln County Clerk	\$724	<del>(\$590)</del> <u>\$1,070</u>
Mason County Clerk	\$5,146	<del>(\$4,194)</del> <u>\$7,608</u>
Okanogan County Clerk	\$3,978	<del>(\$3,242)</del> <u>\$5,881</u>
Pacific County Clerk	\$2,411	<del>(\$1,965)</del> <u>\$3,565</u>
Pend Oreille County Clerk	\$611	<del>(\$498)</del> <u>\$903</u>
Pierce County Clerk	\$77,102	<del>(\$62,837)</del> <u>\$113,990</u>
San Juan County Clerk	\$605	<del>(\$493)</del> <u>\$894</u>
Skagit County Clerk	\$11,059	<del>(\$9,013)</del> <u>\$16,350</u>
Skamania County Clerk	\$1,151	<del>(\$938)</del> <u>\$1,702</u>
Snohomish County Clerk	\$38,143	<del>(\$31,086)</del> <u>\$56,392</u>
Spokane County Clerk	\$44,825	<del>(\$36,578)</del> <u>\$66,355</u>
Stevens County Clerk	\$2,984	<del>(\$2,432)</del> <u>\$4,412</u>
Thurston County Clerk	\$22,204	<del>(\$18,096)</del> <u>\$32,827</u>
Wahkiakum County Clerk	\$400	<del>(\$326)</del> <u>\$591</u>
Walla Walla County Clerk	\$4,935	<del>(\$4,022)</del> <u>\$7,296</u>
Whatcom County Clerk	\$20,728	<del>(\$16,893)</del> <u>\$30,645</u>

County Clerk	FY 2024	FY 2025
Whitman County Clerk	\$2,048	(( <del>\$1,669</del> )) <u>\$3,028</u>
Yakima County Clerk	\$25,063	(( <del>\$20,426</del> )) <u>\$37,054</u>
TOTAL	\$541,000	(( <del>\$441,000</del> )) <u>\$800,000</u>
APPROPRIATIONS		<u>\$800,000</u>

Sec. 709. 2023 c 475 s 715 (uncodified) is amended to read as follows:

**FOR THE OFFICE OF FINANCIAL MANAGEMENT—ANDY HILL  
CANCER RESEARCH ENDOWMENT FUND MATCH TRANSFER  
ACCOUNT**

General Fund—State Appropriation (FY 2024) . . . . .	\$684,000
<u>General Fund—State Appropriation (FY 2025) . . . . .</u>	<u>\$2,486,000</u>
TOTAL APPROPRIATION . . . . .	(( <del>\$684,000</del> )) <u>\$3,170,000</u>

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

Sec. 710. 2023 c 475 s 726 (uncodified) is amended to read as follows:

**FOR THE OFFICE OF FINANCIAL MANAGEMENT—LANDLORD  
MITIGATION PROGRAM ACCOUNT**

General Fund—State Appropriation (FY 2024) . . . . .	\$8,000,000
<u>General Fund—State Appropriation (FY 2025) . . . . .</u>	<u>\$3,750,000</u>
TOTAL APPROPRIATION . . . . .	(( <del>\$8,000,000</del> )) <u>\$11,750,000</u>

The appropriation in this section is subject to the following conditions and limitations: The appropriation is provided solely for expenditure into the landlord mitigation program account created in RCW 43.31.615.

Sec. 711. 2023 c 475 s 727 (uncodified) is amended to read as follows:

**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 2024) . . . . .	(( <del>\$88,700,000</del> )) <u>\$94,400,000</u>
--	--

General Fund—State Appropriation (FY 2025) . . . . .	(\$92,600,000)
	<u>\$98,600,000</u>
TOTAL APPROPRIATION . . . . .	(\$181,300,000)
	<u>\$193,000,000</u>

(3) There is appropriated for contributions to the judicial retirement system:

General Fund—State Appropriation (FY 2024) . . . . .	\$6,300,000
General Fund—State Appropriation (FY 2025) . . . . .	\$6,000,000
TOTAL APPROPRIATION . . . . .	\$12,300,000

(4) There is appropriated for contributions to the judges' retirement system:

General Fund—State Appropriation (FY 2024) . . . . .	\$300,000
General Fund—State Appropriation (FY 2025) . . . . .	\$300,000
TOTAL APPROPRIATION . . . . .	\$600,000

**Sec. 712.** 2023 c 475 s 734 (uncodified) is amended to read as follows:  
**FOR THE WASHINGTON STUDENT ACHIEVEMENT COUNCIL—  
RURAL JOBS PROGRAM MATCH TRANSFER ACCOUNT**

Workforce Education Investment Account—State Appropriation. . . . .	(\$400,000)
	<u>\$404,000</u>
TOTAL APPROPRIATION . . . . .	(\$400,000)
	<u>\$404,000</u>

The appropriations in this section are subject to the following conditions and limitations: The appropriations are provided solely for expenditure into the rural jobs program match transfer account created in RCW 28B.145.120.

**Sec. 713.** 2023 c 475 s 735 (uncodified) is amended to read as follows:  
**FOR THE WASHINGTON STUDENT ACHIEVEMENT COUNCIL—  
OPPORTUNITY SCHOLARSHIP MATCH TRANSFER ACCOUNT**

Workforce Education Investment Account—State Appropriation. . . . .	(\$11,600,000)
	<u>\$14,856,000</u>
TOTAL APPROPRIATION . . . . .	(\$11,600,000)
	<u>\$14,856,000</u>

The appropriations in this section are subject to the following conditions and limitations: The appropriations are provided solely for expenditure into the opportunity scholarship match transfer account created in RCW 28B.145.050.

**Sec. 714.** 2023 c 475 s 740 (uncodified) is amended to read as follows:  
**FOR THE OFFICE OF FINANCIAL MANAGEMENT—WASHINGTON  
STATE LEADERSHIP BOARD ACCOUNT**

General Fund—State Appropriation (FY 2024) . . . . .	(\$843,000)
	<u>\$887,000</u>
General Fund—State Appropriation (FY 2025) . . . . .	(\$848,000)
	<u>\$971,000</u>
TOTAL APPROPRIATION . . . . .	(\$1,691,000)
	<u>\$1,858,000</u>

The appropriations in this section are subject to the following conditions and limitations: The appropriations are provided solely for expenditure into the Washington state leadership board account created in RCW 43.388.020.

Sec. 715. 2023 c 475 s 747 (uncodified) is amended to read as follows:

**FOR THE OFFICE OF FINANCIAL MANAGEMENT—CRIME VICTIM AND WITNESS ASSISTANCE ACCOUNT**

General Fund—State Appropriation (FY 2024) . . . . .	(\$2,000,000)
	<u>\$4,000,000</u>
General Fund—State Appropriation (FY 2025) . . . . .	(\$2,000,000)
	<u>\$4,000,000</u>
TOTAL APPROPRIATION . . . . .	(\$4,000,000)
	<u>\$8,000,000</u>

The appropriations in this section are subject to the following conditions and limitations: The appropriations are provided solely for expenditure into the state crime victim and witness assistance account created in Engrossed Substitute House Bill No. 1169 (legal financial obligations). ~~((If the bill is not enacted by June 30, 2023, the amounts appropriated in this section shall lapse.))~~

Sec. 716. 2023 c 475 s 745 (uncodified) is amended to read as follows:

**FOR THE OFFICE OF FINANCIAL MANAGEMENT—WASHINGTON HORSE RACING COMMISSION OPERATING ACCOUNT**

Coronavirus State Fiscal Recovery Fund—Federal	
Appropriation . . . . .	\$1,150,000
<u>General Fund—State Appropriation (FY 2025) . . . . .</u>	<u>\$1,350,000</u>
TOTAL APPROPRIATION . . . . .	(\$1,150,000)
	<u>\$2,500,000</u>

The appropriations in this section are subject to the following conditions and limitations: The ~~((appropriation is))~~ appropriations are provided solely for expenditure into the Washington horse racing commission operating account created in RCW 67.16.280.

NEW SECTION. Sec. 717. A new section is added to 2023 c 475 (uncodified) to read as follows:

**FOR THE OFFICE OF FINANCIAL MANAGEMENT—CORONAVIRUS STATE FISCAL RECOVERY**

Coronavirus State Fiscal Recovery Fund—Federal	
Appropriation . . . . .	\$250,000,000
TOTAL APPROPRIATION . . . . .	\$250,000,000

The appropriation in this section is subject to the following conditions and limitations: The entire coronavirus state fiscal recovery fund—federal appropriation is provided solely to the office of financial management for allocation to state agencies for costs eligible to be paid from the coronavirus state fiscal recovery fund and where funding is provided elsewhere in this act or the capital omnibus appropriations act for those costs using a funding source other than the coronavirus state fiscal recovery fund. For any agency receiving an allocation under this section, the office must place an equal amount of the agency's state or other source appropriation authority in unallotted reserve status, and those amounts may not be expended. In determining the use of amounts

appropriated in this section, the office of financial management shall prioritize the preservation of state general fund moneys. The office must report on the use of the amounts appropriated in this section to the fiscal committees of the legislature when all coronavirus state fiscal recovery fund moneys are expended or June 30, 2025, whichever is earlier.

**NEW SECTION. Sec. 718.** A new section is added to 2023 c 475 (uncodified) to read as follows:

**FOR THE OFFICE OF FINANCIAL MANAGEMENT—SKELETAL HUMAN REMAINS ASSISTANCE ACCOUNT**

General Fund—State Appropriation (FY 2025) . . . . .	\$500,000
TOTAL APPROPRIATION . . . . .	\$500,000

The appropriation in this section is subject to the following conditions and limitations: The appropriation is provided solely for expenditure into the skeletal human remains assistance account created in RCW 43.334.077.

**NEW SECTION. Sec. 719.** A new section is added to 2023 c 475 (uncodified) to read as follows:

**FOR THE OFFICE OF FINANCIAL MANAGEMENT—SURGICAL SMOKE EVACUATION ACCOUNT**

General Fund—State Appropriation (FY 2025) . . . . .	\$300,000
TOTAL APPROPRIATION . . . . .	\$300,000

The appropriation in this section is subject to the following conditions and limitations: The appropriation is provided solely for expenditure into the surgical smoke evacuation account created in RCW 49.17.505.

**NEW SECTION. Sec. 720.** A new section is added to 2023 c 475 (uncodified) to read as follows:

**FOR THE OFFICE OF FINANCIAL MANAGEMENT—WASHINGTON STATE LIBRARY OPERATIONS ACCOUNT**

General Fund—State Appropriation (FY 2025) . . . . .	\$2,000,000
TOTAL APPROPRIATION . . . . .	\$2,000,000

The appropriation in this section is subject to the following conditions and limitations: The appropriation is provided solely for expenditure into the Washington state library operations account created in RCW 43.07.129.

**NEW SECTION. Sec. 721.** A new section is added to 2023 c 475 (uncodified) to read as follows:

**FOR THE OFFICE OF FINANCIAL MANAGEMENT—QUENDALL TERMINALS SUPERFUND SITE ON LAKE WASHINGTON**

Model Toxics Control Operating Account—State Appropriation . . . . .	\$8,500,000
TOTAL APPROPRIATION . . . . .	\$8,500,000

The appropriation in this section is subject to the following conditions and limitations: The appropriation in this section is for the remedial design for the Quendall terminals superfund site on Lake Washington. Expenditure of the appropriation is conditioned on reaching agreement with the environmental protection agency that offsets any money spent from this appropriation against any future state liability, and memorializing the agreement in an agreed order, settlement agreement, or other similar document.

NEW SECTION. Sec. 722. A new section is added to 2023 c 475 (uncodified) to read as follows:

**FOR THE OFFICE OF FINANCIAL MANAGEMENT—DOWN PAYMENT ASSISTANCE ACCOUNT**

General Fund—State Appropriation (FY 2025) . . . . .	\$250,000
TOTAL APPROPRIATION . . . . .	\$250,000

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 down payment assistance account created in RCW 82.45.240.

NEW SECTION. Sec. 723. A new section is added to 2023 c 475 (uncodified) to read as follows:

**FOR THE OFFICE OF FINANCIAL MANAGEMENT—LEGISLATIVE ORAL HISTORY ACCOUNT**

General Fund—State Appropriation (FY 2025) . . . . .	\$50,000
TOTAL APPROPRIATION . . . . .	\$50,000

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 legislative oral history account created in RCW 44.04.345.

NEW SECTION. Sec. 724. A new section is added to 2023 c 475 (uncodified) to read as follows:

**FOR THE OFFICE OF FINANCIAL MANAGEMENT—PORT DISTRICT EQUITY FUND**

General Fund—State Appropriation (FY 2025) . . . . .	\$1,000,000
TOTAL APPROPRIATION . . . . .	\$1,000,000

The appropriation in this section is subject to the following conditions and limitations: The appropriation is provided solely for expenditure into the port district equity fund created in Engrossed Second Substitute Senate Bill No. 5955 (large port districts). If the bill is not enacted by June 30, 2024, the amount appropriated in this section shall lapse.

NEW SECTION. Sec. 725. A new section is added to 2023 c 475 (uncodified) to read as follows:

**FOR THE OFFICE OF FINANCIAL MANAGEMENT—HEALTH PROFESSIONS ACCOUNT**

Opioid Abatement Settlement Account—State Appropriation . . . . .	\$743,000
TOTAL APPROPRIATION . . . . .	\$743,000

The appropriation in this section is subject to the following conditions and limitations: The appropriation is provided solely for expenditure into the health professions account created in RCW 43.70.320 to implement Second Substitute Senate Bill No. 6228 (substance use treatment). If the bill is not enacted by June 30, 2024, the amounts appropriated in this section shall lapse.

NEW SECTION. Sec. 726. A new section is added to 2023 c 475 (uncodified) to read as follows:

**FOR THE OFFICE OF FINANCIAL MANAGEMENT—BUSINESS ENTERPRISES REVOLVING ACCOUNT**

General Fund—State Appropriation (FY 2024) . . . . .	\$83,000
--	----------

General Fund—State Appropriation (FY 2025) . . . . .	\$85,000
TOTAL APPROPRIATION . . . . .	\$168,000

The appropriations in this section are subject to the following conditions and limitations: The appropriations are provided solely for expenditure into the business enterprises revolving account created in RCW 74.18.230. Funds in this section are provided solely for rent fees and charges for blind business enterprise program licensees at state off-campus facilities.

**NEW SECTION. Sec. 727.** A new section is added to 2023 c 475 (uncodified) to read as follows:

**FOR THE OFFICE OF FINANCIAL MANAGEMENT—  
AGRICULTURAL PEST AND DISEASE RESPONSE ACCOUNT**

General Fund—State Appropriation (FY 2025) . . . . .	\$1,000,000
TOTAL APPROPRIATION . . . . .	\$1,000,000

The appropriation in this section is subject to the following conditions and limitations: The appropriation is provided solely for expenditure into the agricultural pest and disease response account created in Substitute House Bill No. 2147 (agriculture pests & diseases). If the bill is not enacted by June 30, 2024, the amounts appropriated in this section shall lapse.

**NEW SECTION. Sec. 728.** A new section is added to 2023 c 475 (uncodified) to read as follows:

**FOR THE OFFICE OF FINANCIAL MANAGEMENT—CLIMATE  
INVESTMENT ACCOUNT**

(1) If Initiative Measure No. 2117 is approved in the 2024 general election, on the effective date of Initiative Measure No. 2117 and prior to the repeal of the climate investment account by Initiative Measure No. 2117, \$800,000,000 is appropriated from the climate investment account for deposit into the consolidated climate account created in section 907 of this act. If the balance of the climate investment account on the effective date of Initiative Measure No. 2117 is less than \$800,000,000, then the amount appropriated is the balance of the climate investment account on the effective date of the initiative.

(2)(a) This section takes effect on the effective date of Initiative Measure No. 2117 if the initiative is approved in the 2024 general election.

(b) If Initiative Measure No. 2117 is not approved at the 2024 general election, this section is null and void.

**NEW SECTION. Sec. 729.** A new section is added to 2023 c 475 (uncodified) to read as follows:

**FOR THE OFFICE OF FINANCIAL MANAGEMENT—CLIMATE  
COMMITMENT ACCOUNT**

(1) If Initiative Measure No. 2117 is approved in the 2024 general election, on the effective date of Initiative Measure No. 2117 and prior to the repeal of the climate commitment account by Initiative Measure No. 2117, \$1,600,000,000 is appropriated from the climate commitment account for deposit into the consolidated climate account created in section 907 of this act. If the balance of the climate commitment account on the effective date of Initiative Measure No. 2117 is less than \$1,600,000,000, then the amount appropriated is the balance of the climate commitment account on the effective date of the initiative.

(2)(a) This section takes effect on the effective date of Initiative Measure No. 2117 if the initiative is approved in the 2024 general election.

(b) If Initiative Measure No. 2117 is not approved at the 2024 general election, this section is null and void.

NEW SECTION. **Sec. 730.** A new section is added to 2023 c 475 (uncodified) to read as follows:

**FOR THE OFFICE OF FINANCIAL MANAGEMENT—NATURAL CLIMATE SOLUTIONS ACCOUNT**

(1) If Initiative Measure No. 2117 is approved in the 2024 general election, on the effective date of Initiative Measure No. 2117 and prior to the repeal of the natural climate solutions account by Initiative Measure No. 2117, \$600,000,000 is appropriated from the natural climate solutions account for deposit into the consolidated climate account created in section 907 of this act. If the balance of the natural climate solutions account on the effective date of Initiative Measure No. 2117 is less than \$600,000,000, then the amount appropriated is the balance of the natural climate solutions account on the effective date of the initiative.

(2)(a) This section takes effect on the effective date of Initiative Measure No. 2117 if the initiative is approved in the 2024 general election.

(b) If Initiative Measure No. 2117 is not approved at the 2024 general election, this section is null and void.

NEW SECTION. **Sec. 731.** A new section is added to 2023 c 475 (uncodified) to read as follows:

**FOR THE OFFICE OF FINANCIAL MANAGEMENT—AIR QUALITY AND HEALTH DISPARITIES IMPROVEMENT ACCOUNT**

(1) If Initiative Measure No. 2117 is approved in the 2024 general election, on the effective date of Initiative Measure No. 2117 and prior to the repeal of the air quality and health disparities improvement account by Initiative Measure No. 2117, \$25,000,000 is appropriated from the air quality and health disparities improvement account for deposit into the consolidated climate account created in section 907 of this act. If the balance of the air quality and health disparities improvement account on the effective date of Initiative Measure No. 2117 is less than \$25,000,000, then the amount appropriated is the balance of the air quality and health disparities improvement account on the effective date of the initiative.

(2)(a) This section takes effect on the effective date of Initiative Measure No. 2117 if the initiative is approved in the 2024 general election.

(b) If Initiative Measure No. 2117 is not approved at the 2024 general election, this section is null and void.

**PART VIII**

**OTHER TRANSFERS AND APPROPRIATIONS**

**Sec. 801.** 2023 c 475 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 . . . . .	(( <del>\$13,766,000</del> ))
	<u>\$14,606,000</u>
General Fund Appropriation for prosecuting attorney	
distributions . . . . .	(( <del>\$8,284,000</del> ))
	<u>\$8,690,000</u>

General Fund Appropriation for boating safety and education distributions . . . . .	\$4,272,000
General Fund Appropriation for public utility district excise tax distributions . . . . .	<u>(\$71,825,000)</u>
	<u>\$71,424,000</u>
Death Investigations Account Appropriation for distribution to counties for publicly funded autopsies . . . . .	<u>(\$4,947,000)</u>
	<u>\$6,000,000</u>
Aquatic Lands Enhancement Account Appropriation for harbor improvement revenue distributions . . . . .	\$140,000
Timber Tax Distribution Account Appropriation for distribution to "timber" counties . . . . .	<u>(\$82,143,000)</u>
	<u>\$92,948,000</u>
County Criminal Justice Assistance Appropriation . . . . .	<u>(\$129,509,000)</u>
	<u>\$129,925,000</u>
Municipal Criminal Justice Assistance Appropriation . . . . .	<u>(\$51,247,000)</u>
	<u>\$51,744,000</u>
City-County Assistance Appropriation . . . . .	<u>(\$45,960,000)</u>
	<u>\$34,604,000</u>
Liquor Excise Tax Account Appropriation for liquor excise tax distribution . . . . .	\$89,385,000
Columbia River Water Delivery Account Appropriation for the Confederated Tribes of the Colville Reservation . . . . .	\$9,587,000
Columbia River Water Delivery Account Appropriation for the Spokane Tribe of Indians . . . . .	<u>(\$6,893,000)</u>
	<u>\$6,919,000</u>
Liquor Revolving Account Appropriation for liquor profits distribution . . . . .	\$98,876,000
General Fund Appropriation for other tax distributions . . . . .	\$104,000
Dedicated Cannabis Account Appropriation for Cannabis Excise Tax distributions pursuant to Engrossed Second Substitute Senate Bill No. 5796 (cannabis revenue). <u>This includes an increase of \$1,178,000 which is an adjustment for distributions made in fiscal year 2022.</u> . . . . .	<u>(\$50,472,000)</u>
	<u>\$47,216,000</u>
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 . . . . .	\$4,496,000
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. . . . .((~~\$27,990,000~~))  
\$28,630,000

Manufacturing and Warehousing Job Centers Account  
Appropriation for distribution to local taxing jurisdictions to mitigate the unintended revenue redistributions effect of sourcing law changes pursuant to chapter 83, Laws of 2021 (warehousing & manufacturing jobs). . . . . \$7,780,000

State Crime Victim and Witness Assistance Account  
Appropriation for distribution to counties. ((~~If Engrossed Substitute House Bill No. 1169 is not enacted by June 30, 2023, this amount shall lapse.~~)) . . . . .((~~\$4,000,000~~))  
\$8,000,000

TOTAL APPROPRIATION . . . . .((~~\$717,430,000~~))  
\$721,100,000

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.

Sec. 802. 2023 c 475 s 802 (uncodified) is amended to read as follows:

**FOR THE STATE TREASURER—FOR THE COUNTY CRIMINAL JUSTICE ASSISTANCE ACCOUNT**

Impaired Driving Safety Appropriation . . . . .((~~\$2,065,000~~))  
\$1,615,000  
TOTAL APPROPRIATION . . . . .((~~\$2,065,000~~))  
\$1,615,000

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 2023-2025 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).

Sec. 803. 2023 c 475 s 803 (uncodified) is amended to read as follows:

**FOR THE STATE TREASURER—MUNICIPAL CRIMINAL JUSTICE ASSISTANCE ACCOUNT**

Impaired Driving Safety Appropriation . . . . .((~~\$1,377,000~~))  
\$1,077,000  
TOTAL APPROPRIATION . . . . .((~~\$1,377,000~~))  
\$1,077,000

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 2023-2025 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).

Sec. 804. 2023 c 475 s 805 (uncodified) is amended to read as follows:

**FOR THE STATE TREASURER—TRANSFERS**

Dedicated Cannabis 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 2024, ~~(((\$269,000,000))~~ \$250,000,000 and this amount for fiscal year 2025, ~~(((\$278,000,000))~~ \$250,000,000 .....~~(((\$547,000,000))~~ \$500,000,000

Dedicated Cannabis 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 2024, ~~(((\$162,000,000))~~ \$155,000,000 and this amount for fiscal year 2025, ~~(((\$172,000,000))~~ \$155,000,000 .....~~(((\$334,000,000))~~ \$310,000,000

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 2024 ..... \$92,000,000

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 2025 ..... \$92,000,000

~~((Tobacco Settlement Account: For transfer to the state general fund, in an amount not to exceed the actual amount of the tobacco arbitration payment to the tobacco settlement account, for fiscal year 2024 ..... \$24,500,000))~~

State Treasurer's Service Account: For transfer to the state general fund, \$15,000,000 for fiscal year 2024 and \$15,000,000 for fiscal year 2025.

It is the intent of the legislature to continue this policy in the subsequent fiscal biennium. . . . . \$30,000,000

General Fund: For transfer to the fair fund under RCW 15.76.115, \$3,500,000 for fiscal year 2024 and \$3,500,000 for fiscal year 2025 . . . . . \$7,000,000

Financial Services Regulation Account: For transfer to the state general fund, \$3,500,000 for fiscal year 2024 and \$3,500,000 for fiscal year 2025. It is the intent of the legislature to continue this policy in the subsequent fiscal biennium. . . . . \$7,000,000

General Fund: For transfer to the wildfire response, forest restoration, and community resilience account, solely for the implementation of chapter 298, Laws of 2021 (2SHB 1168) (long-term forest health), ~~(\$44,903,000)~~ \$52,224,000 for fiscal year 2024 and ~~(\$44,903,000)~~ \$56,725,000 for fiscal year 2025 . . . . . ~~(\$89,806,000)~~ \$108,949,000

Washington Rescue Plan Transition Account: For transfer to the state general fund, \$1,302,000,000 for fiscal year 2024 and \$798,000,000 for fiscal year 2025 . . . . . ~~(\$1,302,000,000)~~ \$2,100,000,000

Business License Account: For transfer to the state general fund, \$7,200,000 for fiscal year 2025 . . . . . \$7,200,000

General Fund: For transfer to the manufacturing and warehousing job centers account pursuant to RCW 82.14.545 for distribution in section 801 of this act, \$4,320,000 for fiscal year 2024 and \$3,460,000 for fiscal year 2025 . . . . . \$7,780,000

Long-Term Services and Supports Trust Account: For transfer to the state general fund as full repayment of the long-term services program start-up costs and interest, in an amount not to exceed the actual amount of the total remaining principal and interest of the loan, for fiscal year 2024 . . . . . ~~(\$64,281,000)~~ \$66,000,000

General Fund: For transfer to the forest resiliency account trust fund, \$4,000,000 for fiscal year 2024 . . . . . \$4,000,000

Water Pollution Control Revolving Administration Account: For transfer to the water pollution control revolving account, \$6,000,000 for fiscal year 2024 . . . . . \$6,000,000

General Fund: For transfer to the salmon recovery account, \$3,000,000 for fiscal year 2024. . . . . \$3,000,000

Washington Student Loan Account: For transfer to the state general fund, \$40,000,000 for fiscal year 2024 and \$10,000,000 for fiscal year 2025 . . . . .	(((\$40,000,000)) \$50,000,000
Model Toxics Control Operating Account: For transfer to the state general fund, \$50,000,000 for fiscal year 2025 . . . . .	\$50,000,000
General Fund: For transfer to the home security fund, \$44,500,000 for fiscal year 2024 and \$4,500,000 for fiscal year 2025 . . . . .	\$49,000,000
General Fund: For transfer to the state drought preparedness account, \$2,000,000 for fiscal year 2024 . . . . .	\$2,000,000
<u>General Fund: For transfer to the disaster response account, \$12,500,000 for fiscal year 2024 and \$10,000,000 for fiscal year 2025 . . . . .</u>	<u>\$22,500,000</u>
From auction proceeds received under RCW 70A.65.100(7)(b): For transfer to the air quality and health disparities improvement account, \$2,500,000 for fiscal year 2024. . . . .	\$2,500,000
From auction proceeds received under RCW 70A.65.100(7)(c): For transfer to the air quality and health disparities improvement account, \$2,500,000 for fiscal year 2025. . . . .	\$2,500,000
Climate Investment Account: For transfer to the carbon emissions reduction account, \$200,000,000 for fiscal year 2025 <u>no later than October 15, 2024</u> . . . . .	\$200,000,000
Climate Investment Account: For transfer to the climate commitment account, <u>(\$100,000,000)</u> \$170,000,000 for fiscal year 2025 . . . . .	(((\$100,000,000)) \$170,000,000
Climate Investment Account: For transfer to the natural climate solutions account, \$70,000,000 for fiscal year 2025 . . . . .	\$70,000,000
<u>Climate Investment Account: For transfer to the carbon emissions reduction account, \$324,000,000 on or after January 1, 2025 . . . . .</u>	<u>\$324,000,000</u>
<u>General Fund: For transfer to the death investigations account, \$3,000,000 for fiscal year 2024 . . . . .</u>	<u>\$3,000,000</u>
<u>General Fund: For transfer to the local government archives account, \$1,900,000 for fiscal year 2025 . . . . .</u>	<u>\$1,900,000</u>
<u>Joint Legislative Systems Committee Subaccount of the Savings Incentive Account: For transfer to the general fund, \$819,000 for fiscal year 2024 . . . . .</u>	<u>\$819,000</u>

General Fund: For transfer to the motor vehicle account—state, \$14,000,000 for fiscal year 2024 ..... \$14,000,000

General Fund: For transfer to the stadium world cup capital account, \$10,000,000 for fiscal year 2024 ..... \$10,000,000

**PART IX  
MISCELLANEOUS**

NEW SECTION. Sec. 901. A new section is added to 2023 c 475 (uncodified) to read as follows:

**COLLECTIVE BARGAINING AGREEMENTS**

(1) In accordance with chapters 41.80 and 41.56 RCW, agreements have been reached between the governor and organizations representing state employee bargaining units and nonstate employee bargaining units for the 2025 fiscal year presented to the legislature during the 2024 legislative session. Funding is not provided for compensation and fringe benefit provisions not presented to the legislature by the end of the 2024 legislative session. Funding is approved for agreements and awards with the following organizations:

- (a) Fish and wildlife officers guild;
- (b) Teamsters local 760, department of fish and wildlife sergeants; and
- (c) Adult family home council, adult family home providers.

(2) In accordance with chapters 41.80 RCW, an agreement has been reached between Central Washington University, an institution of higher education, and an employee organization representing state employee bargaining units for fiscal year 2025 and funding is provided in Part VI of this act for the agreement with the following organization: Central Washington University agreement with the campus police officers & sergeants.

(3) Expenditures for agreements in subsections (1) and (2) of this section may also be funded 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.

Sec. 902. 2023 c 475 s 908 (uncodified) is amended to read as follows:

**COMPENSATION—REPRESENTED EMPLOYEES—HEALTH CARE COALITION—INSURANCE BENEFITS**

(1)(a) An agreement was reached for the 2023-2025 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 2023-2025 collective bargaining agreement, which maintains the provisions of the prior agreement.

(b) Appropriations for state agencies in this act are sufficient for represented employees outside the coalition and for nonrepresented state employee health benefits.

(2) The appropriations for state agencies in this act are subject to the following conditions and limitations:

(a) The monthly employer funding rate for insurance benefit premiums, public employees' benefits board administration, and the uniform medical plan, shall not exceed \$1,145 per eligible employee for fiscal year 2024. For fiscal

year 2025, the monthly employer funding rate shall not exceed ~~((~~\$1,194~~))~~ \$1,170 per eligible employee. These rates are sufficient to separate vision benefits out of medical plans into stand-alone vision insurance and increase the hardware benefit to \$200 every two years, beginning January 1, 2025, and sufficient to cover in the uniform medical plan, effective July 1, 2023, coverage with no cost share for up to two over the counter COVID-19 tests for each member each month. The rates are sufficient to cover a diabetes management program and apply the cost-share provisions outlined in chapter 366, Laws of 2023 (breast examinations—health plan cost sharing) in the uniform medical plan, effective January 1, 2025. The rates are not sufficient to add coverage of prescription drugs for the treatment of obesity or weight loss. The authority shall not add coverage of prescription drugs for the treatment of obesity or weight loss without a specific appropriation from the legislature. Nothing in this section requires removal of any existing coverage of prescription drugs to treat diabetes.

(b) The board shall collect a \$25 per month surcharge payment from members who use tobacco products and a surcharge payment of not less than \$50 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 95 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.

(c) 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 2024 and 2025, 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 in this subsection.

(d) 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:

(i) For each full-time employee, \$68.41 per month beginning September 1, 2023, and ~~((~~\$78.58~~))~~ \$80.32 beginning September 1, 2024;

(ii) 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, \$68.41 each month beginning September 1, 2023, and ~~((~~\$78.58~~))~~ \$80.32 beginning September 1, 2024, 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 school district or educational service district who purchase insurance benefits through contracts with the health care authority.

(e) The board has the authority to forgo the federal retiree drug subsidy collected under RCW 41.05.068 for uniform medical plan classic medicare, only to leverage additional federal subsidies via adoption of a medicare part D employer group waiver plan to help reduce premiums for medicare retirees enrolled in uniform medical plan classic medicare.

**Sec. 903.** 2023 c 475 s 909 (uncodified) is amended to read as follows:  
**COMPENSATION—SCHOOL EMPLOYEES—INSURANCE BENEFITS**

An agreement was reached for the 2023-2025 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 2023-2025 collective bargaining agreement, which maintains the provisions of the prior agreement, and are subject to the following conditions and limitations:

(1) The monthly employer funding rate for insurance benefit premiums, school employees' benefits board administration, retiree remittance, and the uniform medical plan, shall not exceed the rates identified in section 506(4) of this act.

(a) These rates are sufficient to cover, effective January 1, 2024:

(i) The following in the uniform medical plan:

(A) Offering a diabetes management program; and

(B) Effective July 1, 2023, coverage with no cost share for up to two over the counter COVID-19 tests for each member each month; and

(ii) The following in the uniform dental plan:

(A) Increasing the temporomandibular joint benefit to \$1,000 annually and \$5,000 per lifetime;

(B) Eliminating the deductible for children up to age 15;

(C) Covering composite fillings on posterior teeth; and

(D) Increasing plan coverage of crowns to 70 percent.

(b) These rates include funding to cover, effective January 1, 2025, ~~((increasing))~~:

(i) Increasing the stand-alone vision insurance ~~hardware~~ benefit to \$200 every 2 years; and

(ii) Applying the cost share provisions outlined in chapter 366, Laws of 2023 (Substitute Senate Bill No. 5396) in the uniform medical plan.

(c) The rates are not sufficient to add coverage of prescription drugs for the treatment of obesity or weight loss. The authority shall not add coverage of prescription drugs for the treatment of obesity or weight loss without a specific appropriation from the legislature. Nothing in this section requires removal of any existing coverage of prescription drugs to treat diabetes.

(2) Rates established in subsection (1) of this section are sufficient to reduce member costs as provided in article 1.3 of the school employees health care funding agreement.

(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 \$25 per month surcharge payment from members who use tobacco products and a surcharge payment of not less than \$50 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 95 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.

(5) When bargaining for funding for school employees health benefits for subsequent fiscal biennia, any proposal agreed upon must assume the imposition of a \$25 per month surcharge payment from members who use tobacco products and a surcharge payment of not less than \$50 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 95 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.

**Sec. 904.** 2023 c 475 s 911 (uncodified) is amended to read as follows:

#### **COMPENSATION—PENSION CONTRIBUTIONS**

The appropriations in this act for school districts and state agencies, including institutions of higher education, are subject to the following conditions and limitations:

(1) 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, and as adjusted under Engrossed Substitute Senate Bill No. 5294 (plan 1 UAAL rates).

(2) An increase of 0.12 percent is funded for state employer contributions to the public employees' retirement system, the public safety employees' retirement systems, and the school employees' retirement system, and an increase of 0.23 percent for employer contributions to the teachers' retirement system is funded for the provisions of Senate Bill No. 5350 (providing a benefit increase to certain retirees of the public employees' retirement system plan 1 and the teachers' retirement system plan 1). If the bill is not enacted by June 30, 2023, this subsection is null and void and appropriations for school districts and state agencies, including institutions of higher education, shall be held in unallotted status.

(3) An increase of 0.13 percent is funded for state employer contributions to the Washington state patrol retirement system and an increase of 0.01 percent is funded for state contributions to the law enforcement officers' and firefighters' retirement system plan 2 for the provisions of Substitute House Bill No. 1007 (military service credit). If the bill is not enacted by June 30, 2023, this subsection is null and void and appropriations for state agencies shall be held in unallotted status.

(4) An increase of 0.01 percent for school district and state employer contributions is funded for the teachers' retirement system for the provisions of Substitute House Bill No. 1056 (postretirement employment). If the bill is not

enacted by June 30, 2023, this subsection is null and void and appropriations for state agencies shall be held in unallotted status.

(5) An increase of 0.13 percent is funded for state employer contributions to the public safety employees' retirement system for the provisions of chapter 199, Laws of 2023 (public safety telecommunicators).

(6) An increase of 0.04 percent is funded for state employer contributions to the public safety employees' retirement system for the provisions of Substitute Senate Bill No. 6106 (DSHS workers/PSERS). If the bill is not enacted by June 30, 2024, this subsection is null and void and appropriations for state agencies shall be held in unallotted status.

(7) An increase of 0.08 percent is funded for state employer contributions to the public employees' retirement system, the public safety employees' retirement systems, and the school employees' retirement system, and an increase of 0.16 percent for employer contributions to the teachers' retirement system is funded for the provisions of Substitute House Bill No. 1985 (PERS/TRS 1 benefit increase). If the bill is not enacted by June 30, 2024, this subsection is null and void and appropriations for school districts and state agencies, including institutions of higher education, shall be held in unallotted status.

NEW SECTION. Sec. 905. A new section is added to 2023 c 475 (uncodified) to read as follows:

(1) The office of financial management must convene a task force to identify, plan, and make recommendations on the conversion of the Larch corrections center property and facilities to an alternate use.

(2) The task force must include the state senator and a state representative whose district represents the Yaacolt community.

(3) The task force must include representatives from the following entities and organizations:

(a) The Clark county commissioners;

(b) The tribe located nearest to the facility;

(c) The Clark county sheriff's office;

(d) A citizen residing near the Larch corrections center, chosen by the Clark county commissioners;

(e) The department of corrections;

(f) The department of ecology;

(g) The department of natural resources;

(h) The department of social and health services;

(i) The department of enterprise services; and

(j) The office of financial management.

(4) The task force must meet at least every other month, and the first meeting must be held by July 31, 2024.

(5) The task force shall report its findings and a prioritized list of recommendations to the governor and the fiscal committees of the legislature by June 30, 2025.

(6) Task force members that are not elected officials or a representative of a governmental entity may be reimbursed for travel expenses in accordance with chapter 43.03 RCW.

**NEW SECTION. Sec. 906.** A new section is added to 2023 c 475 (uncodified) to read as follows:

(1) The task force on the underground economy in the Washington state construction industry is established.

(2) For purposes of this section, "underground economy" means contracting and construction activities in which payroll is unreported or underreported with consequent nonpayment of payroll taxes to federal and state agencies including nonpayment of workers' compensation and unemployment compensation taxes.

(3) The task force shall study the nature and scope of the underground economy and recommend what policy changes, if any, are needed to address the underground economy, including whether greater cohesion and transparency among state agencies is needed. To assist the task force in achieving this goal, the department of labor and industries may contract with the institute for public policy, or, if the institute is unavailable, another entity with expertise capable of providing such assistance.

(4)(a) The task force shall consist of the following members:

(i) A member from each of the two largest caucuses of the senate appointed by the president of the senate;

(ii) A member from each of the two largest caucuses of the house of representatives appointed by the speaker of the house of representatives;

(iii) Four members representing the construction business, selected from nominations submitted by statewide construction business organizations and appointed jointly by the president of the senate and the speaker of the house of representatives;

(iv) Four members representing construction workers, selected from nominations submitted by statewide labor organizations and appointed jointly by the president of the senate and the speaker of the house of representatives; and

(v) One representative from the office of the attorney general.

(b) In addition, the employment security department, the department of labor and industries, and the department of revenue shall cooperate with the task force and shall each maintain a liaison representative, who will be a nonvoting member of the task force. The departments shall cooperate with the task force and the institute for public policy, or other entity as appropriate, and shall provide information and data as the task force or the institute, or other entity as appropriate, may reasonably request.

(c) The task force will choose the chair or cochairs of the task force from among its membership at the initial meeting. The department of labor and industries is responsible for scheduling the initial meeting of the task force.

(5)(a) Legislative members of the task force shall be reimbursed for travel expenses in accordance with RCW 44.04.120. Nonlegislative members, except those representing an employer or organization, are entitled to be reimbursed for travel expenses in accordance with RCW 43.03.050 and 43.03.060.

(b) The expenses of the task force will be paid by the department of labor and industries. Task force expenditures are subject to approval by the department of labor and industries.

(6) The task force shall report its findings and recommendations to the legislature by June 30, 2025.

**NEW SECTION. Sec. 907.** A new section is added to 2023 c 475 (uncodified) to read as follows:

(1) The consolidated climate account is created in the custody of the state treasurer. The account is subject to allotment procedures under chapter 43.88 RCW. Except as provided in subsection (2) of this section, the account is subject to appropriation. Expenditures from the account may be used only for purposes allowed in the following accounts as they exist on December 1, 2024: (a) The climate investment account; (b) the climate commitment account; (c) the natural climate solutions account; and (d) the air quality and health disparities improvement account.

(2) If Initiative Measure No. 2117 is approved in the 2024 general election, unless otherwise specified, appropriations in chapter 474, Laws of 2023 (2023-2025 biennial capital budget), the 2024 supplemental capital budget (SB 5949), chapter 475, Laws of 2023 (2023-2025 biennial operating budget), and the 2024 supplemental operating budget (SB 5950), which are appropriated from the: (a) Climate investment account; (b) climate commitment account; (c) natural climate solutions account; and (d) air quality and health disparities improvement account, shall be paid from the consolidated climate account as if they were appropriated from that account beginning on the effective date of Initiative Measure No. 2117.

(3) If Initiative Measure No. 2117 is not approved at the 2024 general election, this section is null and void.

**Sec. 908.** RCW 43.101.200 and 2023 c 475 s 931 and 2023 c 168 s 2 are each reenacted and amended to read as follows:

(1) Except as provided in subsection (2) of this section, 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)(a) All law enforcement personnel who are limited authority Washington peace officers and whose employment commences on or after July 1, 2023, shall commence basic training during the first 12 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 July 1, 2023.

(b)(i) The commission shall review the training files of all law enforcement personnel who are limited authority Washington peace officers, whose employment commenced prior to July 1, 2023, and who have not successfully completed training that complies with standards adopted by the commission, to determine what, if any, supplemental training is required to appropriately carry out the officers' duties and responsibilities.

(ii) Nothing in this section may be interpreted to require law enforcement personnel who are limited authority Washington peace officers, whose employment commenced prior to July 1, 2023, to complete the basic law enforcement training academy as a condition of continuing employment as a limited authority Washington peace officer.

(iii) Law enforcement personnel who are limited authority Washington peace officers are not required to complete the basic law enforcement academy or an equivalent basic academy upon transferring to a general authority Washington law enforcement agency or limited authority Washington law enforcement agency, as defined in RCW 10.93.020, if they have:

(A) Been employed as a special agent with the Washington state gambling commission, been a natural resource investigator with the department of natural resources, been a liquor enforcement officer with the liquor and cannabis board, been an investigator with the office of the insurance commissioner, or been a park ranger with the Washington state parks and recreation commission, before or after July 1, 2023; and

(B) Received a certificate of successful completion from the basic law enforcement academy or the basic law enforcement equivalency academy and thereafter engaged in regular and commissioned law enforcement employment with an agency listed in (b)(iii)(A) of this subsection without a break or interruption in excess of 24 months; and

(C) Remained current with the in-service training requirements as adopted by the commission by rule.

(3) Except as provided in RCW 43.101.170, the commission shall provide the aforementioned training and shall have the sole authority to do so. The commission shall provide necessary facilities, supplies, materials, and the board and room of noncommuting attendees for seven days per week, except during the 2017-2019, 2019-2021, and 2021-2023(~~(-and 2023-2025)~~) fiscal biennia, and during fiscal year 2024, 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:

PROVIDED FURTHER, That limited authority Washington law enforcement agencies as defined in RCW 10.93.020 shall reimburse the commission for the full cost of training their personnel.

**Sec. 909.** RCW 43.101.220 and 2021 c 334 s 978 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 standards adopted must provide for basic corrections training of at least ten weeks in length for any corrections officers subject to the certification requirement under RCW (~~(43.101.096)~~) 43.101.095 who are hired on or after July 1, 2021, or on an earlier date set 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 ~~((2017-2019, 2019-2021, and))~~ 2021-2023 fiscal ((biennia)) biennium, and during fiscal year 2025, 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 prisons 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. 910.** RCW 43.101.230 and 2023 c 72 s 1 are each amended to read as follows:

Tribal police officers and employees who are engaged in law enforcement activities and who do not qualify as "criminal justice personnel" or "law enforcement personnel" under RCW 43.101.010 shall be provided training under this chapter if: (1) The tribe is recognized by the federal government, and (2) except during fiscal year 2025, tribal agencies with tribal officer certification agreements with the commission under RCW 43.101.157 shall reimburse the commission for 25 percent of the cost of training its personnel. Tribes without current written tribal officer certification agreements with the commission shall pay to the commission the full cost of providing such training. The commission shall place all money received under this section into the criminal justice training account.

**Sec. 911.** RCW 70A.65.250 and 2023 c 475 s 938 and 2023 c 435 s 12 are each reenacted and amended to read as follows:

(1)(a) The climate investment account is created in the state treasury. Except as otherwise provided in chapter 316, Laws of 2021, all receipts from the auction of allowances authorized in this chapter must be deposited into the account. Moneys in the account may be spent only after appropriation.

(b) Projects or activities funded from the account must meet high labor standards, including family sustaining wages, providing benefits including health care and employer-contributed retirement plans, career development opportunities, and maximize access to economic benefits from such projects for local workers and diverse businesses. Each contracting entity's proposal must be reviewed for equity and opportunity improvement efforts, including: (i) Employer paid sick leave programs; (ii) pay practices in relation to living wage indicators such as the federal poverty level; (iii) efforts to evaluate pay equity

based on gender identity, race, and other protected status under Washington law; (iv) facilitating career development opportunities, such as apprenticeship programs, internships, job-shadowing, and on-the-job training; and (v) employment assistance and employment barriers for justice affected individuals.

(2) Moneys in the account may be used only for projects and programs that achieve the purposes of the greenhouse gas emissions cap and invest program established under this chapter and for tribal capacity grants under RCW 70A.65.305. During the 2023-2025 fiscal biennium, moneys in the account may also be used for tribal capacity grant activities supporting climate resilience and adaptation, developing tribal clean energy projects, applying for state or federal grant funding, and other related work; and for providing payments to agricultural fuel purchasers. Moneys in the account as described in this subsection must first be appropriated for the administration of the requirements of this chapter, in an amount not to exceed five percent of the total receipt of funds from allowance auction proceeds under this chapter. Beginning July 1, 2023, and annually thereafter, the state treasurer shall distribute funds in the account that exceed the amounts appropriated for the purposes of this subsection (2) as follows:

(a) Seventy-five percent of the moneys to the climate commitment account created in RCW 70A.65.260; and

(b) Twenty-five percent of the moneys to the natural climate solutions account created in RCW 70A.65.270.

(3) The allocations specified in subsection (2)(a) and (b) of this section must be reviewed by the legislature on a biennial basis based on the changing needs of the state in meeting its clean economy and greenhouse gas reduction goals in a timely, economically advantageous, and equitable manner.

(4) During the 2023-2025 fiscal biennium, the legislature may direct the state treasurer to make transfers of moneys in the climate investment account to the carbon emissions reduction account, the climate commitment account, and the natural climate solutions account.

**Sec. 912.** RCW 70A.65.300 and 2021 c 316 s 46 are each amended to read as follows:

(1) The department shall prepare, post on the department website, and submit to the appropriate committees of the legislature an annual report that identifies all distributions of moneys from the accounts created in RCW 70A.65.240 through 70A.65.280.

(2) The report must identify, at a minimum, the recipient of the funding, the amount of the funding, the purpose of the funding, the actual end result or use of the funding, whether the project that received the funding produced any verifiable reduction in greenhouse gas emissions or other long-term impact to emissions, and if so, the quantity of reduced greenhouse gas emissions, the cost per carbon dioxide equivalent metric ton of reduced greenhouse gas emissions, and a comparison to other greenhouse gas emissions reduction projects in order to facilitate the development of cost-benefit ratios for greenhouse gas emissions reduction projects.

(3) The department shall require by rule that recipients of funds from the accounts created in RCW 70A.65.240 through 70A.65.280 report to the department, in a form and manner prescribed by the department, the information required for the department to carry out the department's duties established in this section.

(4) The department shall update its website with the information described in subsection (2) of this section as appropriate but no less frequently than once per calendar year.

(5) The department shall submit its report to the appropriate committees of the legislature with the information described in subsection (2) of this section no later than September 30 of each year. For fiscal year 2025, the report must be submitted no later than November 30, 2024.

**NEW SECTION. Sec. 913.** 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. 914.** 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.

Passed by the Senate March 7, 2024.

Passed by the House March 7, 2024.

Approved by the Governor March 29, 2024, with the exception of certain items that were vetoed.

Filed in Office of Secretary of State April 1, 2024.

Note: Governor's explanation of partial veto is as follows:

"I am returning herewith, without my approval as to Sections 114(10), 133(22), 222(27), 223(1)(k), 223(1)(l), 223(2)(v), 311(32), 522(3)(y), 602(105), 118(3), 202(33), 302(70), 502(4) and 507(11), Engrossed Substitute Senate Bill No. 5950 entitled:

"AN ACT Relating to fiscal matters."

**Section 114(10), page 23, Office of Public Defense, Pilot of Social Service Workers for Child Welfare Cases**

This section directs the Office of Public Defense to contract for a social service workers pilot program to provide support and advocacy to indigent parents in dependency and termination cases. This pilot is duplicative of the casework currently performed by social workers at the Department of Children, Youth, and Families. This duplication may confuse and delay family participation in the services and supports needed to ensure safe and timely reunification. For these reasons, I have vetoed Section 114(10).

**Section 133(22), pages 174-175, Office of Financial Management, Elections Staff Study**

This section directs the Office of Financial Management to conduct a study related to the hiring and retention of county elections staff, including staff members of a county auditor's office. In addition to inadequate funding, this proviso is administratively burdensome for the Secretary of State's Office and local elections offices especially during a presidential election year. It also does not provide sufficient time for this comprehensive study to be completed. For these reasons, I have vetoed Section 133(22).

**Section 222(27), page 463, Department of Health, Climate Commitment Act Funding for Environmental Justice Council**

This section increases funding to implement the Healthy Environment for All (HEAL) Act at the Department of Health by \$1.2 million. Language is also added that stops access to the new and existing funds if Initiative 2117 is approved by the voters. By vetoing this proviso, the department will retain the use of its original appropriation regardless of the outcome of the ballot measure. For these reasons, I have vetoed Section 222(27). However, in recognition of the importance of this work, I encourage the Department of Health and the Environmental Justice Council, to the extent possible, to begin the enhanced activities intended with the supplemental funding.

**Section 223(1)(k), pages 499-501, Department of Corrections, Healthcare and Solitary Studies**

This section directs the Department of Corrections to complete two reports: (1) a study of existing health care response with a proposed staffing model to ensure a 48-hour maximum response time, and (2) a review of solitary confinement including information about the amount of time individuals spend inside and outside their cells. The funding is insufficient to produce the reports, and much of the information about solitary confinement conditions and resource needs is already included in the department's 2023 Solitary Confinement Transformation Plan. We are making consistent investments to reduce the use of solitary confinement and to alleviate its known negative impacts. For these reasons, I have vetoed Section 223(1)(k).

However, because the health of individuals in the care of the state is so important, I am directing the Department of Corrections to assess medical request response times for incarcerated individuals and to request funding in the next budget to address outcomes from this assessment.

**Section 223(1)(l), pages 501-502, Department of Corrections, Staffing Review**

This section directs the Department of Corrections to post monthly detailed staffing data to its external website and provide additional justification when making budget requests for additional funding and positions. This proviso is administratively burdensome. The department complies with existing requirements related to staffing information and budget requests. For these reasons, I have vetoed Section 223(1)(l).

**Section 223(2)(v), page 507, Department of Corrections, Juvenile Points Review**

This section directs the Department of Corrections to review the conviction records of all offenders in confinement as of April 1, 2024 to determine whether juvenile convictions increased the person's offender score. The department would also be required to provide the information to the offenders' counties. The department does not have the legal expertise and access to court records necessary to make this determination for all individuals in confinement. In addition, the timeline and funding provided are insufficient. For these reasons, I have vetoed Section 223(2)(v). However, I support continued efforts to ensure incarcerated individuals who were sentenced under laws that have since changed to have access to a resentencing review.

**Section 311(32), pages 643-644, Department of Agriculture, Review of Department of Health Commercial Shellfish Fees**

This section requires the Department of Agriculture to review how the Department of Health establishes commercial shellfish regulatory fees. The section is similar to a Department of Health proviso to review the same regulatory fees. The approach established in Section 222(132) is preferable because it provides more prescriptive language, directs the fee assessment to be completed by an independent third party, and includes funding for a LEAN management review of the shellfish licensing and certification program. For these reasons, I have vetoed Section 311(32).

**Section 522(3)(y), page 742, Office of Superintendent of Public Instruction, Sexual Assault Training**

While the Office of Superintendent of Public Instruction and I fully support this policy, it was inadvertently added to the budget twice, once in Section 127 and again in Section 522. Vetoing this duplicate appropriation will not impact the grant program and will keep the appropriation to the Department of Commerce intact. For this reason, I have vetoed Section 522(3)(y).

**Section 602(105), page 793, University of Washington, Ranked Choice Voting Study**

This section requires the University of Washington Evans School of Public Policy and Governance to conduct a study on ranked choice voting and to provide guidance for implementation by local jurisdictions by June 1, 2025. In addition to inadequate funding, not enough time is provided for local elections staff, who may be tasked as subject matter experts, to be able to properly dedicate the time that this comprehensive study would require, especially in a presidential election year. For this reason, I have vetoed Section 602(105).

The following sections provide funding to agencies to implement bills which did not pass the Legislature. Because the funding has lapsed, I have vetoed Section 118(3), Section 202(33), Section 302(70), Section 502(4), and Section 507(11).

**Section 118(3), pages 33-34, Public Disclosure Commission, Second Engrossed Substitute Senate Bill 5284, Campaign Finance Disclosure**

**Section 202(33), page 244, Department of Social and Health Services, Engrossed Substitute Senate Bill 5690, Conditional Release Transition Teams**

**Section 302(70), page 595, Department of Ecology, Engrossed Substitute Senate Bill 6061, Exemptions for Housing Development/SEPA**

**Section 502(4), page 677, Office of Superintendent of Public Instruction, Substitute House Bill 1915, Financial Education Instruction**

**Section 507(11), page 701, Office of Superintendent of Public Instruction, Engrossed Substitute Senate Bill 6031, Student Transportation Allocation**

For these reasons I have vetoed Sections 114(10), 133(22), 222(27), 223(1)(k), 223(1)(l), 223(2)(v), 311(32), 522(3)(y), 602(105), 118(3), 202(33), 302(70), 502(4) and 507(11) of Engrossed Substitute Senate Bill No. 5950.

With the exception of Sections 114(10), 133(22), 222(27), 223(1)(k), 223(1)(l), 223(2)(v), 311(32), 522(3)(y), 602(105), 118(3), 202(33), 302(70), 502(4) and 507(11), Engrossed Substitute Senate Bill No. 5950 is approved."

---

## AUTHENTICATION

I, Kathleen Buchli, Code Reviser of the State of Washington, certify that, with the exception of such corrections as I have made in accordance with the powers vested in me by RCW 44.20.060, the laws published in this volume are a true and correct reproduction of the copies of the enrolled laws of the 2024 session (68th Legislature), chapters 347 through 376, as certified and transmitted to the Statute Law Committee by the Secretary of State under RCW 44.20.020.

IN TESTIMONY WHEREOF, I have hereunto set my hand at Olympia, Washington, this 15th day of April, 2024.

A handwritten signature in black ink, appearing to read "Kathleen Buchli". The signature is written in a cursive style with a large initial "K".

Kathleen Buchli  
Code Reviser





**BILL NO. TO CHAPTER NO. OF 2024 STATUTES**

Number	Chapter Number Laws of 2024
SSB	5953 ..... 272
E2SSB	5955 ..... 194
SB	5970 ..... 37
SSB	5972 ..... 338
ESSB	5973 ..... 128
ESSB	5974 ..... 38
SB	5979 ..... 39
SSB	5980 ..... 40
SB	5982 ..... 41
ESSB	5983 ..... 248
ESSB	5985 ..... 289
SSB	5986 ..... 218
ESB	5997 ..... 97
SSB	5998 ..... 296
2SSB	6006 ..... 298
ESSB	6007 ..... 129
ESSB	6009 ..... 291
SB	6013 ..... 273
SSB	6015 ..... 274
SB	6017 ..... 275
SSB	6025 ..... 249
SB	6027 ..... 42
ESSB	6038 ..... 195
ESSB	6039 ..... 350
ESSB	6040 ..... 276
SSB	6047 ..... 277
SSB	6053 ..... 324
E2SSB	6058 ..... 352
SSB	6059 ..... 325
SSB	6060 ..... 98
E2SSB	6068 ..... 326
ESSB	6069 ..... 327
SB	6079 ..... 99
SB	6080 ..... 130
SB	6084 ..... 131
ESB	6087 ..... 279
SB	6088 ..... 132
ESB	6089 ..... 196
SB	6094 ..... 197
ESB	6095 ..... 100
ESB	6098 ..... 168
SSB	6099 ..... 210
SSB	6100 ..... 198
ESSB	6105 ..... 250
SSB	6106 ..... 359
SSB	6108 ..... 101
E2SSB	6109 ..... 328
SSB	6115 ..... 308
ESB	6120 ..... 133

Number	Chapter Number Laws of 2024
SSB	6121 ..... 280
SSB	6125 ..... 134
ESSB	6127 ..... 251
SSB	6140 ..... 135
SSB	6146 ..... 207
ESB	6151 ..... 329
SSB	6157 ..... 330
SSB	6164 ..... 331
SB	6173 ..... 136
E2SSB	6175 ..... 332
SB	6178 ..... 102
SSB	6186 ..... 208
SSB	6192 ..... 199
E2SSB	6194 ..... 333
SSB	6197 ..... 304
SB	6215 ..... 252
SB	6222 ..... 103
SSB	6227 ..... 137
2SSB	6228 ..... 366
SB	6229 ..... 104
SB	6234 ..... 105
SB	6238 ..... 334
ESB	6246 ..... 290
E2SSB	6251 ..... 368
SB	6263 ..... 169
SSB	6269 ..... 138
SB	6283 ..... 106
ESSB	6286 ..... 363
ESSB	6291 ..... 170
ESB	6296 ..... 43
SSB	6301 ..... 335
SB	6308 ..... 364
SSB	6316 ..... 281

**HOUSE**

SHB	1012 ..... 172
HB	1054 ..... 139
ESHB	1097 ..... 107
SHB	1105 ..... 171
HB	1146 ..... 44
HB	1153 ..... 45
E2SHB	1185 ..... 339
2SHB	1205 ..... 312
HB	1226 ..... 77
3SHB	1228 ..... 202
E4SHB	1239 ..... 219
SHB	1241 ..... 292
ESHB	1248 ..... 313
SHB	1249 ..... 9

**BILL NO. TO CHAPTER NO. OF 2024 STATUTES**

Number	Chapter Number Laws of 2024	Number	Chapter Number Laws of 2024
E2SHB	1272 . . . . . 78	SHB	1939 . . . . . 176
ESHB	1277 . . . . . 173	2SHB	1941 . . . . . 177
2ESHB	1282 . . . . . 344	SHB	1942 . . . . . 224
ESHB	1300 . . . . . 220	HB	1943 . . . . . 178
E2SHB	1368 . . . . . 345	SHB	1945 . . . . . 225
2ESHB	1377 . . . . . 221	HB	1946 . . . . . 369
SHB	1453 . . . . . 79	SHB	1947 . . . . . 54
HB	1455 . . . . . 10	HB	1948 . . . . . 278
HB	1471 . . . . . 140	HB	1950 . . . . . 2
ESHB	1493 . . . . . 306	HB	1954 . . . . . 14
2ESHB	1508 . . . . . 80	HB	1955 . . . . . 83
HB	1530 . . . . . 11	E2SHB	1956 . . . . . 201
2E2SHB	1541 . . . . . 283	ESHB	1957 . . . . . 314
2SHB	1551 . . . . . 340	HB	1958 . . . . . 254
ESHB	1589 . . . . . 351	HB	1961 . . . . . 55
ESHB	1608 . . . . . 81	HB	1962 . . . . . 56
E2SHB	1618 . . . . . 253	HB	1963 . . . . . 84
HB	1635 . . . . . 305	EHB	1964 . . . . . 1
ESHB	1652 . . . . . 174	SHB	1970 . . . . . 145
HB	1726 . . . . . 46	HB	1972 . . . . . 15
HB	1752 . . . . . 108	SHB	1974 . . . . . 57
2EHB	1757 . . . . . 222	HB	1975 . . . . . 8
SHB	1818 . . . . . 109	HB	1976 . . . . . 85
ESHB	1835 . . . . . 47	HB	1978 . . . . . 16
SHB	1851 . . . . . 358	SHB	1979 . . . . . 226
ESHB	1862 . . . . . 141	HB	1982 . . . . . 86
HB	1867 . . . . . 82	HB	1983 . . . . . 179
SHB	1870 . . . . . 223	SHB	1985 . . . . . 255
HB	1876 . . . . . 48	HB	1987 . . . . . 58
2SHB	1877 . . . . . 209	SHB	1989 . . . . . 111
HB	1879 . . . . . 200	HB	1992 . . . . . 112
SHB	1880 . . . . . 49	SHB	1996 . . . . . 87
SHB	1889 . . . . . 50	ESHB	1998 . . . . . 180
HB	1890 . . . . . 12	SHB	1999 . . . . . 88
SHB	1892 . . . . . 142	E2SHB	2000 . . . . . 336
HB	1895 . . . . . 3	ESHB	2003 . . . . . 59
HB	1898 . . . . . 51	HB	2004 . . . . . 89
E2SHB	1899 . . . . . 143	SHB	2007 . . . . . 181
HB	1901 . . . . . 52	SHB	2012 . . . . . 113
SHB	1903 . . . . . 286	2SHB	2014 . . . . . 146
SHB	1905 . . . . . 353	SHB	2015 . . . . . 147
SHB	1911 . . . . . 294	ESHB	2019 . . . . . 203
SHB	1916 . . . . . 284	SHB	2020 . . . . . 60
HB	1917 . . . . . 53	ESHB	2021 . . . . . 287
SHB	1919 . . . . . 110	2SHB	2022 . . . . . 311
HB	1920 . . . . . 13	SHB	2025 . . . . . 182
SHB	1924 . . . . . 346	HB	2032 . . . . . 148
HB	1927 . . . . . 144	HB	2034 . . . . . 61
2SHB	1929 . . . . . 175	ESHB	2039 . . . . . 347

PV

PV



## RCW SECTIONS AFFECTED BY 2024 STATUTES

LEGEND				RCW	CH.	SEC.	
ADD	=	Add a new section		7.68.170	AMD	297	6
AMD	=	Amend existing law		7.68.803	AMD	297	7
DECD	=	Decodify existing law		7.69.010	AMD	297	9
RECD	=	Recodify existing law		7.69.030	AMD	297	10
REEN	=	Reenact existing law		7.80.120	AMD	286	2
REMD	=	Reenact and amend		7.84.020	AMD	231	5
REP	=	Repeal existing law		7.84.100	AMD	231	3
				7.84.140	AMD	231	4
				7.105.010	REMD	298	9
RCW		CH.	SEC.				
1	ADD	5	1	7.105.100	AMD	298	10
1.16.050	REMD	76	3	7.105.110	AMD	298	11
1.80.020	AMD	188	17	7.105.225	AMD	298	12
2.04	ADD	303	1	7.105.405	AMD	298	13
2.08.062	AMD	125	1	7.105.450	AMD	137	2
2.08.063	AMD	112	1	7.105.500	AMD	298	14
2.36.054	AMD	54	21	7.110	ADD	88	12
2.36.057	AMD	54	22	7.110.010	AMD	88	10
2.36.0571	AMD	54	23	7.110.020	AMD	88	11
2.48.070	AMD	146	6	7.110.030	AMD	88	13
2.48.090	AMD	146	7	7.110.050	AMD	88	14
2.48.100	REP	146	8	7.110.060	AMD	88	15
2.56	ADD	328	110	9.41	ADD	286	1
2.56.230	AMD	328	108	9.41.010	REMD	62	32
2.68.060	AMD	54	24	9.41.010	REMD	289	1
2.70	ADD	293	2,3	9.41.040	REMD	290	5
2.70	ADD	294	2	9.41.047	REMD	290	1
2.70.020	REMD	294	1	9.41.049	AMD	289	2
2.72	ADD	267	15,16	9.41.049	AMD	290	2
3.34.010	AMD	103	1	9.41.060	AMD	330	3
3.34.020	AMD	103	2	9.41.098	AMD	287	1
3.50.010	AMD	61	1	9.41.110	AMD	288	1
3.50.060	AMD	61	2	9.41.111	AMD	289	3
3.50.805	AMD	61	3	9.41.114	AMD	289	4
3.50.810	AMD	61	4	9.41.171	AMD	330	4
4.16.340	AMD	253	1	9.41.300	REMD	285	1
4.24.210	AMD	18	1	9.41.350	AMD	289	5
4.24.410	AMD	305	2	9.46.070	AMD	146	9
5.60.060	AMD	295	6	9.68.060	REP	232	6
7	ADD	254	1-6	9.68.070	REP	232	6
7.60.025	REMD	321	401	9.68.090	REP	232	6
7.60.110	AMD	321	402	9.68A.011	AMD	88	1
7.68	ADD	297	8	9.68A.055	AMD	88	2
7.68	ADD	298	3	9.68A.110	AMD	88	3
7.68.020	AMD	297	1	9.68A.170	AMD	88	4
7.68.030	AMD	62	15	9.68A.180	AMD	88	5
7.68.060	AMD	297	2	9.68A.190	AMD	88	6
7.68.060	AMD	298	15	9.94A	ADD	301	25
7.68.066	AMD	297	3	9.94A	ADD	306	1
7.68.080	AMD	297	4	9.94A.030	AMD	306	2
7.68.094	AMD	297	5	9.94A.190	AMD	306	3

**RCW SECTIONS AFFECTED BY 2024 STATUTES**

RCW		CH.	SEC.	RCW		CH.	SEC.
9.94A.501	AMD	63	3	10.05.100	AMD	306	19
9.94A.501	AMD	306	4	10.05.120	AMD	306	20
9.94A.505	AMD	306	5	10.05.140	AMD	306	21
9.94A.515	REMD	55	1	10.05.150	AMD	306	22
9.94A.515	REMD	301	29	10.05.155	AMD	306	23
9.94A.525	AMD	306	6	10.05.170	AMD	306	25
9.94A.533	REMD	301	28	10.73.100	AMD	118	8
9.94A.633	AMD	306	7	10.77	ADD	137	3
9.94A.6332	AMD	306	8	10.77.086	REMD	290	3
9.94A.6551	AMD	193	1	10.77.088	REMD	290	4
9.94A.660	AMD	306	9	10.77.110	AMD	137	1
9.94A.695	AMD	373	1	10.77.175	AMD	62	13
9.94A.701	AMD	306	10	10.93	ADD	11	1
9.94A.703	AMD	118	2	10.93	ADD	330	2
9.94A.704	AMD	118	1	10.93.020	REMD	319	2
9.94A.709	AMD	118	3	10.95.030	REMD	118	7
9.94A.730	AMD	118	4	10.97.050	AMD	303	2
9.95.420	AMD	118	5	10.97.130	AMD	298	20
9.95.435	AMD	118	6	10.116	ADD	291	2
9.96.060	AMD	296	1	10.116.030	AMD	232	1
9A.04.080	REMD	297	11	10.116.060	AMD	6	1
9A.04.080	REMD	298	16	11	ADD	188	1-16
9A.16.100	AMD	219	6	11.54	ADD	20	1-3
9A.36.031	AMD	220	1				9,11,16
9A.36.080	AMD	34	1	11.54.010	AMD	20	4
9A.40.100	AMD	298	1	11.54.020	AMD	20	6
9A.44	ADD	297	14,15	11.54.030	AMD	20	5
9A.44.020	AMD	297	12	11.54.030	RECD	20	16
9A.44.040	AMD	297	13	11.54.040	AMD	20	7
9A.44.120	AMD	298	17	11.54.050	AMD	20	8
9A.44.150	AMD	298	18	11.54.060	AMD	20	10
9A.46.020	AMD	292	1	11.54.070	REP	20	17
9A.52	ADD	302	2	11.54.080	REP	20	17
9A.82	ADD	301	23,24	11.76.110	AMD	20	12
			26	11.76.120	AMD	20	13
9A.82.010	AMD	301	27	11.130	ADD	267	14
9A.82.100	AMD	298	19	11.130.090	AMD	267	1
9A.86	ADD	88	7	11.130.100	AMD	267	2
9A.86.010	AMD	88	8	11.130.270	AMD	267	3
9A.86.020	AMD	88	9	11.130.280	AMD	267	4
10	ADD	207	1-15	11.130.315	AMD	267	5
10.05	ADD	306	24	11.130.320	AMD	267	6
10.05.010	AMD	306	11	11.130.345	AMD	267	7
10.05.015	AMD	306	12	11.130.365	AMD	267	8
10.05.020	AMD	306	13	11.130.380	AMD	267	9
10.05.030	AMD	306	14	11.130.425	AMD	267	10
10.05.040	AMD	306	15	11.130.430	AMD	267	11
10.05.050	AMD	306	16	11.130.435	AMD	267	12
10.05.060	AMD	306	17	11.130.530	AMD	267	13
10.05.090	AMD	306	18	13.04.030	AMD	117	3

**RCW SECTIONS AFFECTED BY 2024 STATUTES**

RCW		CH.	SEC.	RCW		CH.	SEC.
13.04.030	AMD	232	2	18.04.910	DECD	13	16
13.34.030	REMD	192	2	18.04.911	DECD	13	16
13.34.030	REMD	298	4	18.08.360	AMD	49	1
13.34.030	REMD	328	101	18.19.020	AMD	371	1
13.34.050	AMD	328	102	18.22.250	AMD	15	5
13.34.065	REMD	328	103	18.32.534	AMD	15	6
13.34.080	AMD	312	1	18.46	ADD	121	3
13.34.130	AMD	328	104	18.46.010	AMD	121	1
13.34.212	AMD	25	1	18.46.050	AMD	121	2
13.34.267	AMD	192	3	18.46.130	AMD	121	4
13.34.820	AMD	326	2	18.53.060	AMD	50	6
13.40.020	AMD	117	4	18.57.015	AMD	15	4
13.40.110	AMD	117	2	18.64	ADD	121	31-35
13.40.192	AMD	38	1	18.64.005	AMD	121	29
13.40.210	AMD	297	16	18.64.011	AMD	121	30
13.40.300	AMD	117	1	18.64.047	AMD	121	36
13.50.010	REMD	99	1	18.64.165	AMD	121	37
14.40.020	AMD	310	601	18.64.200	REP	121	51
15.04.420	AMD	341	601	18.64.390	REP	121	51
15.58	ADD	338	2	18.64A.020	AMD	121	38
15.65.280	REMD	164	499	18.64A.060	AMD	121	39
15.66.140	REMD	164	500	18.71.030	AMD	62	14
15.85.020	AMD	45	1	18.71.310	AMD	15	2
15.89.070	AMD	164	501	18.71A	ADD	62	10
15.115.140	REMD	164	502	18.71A.010	REMD	62	2
15.130.140	AMD	245	5	18.71A.020	AMD	15	3
16.67	ADD	155	2,3	18.71A.020	AMD	62	3
16.67.120	AMD	155	1	18.71A.025	AMD	62	4
16.67.200	AMD	155	4	18.71A.030	AMD	62	5
17.24.171	AMD	228	3	18.71A.050	AMD	62	6
18	ADD	50	1	18.71A.090	AMD	62	7
18	ADD	53	1-13	18.71A.120	AMD	62	8
18	ADD	176	2-17	18.71A.150	AMD	62	9
18	ADD	212	1-10	18.73	ADD	218	11,14
18	ADD	362	1-7	18.79.030	AMD	239	1
18.04.015	AMD	13	1	18.79.040	AMD	239	2
18.04.025	AMD	13	2	18.79.050	AMD	239	3
18.04.105	AMD	13	3	18.79.060	AMD	239	4
18.04.180	AMD	13	4	18.79.070	AMD	239	5
18.04.183	AMD	13	5	18.79.110	AMD	239	6
18.04.195	AMD	13	6	18.79.160	AMD	239	7
18.04.205	AMD	13	7	18.79.170	AMD	239	8
18.04.215	AMD	13	8	18.79.180	AMD	239	9
18.04.295	AMD	13	9	18.79.200	AMD	239	10
18.04.345	AMD	13	10	18.79.230	AMD	239	11
18.04.350	AMD	13	11	18.79.240	AMD	239	12
18.04.380	AMD	13	12	18.79.250	AMD	239	13
18.04.390	AMD	13	13	18.79.256	AMD	239	14
18.04.405	AMD	13	14	18.79.260	AMD	239	15
18.04.430	AMD	13	15	18.79.270	AMD	239	16

**RCW SECTIONS AFFECTED BY 2024 STATUTES**

RCW		CH.	SEC.	RCW		CH.	SEC.
18.79.290	AMD	239	17	19.27	ADD	170	6-8
18.79.400	AMD	239	18	19.27	ADD	183	1,2
18.79.800	AMD	239	19	19.27.015	AMD	19	2
18.79.810	AMD	239	20	19.27.015	AMD	170	9
18.83.020	AMD	371	2	19.27.031	AMD	133	1
18.83.050	AMD	371	3	19.27.031	AMD	170	1
18.83.080	AMD	371	4	19.27.065	AMD	19	3
18.83.105	AMD	371	5	19.27.070	AMD	170	2
18.83.110	AMD	371	6	19.27.074	AMD	133	2
18.83.115	AMD	371	7	19.27.074	AMD	170	3
18.83.135	AMD	371	8	19.27.076	AMD	54	25
18.83.170	AMD	371	9	19.27.560	AMD	133	3
18.83.180	AMD	371	10	19.27A.025	AMD	170	4
18.83.190	AMD	371	11	19.27A.045	AMD	170	5
18.83.210	AMD	371	12	19.27A.220	AMD	85	1
18.84.020	REMD	94	1	19.28.321	AMD	196	1
18.84.030	AMD	94	3	19.86.140	AMD	256	2
18.84.080	AMD	94	2	19.230.040	AMD	50	8
18.84.130	AMD	94	4	19.230.090	AMD	50	9
18.85.151	AMD	321	403	19.280.030	AMD	351	9
18.88B.041	AMD	322	1	19.285.030	AMD	278	1
18.92.047	AMD	15	7	19.285.040	REMD	278	2
18.106.010	REMD	97	1	19.290	ADD	301	2
18.106.070	AMD	97	2	19.290.010	AMD	301	3
18.120.020	REMD	217	6	19.290.020	AMD	301	4
18.120.020	REMD	362	9	19.290.030	AMD	301	5
18.130	ADD	329	1	19.290.040	AMD	301	6
18.130.040	REMD	50	5	19.290.050	AMD	301	7
18.130.040	REMD	217	7	19.290.060	AMD	301	8
18.130.040	REMD	362	8	19.290.080	AMD	301	9
18.130.180	REMD	220	2	19.290.220	AMD	301	10
18.130.450	AMD	14	1	19.290.240	AMD	301	11
18.185.020	AMD	50	7	19.405.020	AMD	83	2
18.205.095	REMD	371	13	19.405.060	AMD	351	14
18.225.090	REMD	371	14	19.405.070	REP	83	1
18.225.145	AMD	371	15	21.20.380	AMD	232	3
18.225.180	AMD	371	16	23B	ADD	22	1-11
18.235.020	AMD	50	2	23B.01.400	REMD	22	14
18.360.010	AMD	217	1	23B.07.250	AMD	22	15
18.360.010	AMD	248	2	23B.07.270	AMD	22	16
18.360.020	AMD	217	2	23B.08.080	AMD	22	17
18.360.030	AMD	217	3	23B.08.240	AMD	22	18
18.360.040	AMD	217	4	23B.09.030	AMD	22	19
18.360.050	AMD	217	5	23B.10.030	AMD	22	20
18.360.050	AMD	248	3	23B.11.010	REP	22	13
19	ADD	327	1-12	23B.11.020	REP	22	13
19	ADD	349	1-5	23B.11.030	REP	22	13
19.02.055	REP	252	6	23B.11.035	REP	22	13
19.02.075	AMD	270	1	23B.11.040	REP	22	13
19.09.020	AMD	164	503	23B.11.045	REP	22	13

**RCW SECTIONS AFFECTED BY 2024 STATUTES**

RCW		CH.	SEC.	RCW		CH.	SEC.
23B.11.050	REP	22	13				14
23B.11.060	REP	22	13	28A.230.090	AMD	66	2
23B.11.070	REP	22	13	28A.230.120	AMD	146	10
23B.11.080	REP	22	13	28A.230.125	AMD	202	5
23B.11.090	REP	22	13	28A.230.212	AMD	66	7
23B.11.100	REP	22	13	28A.230.300	AMD	66	8
23B.11.110	REP	22	13	28A.230.320	AMD	66	9
23B.12.020	AMD	22	21	28A.300	ADD	157	5,6
23B.13.020	AMD	22	22	28A.300	ADD	201	3
23B.13.200	AMD	22	23	28A.300	ADD	202	2,8
23B.13.210	AMD	22	24	28A.300	ADD	219	2
23B.13.220	AMD	22	25	28A.300	ADD	345	6
23B.17.015	AMD	22	26	28A.300.444	AMD	200	3
23B.25.100	AMD	22	27	28A.300.574	REP	202	9
23B.25.130	AMD	22	28	28A.300.575	AMD	202	4
26.04.010	AMD	10	1	28A.300.630	AMD	21	2
26.04.130	AMD	10	2	28A.300.750	AMD	66	12
26.04.210	AMD	10	3	28A.300.900	AMD	66	11
26.23.035	AMD	174	1	28A.305.130	AMD	66	13
26.23.037	AMD	126	1	28A.310	ADD	219	3
26.44	ADD	298	7	28A.320	ADD	200	1,5
26.44.020	AMD	298	5	28A.320	ADD	316	1,2
26.44.030	AMD	298	6	28A.320.125	AMD	21	1
26.44.050	AMD	328	105	28A.320.170	AMD	200	2
26.44.056	AMD	328	106	28A.320.208	RECD	66	14
27.12.320	AMD	266	1	28A.320.230	AMD	157	3
27.34.400	AMD	168	3	28A.320.230	AMD	316	3
27.34.410	REP	168	2	28A.345	ADD	157	2
28A	ADD	317	1-13	28A.400.007	AMD	191	3
28A.150.220	AMD	66	10	28A.405.220	AMD	317	14
28A.150.222	AMD	238	1	28A.410	ADD	50	3
28A.150.230	AMD	316	4	28A.410	ADD	202	7
28A.150.260	AMD	191	2	28A.410	ADD	221	2
28A.150.260	AMD	262	2	28A.410.277	AMD	221	1
28A.150.390	AMD	229	1	28A.413	ADD	50	4
28A.150.392	AMD	127	2	28A.413	ADD	173	2
28A.150.412	AMD	252	1	28A.413.060	AMD	173	3
28A.150.515	AMD	324	2	28A.600	ADD	44	1
28A.155	ADD	29	1	28A.600.027	AMD	164	504
28A.160	ADD	313	3	28A.600.310	AMD	159	2
28A.160	ADD	345	3	28A.600.320	AMD	159	3
28A.160.140	AMD	313	2	28A.600.510	AMD	219	4
28A.160.140	AMD	345	5	28A.605	ADD	4	1
28A.160.195	AMD	345	4	28A.640	ADD	316	6
28A.180.030	REMD	202	6	28A.642	ADD	316	7
28A.210	ADD	365	1	28A.642.020	AMD	316	5
28A.210.383	AMD	81	2	28A.655.070	AMD	157	4
28A.210.390	AMD	214	1	28A.655.250	REMD	66	5
28A.210.395	AMD	214	2	28A.655.250	RECD	66	14
28A.230	ADD	66	1,3,4	28A.655.260	AMD	66	6

**RCW SECTIONS AFFECTED BY 2024 STATUTES**

RCW		CH.	SEC.	RCW		CH.	SEC.
28A.655.260	RECD	66	14	29A.32.031	AMD	164	507
28A.700	ADD	234	2	29A.32.060	AMD	78	4
28A.715.005	AMD	200	4	29A.32.070	AMD	78	5
28A.715.010	AMD	206	1	29A.32.121	AMD	78	6
28A.715.020	AMD	206	2	29A.32.210	AMD	78	7
28B	ADD	203	1-3	29A.32.220	AMD	78	8
28B.10	ADD	89	1	29A.32.241	AMD	78	9
28B.10	ADD	211	1	29A.32.250	AMD	78	10
28B.10	ADD	240	1,2	29A.32.260	AMD	78	11
28B.10.041	AMD	324	1	29A.32.280	AMD	78	12
28B.12.030	AMD	182	1	29A.40	ADD	138	1
28B.12.040	AMD	182	2	29A.40.091	AMD	269	6
28B.12.050	AMD	182	3	29A.40.091	AMD	269	7
28B.15.012	AMD	146	11	29A.40.100	AMD	28	3
28B.15.610	AMD	164	505	29A.40.110	REMD	138	2
28B.15.621	AMD	146	12	29A.40.110	REMD	269	8
28B.20	ADD	366	3	29A.40.160	AMD	28	4
28B.20.830	AMD	212	11	29A.60	ADD	269	3-5
28B.92.200	AMD	116	1				12
28B.92.200	AMD	323	1	29A.60.140	AMD	269	9
28B.92.225	AMD	116	2	29A.60.165	AMD	269	1
28B.92.230	AMD	116	3	29A.60.200	AMD	28	5
28B.102.020	AMD	146	13	29A.80.061	AMD	232	4
28B.103	ADD	178	4	29A.84	ADD	28	7
28B.103.010	AMD	178	1	29A.84.050	AMD	28	10
28B.103.020	AMD	178	2	29A.84.250	AMD	164	508
28B.103.030	AMD	178	3	29A.84.550	AMD	28	6
28B.115.030	AMD	369	1	29A.84.560	AMD	28	8
28B.115.070	REMD	369	2	29A.84.720	AMD	28	9
28B.115.080	AMD	369	3	29B	ADD	164	201-255
28B.115.090	AMD	369	4	30A	ADD	23	1-16
28B.115.120	AMD	369	5				18
28B.115.135	AMD	369	6	31.04.025	AMD	249	2
28B.117.030	AMD	323	4	31.04.027	AMD	249	3
28B.118.005	AMD	323	3	31.04.035	AMD	249	4
28B.118.010	AMD	323	2	34.05.518	AMD	347	1
28B.133.030	AMD	164	506	34.05.518	AMD	347	2
29A.08	ADD	269	2	35.02.130	AMD	164	509
29A.08.210	AMD	269	10	35.13.260	AMD	30	1
29A.08.210	AMD	269	11	35.20.010	AMD	61	5
29A.08.410	AMD	56	1	35.21.759	AMD	164	510
29A.08.420	REP	56	4	35.63	ADD	337	1
29A.08.620	AMD	56	2	35.82.300	AMD	12	1
29A.08.640	AMD	56	3	35.90.070	AMD	270	2
29A.08.760	AMD	54	26	35.101.055	AMD	68	1
29A.12.180	AMD	28	1	35A.14.700	AMD	30	2
29A.12.200	AMD	28	2	35A.63	ADD	337	2
29A.32.010	AMD	78	1	36.27.040	AMD	11	2
29A.32.020	AMD	78	2	36.62.010	AMD	361	1
29A.32.031	AMD	78	3	36.62.090	AMD	361	2

**RCW SECTIONS AFFECTED BY 2024 STATUTES**

RCW		CH.	SEC.	RCW		CH.	SEC.
36.70	ADD	337	3	41.04.005	AMD	146	2
36.70A	ADD	180	2	41.04.007	AMD	146	3
36.70A	ADD	274	1	41.04.010	AMD	146	14
36.70A.030	REMD	152	1	41.04.045	AMD	2	1
36.70A.070	AMD	135	1	41.04.055	AMD	2	2
36.70A.110	AMD	26	1	41.05	ADD	168	4
36.70A.130	REMD	17	1	41.05	ADD	328	203
36.70A.200	AMD	164	511	41.05	ADD	366	10
36.70A.635	AMD	152	2	41.05.017	REMD	242	10
36.70A.699	AMD	321	404	41.05.017	REMD	251	5
36.70B	ADD	311	8	41.05.031	AMD	54	34
36.70C.040	AMD	347	12	41.05.080	REMD	185	1
36.90.010	AMD	75	1	41.05.085	AMD	197	1
36.90.020	AMD	75	2	41.05.526	AMD	366	6
36.90.030	AMD	75	3	41.05.527	AMD	366	16
36.90.050	AMD	75	4	41.05.700	AMD	215	1
36.90.070	AMD	75	5	41.06.070	AMD	54	35
38.24	ADD	24	1	41.06.094	AMD	54	36
38.52	ADD	54	62	41.06.101	REP	54	61
38.52	ADD	172	3	41.06.133	AMD	146	15
38.52.010	AMD	60	2	41.06.142	AMD	54	37
38.52.010	AMD	205	1	41.06.157	AMD	70	2
38.52.030	AMD	60	3	41.06.157	AMD	330	11
38.52.040	AMD	54	27	41.07.020	AMD	54	38
38.52.070	AMD	331	1	41.08.040	AMD	146	16
38.52.105	AMD	172	4	41.08.070	AMD	330	5
38.52.180	AMD	205	2	41.12.040	AMD	146	17
38.56.020	AMD	16	1	41.12.070	AMD	330	6
39	ADD	344	2-6	41.14.100	AMD	330	7
39.04.360	AMD	199	1	41.16.220	AMD	146	18
39.12	ADD	7	3	41.18.140	AMD	169	1
39.12.010	AMD	7	2	41.20.050	REMD	146	19
39.26.010	AMD	140	1	41.26	ADD	304	302
39.26.070	AMD	140	2	41.26.030	AMD	304	201
39.26.090	AMD	54	28	41.26.030	AMD	304	202
39.26.100	AMD	54	29	41.26.030	AMD	319	3
39.26.130	AMD	140	3	41.26.030	AMD	319	4
39.26.140	AMD	140	4	41.26.048	AMD	304	101
39.26.200	AMD	140	5	41.26.470	AMD	304	401
39.26.235	AMD	54	30	41.26.717	AMD	304	501
39.34	ADD	95	1	41.32.4992	AMD	255	1
39.34.180	AMD	61	6	41.37	ADD	359	2
39.94.040	REMD	54	31	41.37.010	AMD	359	1
39.114.010	AMD	236	1	41.40.010	AMD	151	3
39.114.020	AMD	236	2	41.40.023	AMD	247	1
39.114.040	AMD	236	3	41.40.170	REMD	146	20
40.14.020	AMD	54	32	41.40.1987	AMD	255	2
40.24.030	REMD	292	2	41.50.130	AMD	304	301
40.26.020	AMD	54	33	41.56.030	AMD	124	1
41.04	ADD	330	1,9	41.56.060	AMD	98	2

**RCW SECTIONS AFFECTED BY 2024 STATUTES**

RCW		CH.	SEC.	RCW		CH.	SEC.
41.58	ADD	98	1	42.17A.220	RECD	164	304
41.58	ADD	333	17	42.17A.220	AMD	164	423
41.58.010	AMD	333	16	42.17A.225	RECD	164	304
41.58.015	AMD	333	18	42.17A.225	AMD	164	424
42.17A.001	RECD	164	301	42.17A.230	RECD	164	304
42.17A.001	AMD	164	401	42.17A.230	AMD	164	425
42.17A.005	REP	164	257	42.17A.235	RECD	164	304
42.17A.010	RECD	164	301	42.17A.235	AMD	164	426
42.17A.010	AMD	164	402	42.17A.240	RECD	164	304
42.17A.020	RECD	164	301	42.17A.240	AMD	164	427
42.17A.020	AMD	164	403	42.17A.250	RECD	164	304
42.17A.055	RECD	164	302	42.17A.250	AMD	164	428
42.17A.055	AMD	164	404	42.17A.255	RECD	164	304
42.17A.060	AMD	54	39	42.17A.255	AMD	164	429
42.17A.060	RECD	164	302	42.17A.260	RECD	164	304
42.17A.060	AMD	164	405	42.17A.260	AMD	164	430
42.17A.065	RECD	164	302	42.17A.265	RECD	164	304
42.17A.065	AMD	164	406	42.17A.265	AMD	164	431
42.17A.100	RECD	164	303	42.17A.270	RECD	164	304
42.17A.100	AMD	164	407	42.17A.270	AMD	164	432
42.17A.105	RECD	164	303	42.17A.300	RECD	164	305
42.17A.105	AMD	164	408	42.17A.300	AMD	164	433
42.17A.110	RECD	164	303	42.17A.305	RECD	164	305
42.17A.110	AMD	164	409	42.17A.305	AMD	164	434
42.17A.120	RECD	164	303	42.17A.310	RECD	164	305
42.17A.120	AMD	164	410	42.17A.310	AMD	164	435
42.17A.125	RECD	164	303	42.17A.315	RECD	164	305
42.17A.125	AMD	164	411	42.17A.315	AMD	164	436
42.17A.130	RECD	164	303	42.17A.320	AMD	148	1
42.17A.130	REMD	164	412	42.17A.320	RECD	164	305
42.17A.135	RECD	164	303	42.17A.320	AMD	164	437
42.17A.135	AMD	164	413	42.17A.330	RECD	164	305
42.17A.140	RECD	164	303	42.17A.330	AMD	164	438
42.17A.140	AMD	164	414	42.17A.335	RECD	164	305
42.17A.145	RECD	164	303	42.17A.335	AMD	164	439
42.17A.145	AMD	164	415	42.17A.340	RECD	164	305
42.17A.150	RECD	164	303	42.17A.340	AMD	164	440
42.17A.150	AMD	164	416	42.17A.345	RECD	164	305
42.17A.160	RECD	164	303	42.17A.345	AMD	164	441
42.17A.160	AMD	164	417	42.17A.350	RECD	164	305
42.17A.200	RECD	164	304	42.17A.350	AMD	164	442
42.17A.200	AMD	164	418	42.17A.400	RECD	164	306
42.17A.205	RECD	164	304	42.17A.400	AMD	164	443
42.17A.205	AMD	164	419	42.17A.405	RECD	164	306
42.17A.207	RECD	164	304	42.17A.405	AMD	164	444
42.17A.207	AMD	164	420	42.17A.410	RECD	164	306
42.17A.210	RECD	164	304	42.17A.410	AMD	164	445
42.17A.210	AMD	164	421	42.17A.415	RECD	164	306
42.17A.215	RECD	164	304	42.17A.415	AMD	164	446
42.17A.215	AMD	164	422	42.17A.417	RECD	164	306

## RCW SECTIONS AFFECTED BY 2024 STATUTES

RCW		CH.	SEC.	RCW		CH.	SEC.
42.17A.417	AMD	164	447	42.17A.575	AMD	164	472
42.17A.418	RECD	164	306	42.17A.600	RECD	164	308
42.17A.418	AMD	164	448	42.17A.600	REMD	164	473
42.17A.420	RECD	164	306	42.17A.603	RECD	164	308
42.17A.420	AMD	164	449	42.17A.603	AMD	164	474
42.17A.425	RECD	164	306	42.17A.605	RECD	164	308
42.17A.425	AMD	164	450	42.17A.605	REMD	164	475
42.17A.430	RECD	164	306	42.17A.610	RECD	164	308
42.17A.430	AMD	164	451	42.17A.610	AMD	164	476
42.17A.435	RECD	164	306	42.17A.615	RECD	164	308
42.17A.435	AMD	164	452	42.17A.615	AMD	164	477
42.17A.440	RECD	164	306	42.17A.620	RECD	164	308
42.17A.440	AMD	164	453	42.17A.620	AMD	164	478
42.17A.442	RECD	164	306	42.17A.625	RECD	164	308
42.17A.442	AMD	164	454	42.17A.625	AMD	164	479
42.17A.445	RECD	164	306	42.17A.630	RECD	164	308
42.17A.445	AMD	164	455	42.17A.630	AMD	164	480
42.17A.450	RECD	164	306	42.17A.635	RECD	164	308
42.17A.450	AMD	164	456	42.17A.635	AMD	164	481
42.17A.455	RECD	164	306	42.17A.640	RECD	164	308
42.17A.455	AMD	164	457	42.17A.640	AMD	164	482
42.17A.460	RECD	164	306	42.17A.645	RECD	164	308
42.17A.460	AMD	164	458	42.17A.645	AMD	164	483
42.17A.465	RECD	164	306	42.17A.650	RECD	164	308
42.17A.465	AMD	164	459	42.17A.650	AMD	164	484
42.17A.470	RECD	164	306	42.17A.655	RECD	164	308
42.17A.470	AMD	164	460	42.17A.655	AMD	164	485
42.17A.475	RECD	164	306	42.17A.700	RECD	164	309
42.17A.475	AMD	164	461	42.17A.700	AMD	164	486
42.17A.480	RECD	164	306	42.17A.705	AMD	54	40
42.17A.480	AMD	164	462	42.17A.705	RECD	164	309
42.17A.485	RECD	164	306	42.17A.705	AMD	164	487
42.17A.485	AMD	164	463	42.17A.710	RECD	164	309
42.17A.490	RECD	164	306	42.17A.710	AMD	164	488
42.17A.490	AMD	164	464	42.17A.715	RECD	164	309
42.17A.495	RECD	164	306	42.17A.715	AMD	164	489
42.17A.495	AMD	164	465	42.17A.750	RECD	164	310
42.17A.500	RECD	164	306	42.17A.750	AMD	164	490
42.17A.500	AMD	164	466	42.17A.755	RECD	164	310
42.17A.550	RECD	164	306	42.17A.755	AMD	164	491
42.17A.550	AMD	164	467	42.17A.760	RECD	164	310
42.17A.555	RECD	164	307	42.17A.760	AMD	164	492
42.17A.555	AMD	164	468	42.17A.765	RECD	164	310
42.17A.560	RECD	164	307	42.17A.765	AMD	164	493
42.17A.560	REMD	164	469	42.17A.770	RECD	164	310
42.17A.565	RECD	164	307	42.17A.770	AMD	164	494
42.17A.565	AMD	164	470	42.17A.775	RECD	164	310
42.17A.570	RECD	164	307	42.17A.775	AMD	164	495
42.17A.570	AMD	164	471	42.17A.780	RECD	164	310
42.17A.575	RECD	164	307	42.17A.780	AMD	164	496

**RCW SECTIONS AFFECTED BY 2024 STATUTES**

RCW		CH.	SEC.	RCW		CH.	SEC.
42.17A.785	RECD	164	310	43.21F	ADD	346	1
42.17A.785	AMD	164	497	43.23	ADD	228	2
42.30	ADD	171	1	43.23	ADD	341	204
42.30.110	REMD	277	2	43.24.130	AMD	146	21
42.36.040	AMD	164	512	43.30.580	AMD	133	4
42.45.200	AMD	50	10	43.31	ADD	143	2
42.52	ADD	33	1	43.31	ADD	230	2
42.52.010	REMD	164	513	43.31	ADD	348	4
42.52.020	AMD	333	20	43.31	ADD	350	3
42.52.150	AMD	164	514	43.31.575	AMD	230	3
42.52.160	AMD	333	21	43.31.577	AMD	230	1
42.52.180	AMD	164	515	43.34	ADD	65	2,3
42.52.185	AMD	164	516	43.41.391	AMD	54	41
42.52.380	AMD	164	517	43.41.425	AMD	2	3
42.52.560	AMD	164	518	43.41.430	AMD	54	52
42.52.806	AMD	164	519	43.41.440	AMD	54	42
42.56	ADD	53	15	43.41.442	AMD	54	43
42.56.240	AMD	298	21	43.41.444	AMD	54	44
42.56.240	AMD	299	2	43.41.444	REP	168	2
42.56.360	AMD	366	19	43.42A.030	AMD	54	51
42.56.430	AMD	48	2	43.43	ADD	237	2
42.56.430	AMD	48	3	43.43	ADD	301	21
42.62.010	REP	164	312	43.43.120	AMD	151	4
42.62.020	RECD	164	311	43.43.120	AMD	237	3
42.62.030	RECD	164	311	43.43.580	AMD	289	7
42.62.040	RECD	164	311	43.43.823	AMD	289	6
42.62.040	AMD	164	498	43.43.934	AMD	46	1
43	ADD	92	2-7	43.43.944	AMD	279	1
43	ADD	142	1-3	43.52A.030	AMD	164	522
43	ADD	283	2-6	43.59.156	AMD	164	523
43.01.040	REMD	151	1	43.60A	ADD	146	5
43.01.044	AMD	151	2	43.60A.175	AMD	164	524
43.03.220	AMD	283	7	43.60A.190	AMD	146	22
43.03.305	AMD	164	520	43.63A.550	AMD	54	45
43.06B	ADD	219	1	43.63A.750	AMD	375	8014
43.06C	ADD	355	2	43.70	ADD	81	1
43.10	ADD	299	1	43.70	ADD	96	2
43.15.050	AMD	336	7	43.70	ADD	100	1
43.15.060	AMD	336	8	43.70	ADD	201	2
43.15.090	AMD	336	9	43.70	ADD	216	1
43.17.320	AMD	164	521	43.70	ADD	297	17
43.19.125	AMD	375	8010	43.70	ADD	309	2
43.19A.150	AMD	341	602	43.70	ADD	328	109
43.21A.736	REP	69	3	43.70.054	AMD	54	46
43.21B	ADD	347	3	43.70.250	AMD	366	14
43.21B.110	REMD	339	16	43.70.270	AMD	146	23
43.21B.110	REMD	340	4	43.71	ADD	263	1
43.21B.110	REMD	347	5	43.71C	ADD	80	6
43.21B.300	REMD	340	5	43.79	ADD	168	5,9
43.21B.300	AMD	347	6	43.79	ADD	210	3

**RCW SECTIONS AFFECTED BY 2024 STATUTES**

RCW		CH.	SEC.	RCW		CH.	SEC.
43.79.483	AMD	210	2	43.105.342	AMD	54	14
43.79.487	REP	168	2	43.105.359	AMD	54	15
43.79.515	REP	168	2	43.105.369	AMD	54	16
43.79.530	REP	168	2	43.105.375	AMD	54	17
43.79A.040	REMD	168	10	43.105.385	AMD	54	18
43.79A.040	REMD	168	11	43.105.450	AMD	54	19
43.79A.040	REMD	327	16	43.117	ADD	76	2
43.79A.040	REMD	327	17	43.131	ADD	194	7-9
43.83.330	REP	168	2	43.131.421	REP	339	21
43.83.350	REP	168	2	43.131.422	REP	339	21
43.84.092	REMD	168	12	43.158.020	AMD	346	3
43.84.092	REMD	168	13	43.160	ADD	86	3
43.84.092	REMD	210	4	43.160.020	AMD	47	1
43.84.092	REMD	210	5	43.160.020	AMD	86	2
43.88.0301	AMD	344	7	43.166.030	AMD	164	525
43.88.090	AMD	54	47	43.167.020	AMD	164	526
43.88.092	AMD	54	48	43.185B.020	AMD	321	405
43.88.160	REMD	54	49	43.216	ADD	67	3-6
43.92	ADD	350	1				10
43.101	ADD	293	4,5	43.216	ADD	328	107
43.101	ADD	295	1-5				201,202
43.101	ADD	305	1	43.216.---	AMD	282	4
43.101.010	AMD	319	5	43.216.136	REMD	67	1
43.101.095	AMD	330	10	43.216.136	RECD	67	10
43.101.190	AMD	335	1	43.216.136	REMD	282	1
43.101.200	REMD	376	908	43.216.1364	AMD	67	7
43.101.220	AMD	376	909	43.216.1364	RECD	67	10
43.101.230	AMD	376	910	43.216.1364	AMD	282	2
43.102.010	AMD	64	1	43.216.1368	AMD	67	2
43.102.050	AMD	64	2	43.216.1368	RECD	67	10
43.102.080	AMD	64	3	43.216.1368	AMD	225	1
43.102.100	AMD	64	4	43.216.137	REP	67	11
43.102.120	AMD	64	5	43.216.139	RECD	67	10
43.102.800	AMD	64	6	43.216.141	RECD	67	10
43.105.006	AMD	54	1	43.216.143	RECD	67	10
43.105.007	AMD	54	2	43.216.145	AMD	67	8
43.105.020	AMD	54	3	43.216.145	RECD	67	10
43.105.025	AMD	54	4	43.216.270	AMD	300	2
43.105.052	AMD	54	5	43.216.505	REMD	225	2
43.105.054	AMD	54	6	43.216.512	AMD	225	3
43.105.205	REP	54	61	43.216.512	AMD	225	4
43.105.220	AMD	54	7	43.216.578	AMD	225	5
43.105.240	AMD	54	8	43.216.578	AMD	225	6
43.105.245	AMD	54	9	43.216.580	AMD	284	1
43.105.255	AMD	54	10	43.216.725	REP	67	11
43.105.265	AMD	54	11	43.216.730	RECD	67	10
43.105.285	AMD	54	12	43.216.749	RECD	67	10
43.105.287	AMD	54	13	43.216.775	AMD	282	3
43.105.331	AMD	54	20	43.290	ADD	336	1,5,10
43.105.331	RECD	54	62	43.290.020	AMD	336	3

**RCW SECTIONS AFFECTED BY 2024 STATUTES**

RCW		CH.	SEC.	RCW		CH.	SEC.
43.330	ADD	194	5	46.20.270	AMD	308	2
43.330.010	AMD	47	2	46.20.286	AMD	315	5
43.330.065	AMD	336	4	46.20.355	AMD	306	26
43.330.065	RECD	336	10	46.20.385	AMD	306	27
43.330.070	AMD	223	2	46.20.720	AMD	306	28
43.330.088	AMD	223	3	46.20.740	AMD	306	29
43.330.260	AMD	223	4	46.44.110	AMD	320	1
43.330.534	AMD	54	53	46.61	ADD	306	33
43.330.730	DECD	327	13	46.61.419	AMD	321	406
43.330.732	AMD	327	14	46.61.502	AMD	306	30
43.330.735	AMD	327	15	46.61.504	AMD	306	32
43.371.020	AMD	54	54	46.61.5055	AMD	306	31
43.371.090	AMD	54	50	46.63	ADD	307	1-6
43.384.060	AMD	164	527	46.63.030	AMD	307	8
44.04	ADD	336	6	46.63.075	AMD	307	10
44.05.020	AMD	164	528	46.63.110	AMD	308	3
44.05.080	AMD	164	529	46.63.170	REP	307	12
44.28	ADD	348	8	46.63.180	AMD	307	9
44.68.065	AMD	54	55	46.63.200	AMD	308	4
44.90	ADD	333	2,4,6,7	46.68.300	REMD	310	603
			10,12	46.68.320	AMD	310	604
			14,15	46.68.480	AMD	307	11
			19	46.68.510	AMD	310	605
44.90.020	AMD	333	1	46.70	ADD	301	12
44.90.030	AMD	333	3	46.79	ADD	301	14-16
44.90.050	AMD	333	5	46.79.010	AMD	301	13
44.90.060	AMD	333	8	46.80	ADD	301	20
44.90.070	AMD	333	9	46.80.010	REMD	301	17
44.90.080	AMD	333	11	46.80.080	AMD	301	18
44.90.090	AMD	333	13	46.80.210	AMD	301	19
46	ADD	87	1-9	46.87.020	AMD	1	1
46.12.560	AMD	301	22	46.87.080	AMD	1	2
46.16A	ADD	84	2	46.87.350	AMD	1	3
46.16A.120	AMD	307	7	46.96.020	REMD	87	10
46.16A.120	AMD	308	1	47.01	ADD	281	1
46.16A.200	AMD	84	1	47.04.380	AMD	106	1
46.18.210	AMD	146	24	47.12.244	AMD	310	606
46.18.220	AMD	131	1	47.17.640	AMD	73	1
46.18.270	AMD	146	25	47.40	ADD	227	4
46.18.280	AMD	146	26	47.40.105	AMD	227	3
46.18.295	AMD	146	27	47.66.120	AMD	104	1
46.20.027	AMD	146	28	47.68.090	AMD	310	607
46.20.035	AMD	315	3	48.02.065	AMD	123	1
46.20.037	AMD	54	56	48.18.290	AMD	244	1
46.20.075	AMD	162	1	48.18.2901	AMD	244	2
46.20.100	AMD	162	2	48.31B.005	AMD	42	1
46.20.117	AMD	162	3	48.31B.025	AMD	42	2
46.20.117	AMD	315	4	48.31B.038	AMD	42	3
46.20.157	AMD	54	57	48.43	ADD	62	11
46.20.161	AMD	146	29	48.43	ADD	218	12

**RCW SECTIONS AFFECTED BY 2024 STATUTES**

RCW		CH.	SEC.	RCW		CH.	SEC.
48.43	ADD	251	3	49.60.214	AMD	161	2
48.43	ADD	366	11	49.60.215	AMD	161	3
48.43.005	AMD	218	1	49.62.005	AMD	36	1
48.43.047	AMD	314	1	49.62.010	AMD	36	2
48.43.735	AMD	215	2	49.62.020	AMD	36	3
48.43.761	AMD	366	7	49.62.050	AMD	36	4
48.43.762	AMD	366	17	49.62.080	AMD	36	5
48.43.780	AMD	226	1	49.62.090	AMD	36	6
48.49	ADD	218	8-10	50.12.200	AMD	51	2
48.49.003	AMD	218	2	50.20.190	AMD	8	1
48.49.060	AMD	218	3	50.29.021	REMD	51	1
48.49.070	AMD	218	4	50.29.026	AMD	52	1
48.49.090	AMD	218	5	50.38	ADD	233	2
48.49.100	AMD	218	6	50.75	ADD	233	1
48.49.130	AMD	218	7	50A.25.070	REMD	54	58
48.49.190	REP	218	15	50B.04	ADD	120	2,9
48.200	ADD	242	6-9	50B.04.010	AMD	120	3
48.200.020	AMD	242	1	50B.04.020	AMD	120	4
48.200.030	AMD	242	2	50B.04.050	REMD	120	5
48.200.050	AMD	242	3	50B.04.060	AMD	120	6
48.200.210	AMD	242	4	50B.04.070	AMD	120	7
48.200.280	AMD	242	5	50B.04.100	AMD	120	8
49	ADD	129	1-13	51.04.030	AMD	62	16
49.12.050	AMD	132	4	51.04.175	AMD	31	1
49.12.187	REMD	132	3	51.16.250	AMD	184	3
49.17	ADD	258	2	51.28.100	AMD	62	12
49.17	ADD	311	2,4,7,9	51.32	ADD	184	2
49.17.120	AMD	40	1	51.32.090	AMD	90	1
49.17.190	AMD	311	10	51.32.090	AMD	144	1
49.17.400	AMD	311	3	51.32.090	AMD	144	2
49.17.420	AMD	311	5	51.32.095	AMD	90	2
49.17.440	AMD	311	6	51.32.096	AMD	90	3
49.17.470	AMD	250	1	51.32.250	AMD	90	4
49.28	ADD	319	1	52.14.010	REMD	35	1
49.28.130	AMD	354	1	53.20	ADD	194	6
49.44	ADD	250	3	53.54.020	AMD	194	2
49.44	ADD	357	1,2	53.54.030	AMD	194	3
49.46	ADD	250	2	53.54.040	AMD	194	4
49.46.010	AMD	132	1	53.57.060	AMD	164	530
49.46.070	AMD	132	2	54.04.190	AMD	271	1
49.46.210	AMD	39	1	54.16	ADD	348	9
49.46.210	AMD	356	1	58.17.040	AMD	190	2
49.46.800	AMD	224	1	58.17.040	AMD	321	407
49.48	ADD	149	1	58.19.010	REP	321	504
49.58	ADD	353	5	58.19.020	REP	321	504
49.58.005	AMD	353	1	58.19.030	REP	321	504
49.58.010	AMD	353	2	58.19.045	REP	321	504
49.58.020	AMD	353	3	58.19.055	REP	321	504
49.58.030	AMD	353	4	58.19.120	REP	321	504
49.60.040	REMD	161	1	58.19.130	REP	321	504

**RCW SECTIONS AFFECTED BY 2024 STATUTES**

RCW		CH.	SEC.	RCW		CH.	SEC.
58.19.140	REP	321	504	64.32.190	REP	321	501
58.19.180	REP	321	504	64.32.200	REP	321	501
58.19.185	REP	321	504	64.32.210	REP	321	501
58.19.190	REP	321	504	64.32.220	REP	321	501
58.19.265	REP	321	504	64.32.230	REP	321	501
58.19.270	REP	321	504	64.32.240	REP	321	501
58.19.280	REP	321	504	64.32.250	REP	321	501
58.19.300	REP	321	504	64.32.260	AMD	321	433
58.19.920	REP	321	504	64.32.260	REP	321	501
58.19.940	REP	321	504	64.32.270	REP	321	501
59.04.010	AMD	27	1	64.32.280	REP	321	501
59.18.200	AMD	321	408	64.32.290	REP	321	501
59.18.650	AMD	321	409	64.32.300	REP	321	501
59.20.030	AMD	325	1	64.32.310	REP	321	501
59.20.080	AMD	325	5	64.32.320	REP	321	501
59.20.325	AMD	325	2	64.32.330	REP	321	501
59.20.330	AMD	325	3	64.32.900	REP	321	501
59.20.335	AMD	325	4	64.32.910	REP	321	501
59.21.030	AMD	325	6	64.32.920	REP	321	501
59.21.040	AMD	325	7	64.34	ADD	128	2
60.30.010	AMD	101	1	64.34	ADD	139	2
60.30.020	AMD	101	2	64.34.005	REP	321	502
61.24.030	AMD	321	410	64.34.010	REP	321	502
61.24.031	AMD	321	411	64.34.020	REP	321	502
61.24.040	AMD	321	412	64.34.030	REP	321	502
61.24.165	AMD	321	413	64.34.040	REP	321	502
61.24.190	AMD	321	414	64.34.050	REP	321	502
64.04.010	AMD	27	2	64.34.060	REP	321	502
64.04.055	REP	321	505	64.34.070	REP	321	502
64.06.005	REMD	321	415	64.34.073	REP	321	502
64.32	ADD	128	1	64.34.076	AMD	321	434
64.32	ADD	139	1	64.34.076	REP	321	502
64.32.010	REP	321	501	64.34.080	REP	321	502
64.32.020	REP	321	501	64.34.090	REP	321	502
64.32.030	REP	321	501	64.34.100	REP	321	502
64.32.040	REP	321	501	64.34.110	REP	321	502
64.32.050	REP	321	501	64.34.120	REP	321	502
64.32.060	REP	321	501	64.34.200	REP	321	502
64.32.070	REP	321	501	64.34.202	REP	321	502
64.32.080	REP	321	501	64.34.204	REP	321	502
64.32.090	REP	321	501	64.34.208	REP	321	502
64.32.100	REP	321	501	64.34.212	REP	321	502
64.32.110	REP	321	501	64.34.216	REP	321	502
64.32.120	REP	321	501	64.34.220	REP	321	502
64.32.130	REP	321	501	64.34.224	REP	321	502
64.32.140	REP	321	501	64.34.228	REP	321	502
64.32.150	REP	321	501	64.34.232	REP	321	502
64.32.160	REP	321	501	64.34.236	REP	321	502
64.32.170	REP	321	501	64.34.240	REP	321	502
64.32.180	REP	321	501	64.34.244	REP	321	502

**RCW SECTIONS AFFECTED BY 2024 STATUTES**

RCW		CH.	SEC.	RCW		CH.	SEC.
64.34.248	REP	321	502	64.34.425	REP	321	502
64.34.252	REP	321	502	64.34.430	REP	321	502
64.34.256	REP	321	502	64.34.435	REP	321	502
64.34.260	REP	321	502	64.34.440	REP	321	502
64.34.264	REP	321	502	64.34.442	REP	321	502
64.34.268	REP	321	502	64.34.443	REP	321	502
64.34.272	REP	321	502	64.34.445	REP	321	502
64.34.276	REP	321	502	64.34.450	REP	321	502
64.34.278	REP	321	502	64.34.452	REP	321	502
64.34.280	REP	321	502	64.34.455	REP	321	502
64.34.300	REP	321	502	64.34.460	REP	321	502
64.34.304	REP	321	502	64.34.465	REP	321	502
64.34.308	REP	321	502	64.34.470	REP	321	502
64.34.312	REP	321	502	64.34.900	REP	321	502
64.34.316	REP	321	502	64.34.910	REP	321	502
64.34.320	REP	321	502	64.34.930	REP	321	502
64.34.324	REP	321	502	64.34.931	REP	321	502
64.34.328	REP	321	502	64.34.940	REP	321	502
64.34.332	REP	321	502	64.34.950	REP	321	502
64.34.336	REP	321	502	64.35.105	AMD	321	416
64.34.340	REP	321	502	64.35.405	AMD	321	417
64.34.344	REP	321	502	64.35.505	AMD	321	418
64.34.348	REP	321	502	64.35.610	AMD	321	419
64.34.352	REP	321	502	64.38	ADD	128	3
64.34.354	REP	321	502	64.38	ADD	139	3
64.34.356	REP	321	502	64.38.005	REP	321	503
64.34.360	REP	321	502	64.38.010	REP	321	503
64.34.364	REP	321	502	64.38.015	REP	321	503
64.34.368	REP	321	502	64.38.020	REP	321	503
64.34.372	REP	321	502	64.38.025	REP	321	503
64.34.376	REP	321	502	64.38.028	REP	321	503
64.34.380	REP	321	502	64.38.030	REP	321	503
64.34.382	REP	321	502	64.38.033	REP	321	503
64.34.384	REP	321	502	64.38.034	REP	321	503
64.34.386	REP	321	502	64.38.035	REP	321	503
64.34.388	REP	321	502	64.38.040	REP	321	503
64.34.390	REP	321	502	64.38.045	REP	321	503
64.34.392	REP	321	502	64.38.050	REP	321	503
64.34.394	REP	321	502	64.38.055	REP	321	503
64.34.395	REP	321	502	64.38.057	REP	321	503
64.34.396	REP	321	502	64.38.057	AMD	337	4
64.34.397	REP	321	502	64.38.060	REP	321	503
64.34.398	REP	321	502	64.38.062	REP	321	503
64.34.400	REP	321	502	64.38.065	REP	321	503
64.34.405	REP	321	502	64.38.070	REP	321	503
64.34.410	REP	321	502	64.38.075	REP	321	503
64.34.415	REP	321	502	64.38.080	REP	321	503
64.34.417	REP	321	502	64.38.085	REP	321	503
64.34.418	REP	321	502	64.38.090	REP	321	503
64.34.420	REP	321	502	64.38.095	AMD	321	435

**RCW SECTIONS AFFECTED BY 2024 STATUTES**

RCW		CH.	SEC.	RCW		CH.	SEC.
64.38.095	REP	321	503	64.90.445	AMD	321	316
64.38.100	REP	321	503	64.90.450	AMD	321	206
64.38.110	REP	321	503	64.90.455	AMD	321	317
64.38.120	REP	321	503	64.90.480	AMD	321	207
64.38.130	REP	321	503	64.90.485	AMD	321	318
64.38.140	REP	321	503	64.90.485	AMD	321	319
64.38.150	REP	321	503	64.90.495	AMD	321	320
64.38.160	REP	321	503	64.90.510	AMD	321	322
64.50.010	AMD	321	420	64.90.512	AMD	337	5
64.50.040	AMD	321	421	64.90.515	AMD	321	323
64.50.050	AMD	321	422	64.90.520	AMD	321	208
64.55.005	AMD	321	423	64.90.570	AMD	321	324
64.55.010	AMD	122	1	64.90.605	AMD	321	326
64.55.010	AMD	321	424	64.90.610	AMD	321	327
64.55.070	AMD	321	425	64.90.635	AMD	321	328
64.55.090	AMD	321	426	64.90.640	AMD	321	329
64.55.120	AMD	321	427	66.20.010	AMD	91	1
64.55.130	AMD	321	428	66.20.310	AMD	265	1
64.60.010	AMD	321	429	66.24	ADD	250	4
64.70.020	AMD	321	430	66.44.270	AMD	71	2
64.90	ADD	128	4	68.50.230	REMD	57	1
64.90	ADD	139	4	68.52.220	AMD	164	531
64.90	ADD	321	101,102	69	ADD	107	1-9
			205,303	69	ADD	245	1-4
			313,321	69.38	ADD	121	40
			325,510	69.41.010	AMD	102	1
64.90.010	AMD	321	301	69.41.030	AMD	102	2
64.90.065	AMD	321	302	69.41.050	AMD	257	1
64.90.075	AMD	321	506	69.41.080	AMD	121	50
64.90.075	RECD	321	510	69.43.100	AMD	121	43
64.90.080	AMD	321	508	69.43.140	AMD	121	44
64.90.080	RECD	321	510	69.45	ADD	121	42
64.90.085	AMD	321	201	69.45.080	AMD	121	41
64.90.090	REP	321	505	69.50	ADD	243	1
64.90.095	AMD	321	509	69.50.101	REMD	62	17
64.90.095	RECD	321	510	69.50.302	AMD	121	45
64.90.100	AMD	321	304	69.50.303	AMD	121	46
64.90.105	AMD	321	202	69.50.304	AMD	121	47
64.90.225	AMD	321	305	69.50.305	REP	121	51
64.90.240	AMD	321	306	69.50.310	AMD	121	48
64.90.260	AMD	321	307	69.50.320	AMD	121	49
64.90.270	AMD	321	308	69.50.348	REMD	69	2
64.90.285	AMD	321	309	69.50.357	AMD	360	4
64.90.290	AMD	321	310	69.50.360	AMD	9	1
64.90.300	AMD	321	203	69.50.4013	AMD	9	2
64.90.310	AMD	321	204	69.50.535	AMD	79	1
64.90.405	AMD	321	311	70.02	ADD	150	1
64.90.410	AMD	321	312	70.02.010	REMD	209	31
64.90.420	AMD	321	314	70.02.030	AMD	150	2
64.90.425	AMD	321	315	70.02.230	AMD	209	32

**RCW SECTIONS AFFECTED BY 2024 STATUTES**

RCW		CH.	SEC.	RCW		CH.	SEC.
70.02.240	AMD	209	33	70A.15.2200	AMD	352	12
70.02.260	AMD	209	34	70A.15.5090	AMD	280	3
70.02.260	AMD	290	6	70A.15.5120	AMD	280	4
70.05.030	AMD	37	1	70A.15.5140	AMD	280	5
70.24	ADD	248	4	70A.65	ADD	352	11
70.38.025	AMD	121	22	70A.65.010	AMD	352	1
70.38.111	AMD	121	23	70A.65.060	AMD	352	2
70.38.111	AMD	165	1	70A.65.070	AMD	352	3
70.38.111	AMD	259	5	70A.65.080	AMD	352	4
70.38.260	AMD	121	24	70A.65.100	AMD	352	5
70.38.260	AMD	165	2	70A.65.110	AMD	352	6
70.38.270	AMD	165	3	70A.65.170	AMD	352	7
70.41	ADD	251	1	70A.65.200	AMD	352	8
70.41	ADD	259	2	70A.65.210	AMD	352	9
70.41.480	AMD	251	2	70A.65.250	REMD	376	911
70.42	ADD	121	7,8	70A.65.300	AMD	376	912
70.42.010	AMD	121	5	70A.65.305	AMD	375	8004
70.42.130	AMD	121	6	70A.65.310	AMD	352	10
70.42.180	AMD	121	9	70A.200.060	AMD	231	2
70.48	ADD	309	4	70A.205.145	REP	347	15
70.48	ADD	315	6	70A.205.540	AMD	341	301
70.54	ADD	186	1	70A.205.545	AMD	341	302
70.79.120	AMD	167	1	70A.207	ADD	341	201,202
70.125	ADD	297	18	70A.207.020	AMD	341	203
70.126	ADD	259	3	70A.214.100	AMD	341	205
70.127	ADD	121	12,13	70A.230	ADD	339	19
70.127.010	AMD	121	10	70A.230.020	AMD	339	2
70.127.040	AMD	259	4	70A.230.080	AMD	339	17
70.127.170	AMD	121	11	70A.230.080	AMD	347	7
70.127.213	AMD	121	14	70A.230.150	REP	339	21
70.128.066	AMD	147	1	70A.300	ADD	342	3
70.128.070	AMD	147	2	70A.300.120	AMD	347	8
70.128.280	AMD	235	1	70A.305.140	REP	168	2
70.136	ADD	331	2	70A.305.190	AMD	375	8009
70.170.020	AMD	121	28	70A.350	ADD	343	4
70.230	ADD	121	17	70A.350.010	AMD	343	2
70.230.010	AMD	121	15	70A.350.050	AMD	343	3
70.230.070	AMD	121	16	70A.430.070	AMD	347	9
70.290.010	AMD	41	1	70A.455	ADD	341	503
70.390	ADD	80	4,5	70A.455.040	AMD	341	501
70.390.040	AMD	80	1	70A.455.070	AMD	341	502
70.390.050	AMD	80	2	70A.455.090	AMD	341	504
70.390.070	AMD	80	3	70A.500.260	AMD	347	11
70.405.030	AMD	80	7	70A.505	ADD	339	18
70A	ADD	340	1-3	70A.505.010	AMD	339	3
70A.02.110	AMD	54	59	70A.505.010	REP	339	22
70A.02.120	AMD	164	532	70A.505.020	AMD	339	4
70A.15	ADD	342	2	70A.505.020	REP	339	22
70A.15	ADD	345	2	70A.505.030	AMD	339	5
70A.15.1030	AMD	280	2	70A.505.030	REP	339	22

**RCW SECTIONS AFFECTED BY 2024 STATUTES**

RCW		CH.	SEC.	RCW		CH.	SEC.
70A.505.040	AMD	339	6	71.05.590	AMD	209	24
70A.505.040	REP	339	22	71.05.620	AMD	209	25
70A.505.050	AMD	339	7	71.05.730	AMD	209	28
70A.505.050	REP	339	22	71.12	ADD	121	21
70A.505.060	AMD	339	8	71.12.455	REMD	121	19
70A.505.060	REP	339	22	71.12.460	AMD	204	1
70A.505.070	AMD	339	9	71.12.500	AMD	121	20
70A.505.070	REP	339	22	71.12.710	AMD	121	18
70A.505.080	REP	339	22	71.24	ADD	121	27
70A.505.090	REP	339	20	71.24	ADD	360	5
70A.505.090	REP	339	22	71.24	ADD	366	2,5,12
70A.505.100	AMD	339	10	71.24	ADD	368	1
70A.505.100	REP	339	22	71.24.025	REMD	121	25
70A.505.110	AMD	339	11	71.24.025	REMD	367	1
70A.505.110	REP	339	22	71.24.025	REMD	368	2
70A.505.120	AMD	339	12	71.24.030	AMD	209	29
70A.505.120	REP	339	22	71.24.037	AMD	121	26
70A.505.130	AMD	339	13	71.24.037	AMD	366	4
70A.505.130	REP	339	22	71.24.045	AMD	209	30
70A.505.140	REP	339	22	71.24.045	AMD	368	3
70A.505.150	REP	339	22	71.24.061	AMD	358	1
70A.505.160	AMD	339	14	71.24.063	AMD	358	2
70A.505.160	REP	339	22	71.24.064	AMD	358	3
70A.505.900	REP	339	22	71.24.580	AMD	179	1
70A.505.901	REP	339	22	71.24.618	AMD	366	8
70A.535	ADD	168	6	71.24.890	REMD	364	1
70A.535.160	AMD	168	7	71.24.890	REMD	368	4
71.05	ADD	209	1,3	71.24.892	AMD	364	2
71.05	ADD	366	15	71.24.898	AMD	54	60
71.05.020	REMD	62	18	71.24.907	AMD	370	1
71.05.020	REMD	62	19	71.24.916	AMD	367	2
71.05.020	REMD	209	5	71.32.110	AMD	62	23
71.05.020	REMD	209	6	71.32.140	AMD	62	24
71.05.020	REMD	371	17	71.32.250	AMD	62	25
71.05.020	REMD	371	18	71.34	ADD	209	2,4
71.05.148	AMD	209	9	71.34	ADD	367	8
71.05.150	AMD	209	11	71.34.020	AMD	62	26
71.05.150	AMD	209	12	71.34.020	AMD	62	27
71.05.195	AMD	209	15	71.34.020	AMD	209	7
71.05.201	AMD	209	16	71.34.020	AMD	209	8
71.05.212	AMD	209	17	71.34.020	AMD	367	3
71.05.212	AMD	209	18	71.34.020	AMD	367	4
71.05.214	AMD	209	19	71.34.351	AMD	367	5
71.05.215	AMD	62	20	71.34.375	AMD	367	6
71.05.217	AMD	62	21	71.34.430	AMD	367	7
71.05.217	AMD	209	20	71.34.710	AMD	209	13
71.05.435	AMD	209	21	71.34.710	AMD	209	14
71.05.458	AMD	209	22	71.34.750	REMD	62	28
71.05.585	AMD	62	22	71.34.750	REMD	62	29
71.05.590	AMD	209	23	71.34.755	AMD	62	30

**RCW SECTIONS AFFECTED BY 2024 STATUTES**

RCW		CH.	SEC.	RCW		CH.	SEC.
71.34.780	AMD	209	26	74.46.501	AMD	246	4
71.34.780	AMD	209	27	76.13.120	AMD	158	1
71.34.815	AMD	209	10	76.13.140	AMD	158	2
72.02.100	AMD	32	1	77	ADD	318	1-3
72.09	ADD	315	2	77.12	ADD	160	1
72.09.270	AMD	315	1	77.15.075	AMD	330	8
72.09.460	AMD	272	1	77.32.010	AMD	77	2
72.09.465	AMD	272	2	77.32.480	AMD	146	35
72.09.467	AMD	272	3	77.36.080	AMD	264	2
72.09.480	AMD	32	3	77.36.100	AMD	264	3
72.23	ADD	315	7	77.36.130	AMD	264	4
72.36.030	AMD	146	30	77.95	ADD	227	2
72.66.070	AMD	32	2	79.13.530	AMD	350	2
73.04	ADD	146	4	79.22.060	AMD	375	8011
73.04.042	REP	146	31	79.64.020	AMD	375	8005
73.08.005	AMD	146	32	79.70.100	AMD	375	8012
73.16.010	AMD	146	33	79.71.060	AMD	375	8013
73.16.120	AMD	146	34	79A.25.210	AMD	375	8007
74	ADD	153	1-7	79A.25.830	AMD	164	533
74.04.062	AMD	208	1	80	ADD	351	2-8
74.08A	ADD	174	2				10-12
74.08A.010	AMD	181	1				19
74.08A.210	AMD	154	1	80.04.010	AMD	348	1
74.09	ADD	168	8	80.24.010	AMD	351	13
74.09	ADD	175	2	80.28	ADD	348	2,3,5,7
74.09	ADD	177	2	80.28.110	AMD	348	6
74.09	ADD	213	1-3	80.28.130	AMD	351	15
74.09	ADD	251	4	80.28.365	AMD	351	16
74.09	ADD	366	18	80.28.380	AMD	351	17
74.09.325	REMD	215	3	80.28.425	AMD	351	18
74.09.4951	AMD	372	1	82	ADD	332	1-16
74.09.497	AMD	62	31	82.02.010	AMD	47	3
74.09.830	AMD	213	4	82.02.020	AMD	321	431
74.13	ADD	145	1	82.04	ADD	115	1
74.13	ADD	328	206,207	82.04	ADD	141	2
74.13.020	REMD	192	4	82.04	ADD	261	2
74.13.031	AMD	192	5	82.04.2404	AMD	261	10
74.13.031	AMD	298	8	82.04.2905	AMD	195	2
74.13.270	AMD	156	1	82.04.426	REMD	261	3
74.13.336	AMD	192	6	82.04.4298	AMD	321	432
74.15.030	AMD	300	3	82.04.448	REMD	261	4
74.39A	ADD	322	5	82.04.660	AMD	339	15
74.39A.009	AMD	224	3	82.04.660	REP	339	20
74.39A.076	AMD	322	2	82.04.759	AMD	164	534
74.39A.341	AMD	322	3	82.04.759	AMD	252	2
74.39A.341	AMD	322	4	82.08	ADD	141	3
74.39A.500	AMD	224	4	82.08	ADD	222	1
74.46.020	REMD	246	1	82.08.0206	REMD	3	1
74.46.485	AMD	246	2	82.08.225	AMD	130	1
74.46.496	AMD	246	3	82.08.965	REMD	261	5

**RCW SECTIONS AFFECTED BY 2024 STATUTES**

RCW		CH.	SEC.	RCW		CH.	SEC.
82.08.9651	AMD	261	11	84.52.043	AMD	361	4
82.08.970	REMD	261	6	84.55.050	AMD	114	1
82.12	ADD	141	4	86.16.041	AMD	187	2
82.12	ADD	222	2	86.16.081	AMD	347	10
82.12.0266	AMD	252	4	88.26.020	AMD	110	1
82.12.965	REMD	261	7	90.03	ADD	268	1,2
82.12.9651	AMD	261	12	90.03.160	AMD	268	3
82.12.970	REMD	261	8	90.03.380	AMD	108	1
82.14	ADD	95	2	90.48	ADD	342	1
82.14.370	AMD	58	1	90.58.180	AMD	347	4
82.14.540	AMD	136	1				
82.16	ADD	115	2				
82.21.040	AMD	241	1				
82.29A	ADD	59	1				
82.32.783	AMD	252	3				
82.32.790	REMD	261	1				
82.38	ADD	1	13-15				
82.38.020	AMD	1	4				
82.38.072	AMD	1	5				
82.38.120	AMD	1	6				
82.38.140	AMD	1	7				
82.38.170	AMD	1	8				
82.38.220	AMD	1	9				
82.38.260	AMD	1	10				
82.38.270	AMD	1	11				
82.38.380	AMD	1	12				
82.42	ADD	1	19,20				
82.42.010	REMD	1	17				
82.42.118	AMD	1	16				
82.42.210	AMD	1	18				
82.45.240	AMD	168	1				
82.46	ADD	252	5				
82.47.030	AMD	275	2				
82.70.020	AMD	310	608				
82.70.040	AMD	310	609				
82.70.900	AMD	310	610				
82.73.030	AMD	93	1				
83.100.050	AMD	82	1				
84.14.010	AMD	332	17				
84.33.140	AMD	109	1				
84.34.108	AMD	109	2				
84.36.049	AMD	273	1				
84.36.383	AMD	119	1				
84.36.560	AMD	113	1				
84.36.645	REMD	261	9				
84.39.010	AMD	334	1				
84.39.020	AMD	146	36				
84.52.010	AMD	361	5				
84.52.010	AMD	361	6				
84.52.043	AMD	361	3				

**UNCODIFIED SESSION LAW SECTIONS AFFECTED BY 2024 STATUTES**

LAWS 2015 3RD SP.S.			LAWS 2024						
<u>Ch.</u>	<u>Sec.</u>	<u>Action</u>	<u>Ch.</u>	<u>Sec.</u>					
6	1901	AMD	241	2	472	205	AMD	310	205
					472	206	AMD	310	206
					472	207	AMD	310	207
					472	208	AMD	310	208
					472	209	AMD	310	209
					472	210	AMD	310	210
					472	211	AMD	310	211
					472	212	AMD	310	212
					472	213	AMD	310	213
					472	214	AMD	310	214
					472	215	AMD	310	215
					472	216	AMD	310	216
					472	217	AMD	310	217
					472	218	AMD	310	218
					472	219	AMD	310	219
					472	220	AMD	310	220
					472	221	AMD	310	221
					472	222	AMD	310	222
					472	223	AMD	310	223
					472	224	AMD	310	224
					472	301	AMD	310	301
					472	302	AMD	310	302
					472	304	AMD	310	303
					472	305	AMD	310	304
					472	306	AMD	310	305
					472	307	AMD	310	306
					472	308	AMD	310	307
					472	309	AMD	310	308
					472	310	AMD	310	309
					472	401	AMD	310	401
					472	402	AMD	310	402
					472	403	AMD	310	403
					472	404	AMD	310	404
					472	405	AMD	310	405
					472	406	AMD	310	406
					472	407	AMD	310	407
					472	601	AMD	310	501
					472	606	AMD	310	502
					472	609	AMD	310	503
					472	701	AMD	310	613
					474		ADD	375	1014
					474		ADD	375	1015
					474		ADD	375	1016
					474		ADD	375	1017
					474		ADD	375	1018
					474		ADD	375	1019
					474		ADD	375	1020
					474		ADD	375	1021
					474		ADD	375	1022
					474		ADD	375	1023
					474		ADD	375	1027
					474		ADD	375	1028

**UNCODIFIED SESSION LAW SECTIONS AFFECTED BY 2024 STATUTES**

---

474	ADD	375	1029	474	ADD	375	5013	
474	ADD	375	1030	474	ADD	375	5018	
474	ADD	375	1031	474	ADD	375	5019	
474	ADD	375	1032	474	ADD	375	5021	
474	ADD	375	1033	474	ADD	375	5022	
474	ADD	375	1037	474	ADD	375	5023	
474	ADD	375	1038	474	ADD	375	5025	
474	ADD	375	1046	474	ADD	375	5026	
474	ADD	375	2001	474	ADD	375	5028	
474	ADD	375	2002	474	ADD	375	5029	
474	ADD	375	2004	474	ADD	375	5035	
474	ADD	375	2005	474	ADD	375	5036	
474	ADD	375	2006	474	ADD	375	5037	
474	ADD	375	2010	474	1007	AMD	375	1002
474	ADD	375	2011	474	1011	AMD	375	1003
474	ADD	375	2015	474	1013	AMD	375	1004
474	ADD	375	2016	474	1016	AMD	375	1005
474	ADD	375	2017	474	1017	AMD	375	1006
474	ADD	375	2018	474	1019	AMD	375	1024
474	ADD	375	2019	474	1020	AMD	375	1007
474	ADD	375	2020	474	1022	AMD	375	1008
474	ADD	375	2021	474	1023	AMD	375	1009
474	ADD	375	2022	474	1024	AMD	375	1010
474	ADD	375	2023	474	1025	AMD	375	1011
474	ADD	375	2024	474	1026	AMD	375	1036
474	ADD	375	2025	474	1028	AMD	375	1012
474	ADD	375	3003	474	1032	AMD	375	1013
474	ADD	375	3004	474	1034	REP	375	1049
474	ADD	375	3005	474	1035	AMD	375	1025
474	ADD	375	3008	474	1038	AMD	375	1035
474	ADD	375	3010	474	1041	AMD	375	1026
474	ADD	375	3020	474	1045	AMD	375	1039
474	ADD	375	3021	474	1046	AMD	375	1040
474	ADD	375	3023	474	1047	AMD	375	1041
474	ADD	375	3024	474	1054	AMD	375	1042
474	ADD	375	3025	474	1055	AMD	375	1043
474	ADD	375	3029	474	1061	AMD	375	1044
474	ADD	375	3030	474	1062	AMD	375	1045
474	ADD	375	3031	474	1065	AMD	375	1047
474	ADD	375	3032	474	1070	AMD	375	1048
474	ADD	375	3033	474	2026	AMD	375	2003
474	ADD	375	3034	474	2031	AMD	375	2008
474	ADD	375	3035	474	2035	AMD	375	2009
474	ADD	375	3036	474	2044	AMD	375	2012
474	ADD	375	3037	474	2046	AMD	375	2013
474	ADD	375	3038	474	2049	AMD	375	2014
474	ADD	375	3039	474	3028	AMD	375	3001
474	ADD	375	5007	474	3032	AMD	375	3002
474	ADD	375	5008	474	3046	AMD	375	3006
474	ADD	375	5009	474	3050	AMD	375	3011
474	ADD	375	5010	474	3051	AMD	375	3009
474	ADD	375	5011	474	3055	AMD	375	3018

**UNCODIFIED SESSION LAW SECTIONS AFFECTED BY 2024 STATUTES**

---

474	3056	AMD	375	3012	474	6104	AMD	375	6020
474	3060	AMD	375	3017	474	6105	AMD	375	6021
474	3062	AMD	375	3013	474	6135	AMD	375	6022
474	3064	AMD	375	3016	474	6148	AMD	375	2007
474	3065	AMD	375	3014	474	6164	AMD	375	6023
474	3066	AMD	375	3015	474	6165	AMD	375	6024
474	3080	AMD	375	3019	474	6179	AMD	375	6025
474	3102	AMD	375	3022	474	6228	AMD	375	6026
474	3115	AMD	375	3026	474	6236	AMD	375	5030
474	3120	AMD	375	3027	474	6328	AMD	375	6027
474	3122	AMD	375	3028	474	6336	AMD	375	6028
474	5001	AMD	375	5001	474	6337	AMD	375	6029
474	5002	AMD	375	5002	474	6343	REP	375	6036
474	5003	AMD	375	5003	474	6352	AMD	375	3007
474	5005	AMD	375	5004	474	6366	AMD	375	6030
474	5006	AMD	375	5005	474	6376	AMD	375	6031
474	5008	AMD	375	5006	474	6392	AMD	375	6032
474	5013	AMD	375	5012	474	6460	AMD	375	6033
474	5015	AMD	375	5014	474	6489	REP	375	6036
474	5031	AMD	375	5015	474	6490	REP	375	6036
474	5032	AMD	375	5016	474	6496	AMD	375	6035
474	5033	AMD	375	5017	474	6528	AMD	375	6034
474	5038	AMD	375	5020	474	8001	AMD	375	8001
474	5056	AMD	375	5024	474	8002	AMD	375	8003
474	5072	AMD	375	5027	475		ADD	376	2
474	5082	AMD	375	5031	475		ADD	376	155
474	5085	AMD	375	5032	475		ADD	376	707
474	5086	AMD	375	5033	475		ADD	376	717
474	5087	AMD	375	5034	475		ADD	376	718
474	5089	AMD	375	5038	475		ADD	376	719
474	6002	AMD	375	6001	475		ADD	376	720
474	6016	AMD	375	6012	475		ADD	376	721
474	6027	AMD	375	6013	475		ADD	376	722
474	6028	AMD	375	6010	475		ADD	376	723
474	6029	AMD	375	6002	475		ADD	376	724
474	6031	AMD	375	6011	475		ADD	376	725
474	6043	AMD	375	6003	475		ADD	376	726
474	6045	AMD	375	6014	475		ADD	376	727
474	6047	AMD	375	6004	475		ADD	376	728
474	6049	AMD	375	1001	475		ADD	376	729
474	6051	AMD	375	6005	475		ADD	376	730
474	6052	AMD	375	6009	475		ADD	376	731
474	6053	AMD	375	6006	475		ADD	376	901
474	6055	AMD	375	6008	475		ADD	376	905
474	6061	AMD	375	6015	475		ADD	376	906
474	6066	AMD	375	6007	475		ADD	376	907
474	6068	AMD	375	6016	475	1	AMD	376	1
474	6073	AMD	375	6018	475	101	AMD	376	101
474	6076	AMD	375	1034	475	102	AMD	376	102
474	6083	REP	375	6036	475	103	AMD	376	103
474	6084	AMD	375	6017	475	104	AMD	376	104
474	6097	AMD	375	6019	475	105	AMD	376	105

**UNCODIFIED SESSION LAW SECTIONS AFFECTED BY 2024 STATUTES**

---

475	106	AMD	376	106	475	203	AMD	376	203
475	107	AMD	376	107	475	204	AMD	376	204
475	108	AMD	376	108	475	205	AMD	376	205
475	109	AMD	376	109	475	206	AMD	376	206
475	111	AMD	376	110	475	207	AMD	376	207
475	112	AMD	376	111	475	208	AMD	376	208
475	113	AMD	376	112	475	209	AMD	376	209
475	114	AMD	376	113	475	210	AMD	376	210
475	115	AMD	376	114	475	211	AMD	376	211
475	116	AMD	376	115	475	212	AMD	376	212
475	117	AMD	376	116	475	213	AMD	376	213
475	118	AMD	376	117	475	214	AMD	376	214
475	119	AMD	376	118	475	215	AMD	376	215
475	120	AMD	376	119	475	216	AMD	376	216
475	121	AMD	376	120	475	217	AMD	376	217
475	122	AMD	376	121	475	218	AMD	376	218
475	123	AMD	376	122	475	219	AMD	376	219
475	124	AMD	376	123	475	220	AMD	376	220
475	125	AMD	376	124	475	221	AMD	376	221
475	126	AMD	376	125	475	222	AMD	376	222
475	127	AMD	376	126	475	223	AMD	376	223
475	129	AMD	376	127	475	224	AMD	376	224
475	130	AMD	376	128	475	225	AMD	376	225
475	131	AMD	376	129	475	226	AMD	376	226
475	132	AMD	376	130	475	227	AMD	376	227
475	133	AMD	376	131	475	228	AMD	376	228
475	134	AMD	376	132	475	229	AMD	376	229
475	135	AMD	376	133	475	230	AMD	376	230
475	136	AMD	376	134	475	301	AMD	376	301
475	137	AMD	376	135	475	302	AMD	376	302
475	138	AMD	376	136	475	303	AMD	376	303
475	139	AMD	376	137	475	304	AMD	376	304
475	140	AMD	376	138	475	305	AMD	376	305
475	141	AMD	376	139	475	306	AMD	376	306
475	142	AMD	376	140	475	307	AMD	376	307
475	143	AMD	376	141	475	308	AMD	376	308
475	144	AMD	376	142	475	309	AMD	376	309
475	145	AMD	376	143	475	310	AMD	376	310
475	146	AMD	376	144	475	311	AMD	376	311
475	147	AMD	376	145	475	312	AMD	376	312
475	148	AMD	376	146	475	401	AMD	376	401
475	149	AMD	376	147	475	402	AMD	376	402
475	150	AMD	376	148	475	501	AMD	376	501
475	151	AMD	376	149	475	502	AMD	376	502
475	152	AMD	376	150	475	503	AMD	376	503
475	153	AMD	376	151	475	504	AMD	376	504
475	154	AMD	376	152	475	505	AMD	376	505
475	155	AMD	376	153	475	506	AMD	376	506
475	156	AMD	376	154	475	507	AMD	376	507
475	157	AMD	376	156	475	508	AMD	376	508
475	201	AMD	376	201	475	509	AMD	376	509
475	202	AMD	376	202	475	510	AMD	376	510

**UNCODIFIED SESSION LAW SECTIONS AFFECTED BY 2024 STATUTES**

---

475	511	AMD	376	511
475	512	AMD	376	512
475	513	AMD	376	513
475	514	AMD	376	514
475	515	AMD	376	515
475	516	AMD	376	516
475	517	AMD	376	517
475	518	AMD	376	518
475	519	AMD	376	519
475	520	AMD	376	520
475	521	AMD	376	521
475	522	AMD	376	522
475	523	AMD	376	523
475	605	AMD	376	601
475	606	AMD	376	602
475	607	AMD	376	603
475	608	AMD	376	604
475	609	AMD	376	605
475	610	AMD	376	606
475	611	AMD	376	607
475	612	AMD	376	608
475	613	AMD	376	609
475	614	AMD	376	610
475	615	AMD	376	611
475	616	AMD	376	612
475	617	AMD	376	613
475	618	AMD	376	614
475	619	AMD	376	615
475	701	AMD	376	701
475	702	AMD	376	702
475	703	AMD	376	703
475	704	AMD	376	704
475	705	AMD	376	705
475	710	AMD	376	708
475	715	AMD	376	709
475	717	AMD	376	706
475	726	AMD	376	710
475	727	AMD	376	711
475	734	AMD	376	712
475	735	AMD	376	713
475	740	AMD	376	714
475	745	AMD	376	716
475	747	AMD	376	715
475	801	AMD	376	801
475	802	AMD	376	802
475	803	AMD	376	803
475	805	AMD	376	804
475	908	AMD	376	902
475	909	AMD	376	903
475	911	AMD	376	904



# SUBJECT INDEX OF 2024 STATUTES

---

## Chapter

### **ABORTION (See also CONTRACEPTION)**

- Medication, labeling requirement exceptions . . . . . 257
- Reproductive health care services, lawful participation by health professionals in, harmonizing statutory language relating to . . . . . 14

### **ACCOUNTANTS AND ACCOUNTING**

- Board of accountancy, provisions concerning, modifying . . . . . 13
- Certified public accountants and firms, modifying public accountancy act requirements for . . . . . 13

### **ADMINISTRATIVE OFFICE OF THE COURTS (See also COURTS)**

- Dependency, measures of relational permanency and child well-being, office to identify and report on . . . . . 326
- Legal financial obligations, eliminating debts created by certain unenforceable judgements against juveniles . . . . . 38
- Municipal courts, requiring notice to office for operation and termination . . . . . 61
- Opioids, high potency synthetic, requiring training on child safety . . . . . 328

### **ADMINISTRATIVE PROCEDURE (See also EMERGENCY, STATE OF; GOVERNOR; LEGISLATURE)**

- Environmental boards, final decisions in adjudicative proceedings concerning clean energy project permits, appealing directly to court of appeals, procedures. . . . . 347

### **ADVERTISING (See also ELECTIONS; PUBLIC DISCLOSURE COMMISSION)**

- Political, yard signs, reducing size that qualifies for sponsor disclosure exemption . . . 148

### **AERONAUTICS (See also FUELS)**

- Aircraft fuel, strengthening fuel taxation enforcement . . . . . 1
- Airports, administering grant program to assist qualifying port districts with noise mitigation expenses . . . . . 194

### **AGRICULTURE (See also AGRICULTURE, DEPARTMENT; FARMS AND FARMING; FIRE PROTECTION; PEST CONTROL AND PESTICIDES)**

- Agricultural pest and disease response account, creating for responding to emerging threats . . . . . 228
- Beef commission, authorizing funding purposes . . . . . 155
- Beef commission, increasing levied assessment and requiring geographical diversity for meetings . . . . . 155
- Fairs, southwest Washington fair, administration by Lewis county board of county commissioners, to encompass fair and county purposes . . . . . 75
- Field checks, requiring collection of H-2A worker data by ESD . . . . . 233
- Insecticides, restricting use of neonicotinoids . . . . . 338

### **AGRICULTURE, DEPARTMENT (See also AGRICULTURE; FARMS AND FARMING; PEST CONTROL AND PESTICIDES)**

- Cannabis, private cannabis testing laboratories, accreditation of, reassigning to department . . . . . 69
- Compost reimbursement program, for farming operations purchasing and using compost products, modifying eligibility provisions . . . . . 341

### **ALCOHOLIC BEVERAGES (See also BUSINESSES; CRIMES; DRIVERS AND DRIVERS' LICENSES; FOOD AND FOOD PRODUCTS; SUBSTANCE USE DISORDER; TAXES - SALES; TRAFFIC OFFENSES)**

- Alcohol server permits, clarifying permit revocation . . . . . 265
- Permits, emergency, for manufacturer with inaccessible premises for liquor sale/service/consumption on another licensee's premises, creating . . . . . 91
- Selling, giving, or supplying liquor to person under 21 years from a business and by an employee, optional civil penalties . . . . . 71

### **ANIMALS (See also LIVESTOCK; WILDLIFE)**

- Cruelty free cosmetics act, prohibiting sale of cosmetics tested using animals . . . . . 107
- Cruelty, animal cruelty in first degree, seriousness level table listing of, revising. . . . . 55

# SUBJECT INDEX OF 2024 STATUTES

---

## **ANIMALS - con't.**

**Chapter**

Police dogs, canine teams, training and certification to detect fentanyl, model standards for . . . . .	305
Pollinators, encouraging habitats through project and building permit process . . . . .	337
Service animals, public accommodation and accessibility for dogs and miniature horses . . . . .	161

## **APPRENTICES AND APPRENTICESHIP PROGRAMS**

Incarcerated individuals, construction training including apprenticeship preparation programs and pathways to apprenticeship programs . . . . .	355
Native American apprentice assistance program, establishing . . . . .	203

## **ARCHAEOLOGY AND HISTORIC PRESERVATION, DEPARTMENT**

Main street programs or trust fund, contributions to, B&O and public utility tax credits for, use of remaining credits by programs up to certain cap, when . . . . .	93
Main street programs, allowing use of remaining statewide main street program tax credits by, up to certain cap, when . . . . .	93

## **ARTIFICIAL INTELLIGENCE (AI) (See also ATTORNEY GENERAL; COMPUTERS; MANUFACTURING AND TECHNOLOGY)**

Task force concerning standards for use and regulation of generative AI systems, establishing . . . . .	163
---	-----

## **ASIAN PACIFIC AMERICAN AFFAIRS, STATE COMMISSION**

Lunar New Year, recognizing second or third new moon following winter solstice as, programming and resources for celebrating, commission to create . . . . .	76
--	----

## **ASIAN PACIFIC AMERICANS**

Lunar New Year, recognizing second or third new moon following winter solstice as . . . . .	76
---	----

## **ATTORNEY GENERAL (See also CONSUMER PROTECTION)**

Artificial intelligence, authorizing task force subcommittees . . . . .	163
Artificial intelligence, use and regulation of generative AI systems, task force concerning standards for, AG to administer . . . . .	163
Hate crime and bias incident hotline, establishing with advisory committee . . . . .	299

## **ATTORNEYS (See also ATTORNEY GENERAL; GUARDIANSHIP; PUBLIC DEFENSE, OFFICE)**

Criminal defense training academy program, expanding capacity and emphasizing rural and underserved areas . . . . .	293
Prosecuting attorneys, deputy, extending eligibility for deputies to all U.S. citizens or lawful permanent residents . . . . .	11

## **AUDITOR, STATE**

Disabilities, conducting review to see if provision of student services reflects prevalence . . . . .	229
---	-----

## **AUDITORS AND AUDITING (See also ELECTIONS)**

County auditors, voter address change processes role of, modifying . . . . .	56
--	----

## **BACKGROUND CHECKS (See also FIREARMS)**

Fingerprinting, maintaining capacity in certain DCYF offices . . . . .	300
Firearms, removing persons with expired suspensions from national instant check system . . . . .	289

## **BAIL AND BAIL BONDS (See also CRIMINAL PROCEDURE)**

Bail bond agents, licensure of, eligibility regardless of immigration or citizenship status . . . . .	50
---	----

## **BOATS AND BOATING**

Private moorage facilities, selling abandoned vessel for failure to pay fees, modifying process for . . . . .	110
---	-----

# SUBJECT INDEX OF 2024 STATUTES

Chapter

## BUDGETS

Capital, supplemental, 2023-2025 . . . . .	375
Operating, supplemental, 2023-2025 . . . . .	376
Transportation, supplemental, 2023-2025 . . . . .	310

## BUILDING CODE COUNCIL (See also BUILDING CODES AND PERMITS; HOUSING AND HOMES)

Codes, requiring three-year cycle for substantive changes following model codes . . . . .	170
Membership, modifying requirements and processes . . . . .	170
Minimum dwelling unit size, amending international building code to reduce, technical advisory group for . . . . .	183
Multiplex housing, exempting from international building code and applying international residential code, technical advisory group for . . . . .	183
Petitions for statewide amendments, authorizing appointment of technical advisory groups to review . . . . .	170

## BUILDING CODES AND PERMITS (See also BUILDING CODE COUNCIL; BUILDINGS, COMMERCIAL; BUILDINGS, STATE; CLIMATE; ENVIRONMENT; GROWTH MANAGEMENT; HOUSING AND HOMES; LAND USE PLANNING AND DEVELOPMENT; REAL ESTATE AND REAL PROPERTY)

Covered buildings, tiers 1 and 2, state energy performance standard for, incentive payments for upgrades, increasing, when . . . . .	85
Greenhouses, redefining to increase food production for personal use . . . . .	19
International building code, amendments and additions to, various . . . . .	183
International residential code, applying to multiplex housing, technical advisory group for . . . . .	183
Minimum dwelling unit size, amending international building code to reduce, technical advisory group for . . . . .	183
Multifamily residential buildings, allowing local governments to adjust codes for recycling purposes . . . . .	341
Multiplex housing, exempting from international building code and applying international residential code, technical advisory group for . . . . .	183
Pollinators, encouraging habitats through project and building permit process . . . . .	337
Recycling purposes, allowing local governments to adjust codes affecting multifamily residential buildings for . . . . .	341
Three year cycle, requiring for all substantive changes with certain exceptions . . . . .	170
Wildfires, rebuilding buildings damaged or destroyed by, disaster relief payment program to assist in meeting current state code requirements, establishing . . . . .	143

## BUSINESS ORGANIZATIONS (See also CORPORATIONS)

Acquisitions, new chapter authorizing, including share exchange . . . . .	22
Mergers, new chapter authorizing, including share exchange . . . . .	22

## BUSINESSES (See also ACCOUNTANTS AND ACCOUNTING; AERONAUTICS; AGRICULTURE; ALCOHOLIC BEVERAGES; BOATS AND BOATING; BUSINESS ORGANIZATIONS; CANNABIS; CONSUMER PROTECTION; CONTRACTORS; CORPORATIONS; CURRENCY; DISCRIMINATION; EMPLOYMENT AND EMPLOYEES; ENVIRONMENTAL HEALTH AND SAFETY; FARMS AND FARMING; FINANCIAL INSTITUTIONS; FIREARMS; FOOD AND FOOD PRODUCTS; HEALTH CARE FACILITIES; INSURANCE; LABOR; MANUFACTURING AND TECHNOLOGY; METALS; MINORITIES; MOTOR VEHICLES; OIL AND GAS; PHARMACIES AND PHARMACISTS; PROFESSIONS; REAL ESTATE AND REAL PROPERTY; SOLID WASTE; TAX PREFERENCES - EXEMPTIONS, CREDITS, DEDUCTIONS, DEFERRALS, ETC.; TAXES - SALES; TAXES - USE; TELECOMMUNICATIONS; TOURISM; TOWING AND TOW TRUCKS; UNEMPLOYMENT COMPENSATION; UTILITIES; WAGES AND SALARIES; WORKER TRAINING AND WORKFORCE NEEDS; WORKERS' COMPENSATION)

Adult entertainment, additional requirements for security and safety training and education of employees . . . . .	250
Adult entertainment, fee restrictions and prohibiting minors . . . . .	250

# SUBJECT INDEX OF 2024 STATUTES

## BUSINESSES - con't.

Chapter

Adult entertainment, prohibiting certain restrictions in certain cities and counties . . . . .	250
Adult entertainment, repeal of WAC 314-11-050, conduct are prohibited on a premises with liquor license. . . . .	250
Adult entertainment, requirements for allegations regarding customers . . . . .	250
Alcohol server permits, clarifying permit revocation . . . . .	265
Antitrust penalties improvement act, providing stronger penalties for antitrust violations . . . . .	256
Business licensing service program, adjusting fees . . . . .	270
Business professions, eligibility for credentialing regardless of immigration or citizenship status . . . . .	50
Child care providers, B&O tax exemption . . . . .	195
Construction, requiring accommodation for workers who menstruate or express milk . . . . .	258
Essential rural retail services, allowing size exemptions for designated limited areas far from growth areas. . . . .	135
Fitness centers, requiring semiautomatic external defibrillators on premises and instruction for personnel . . . . .	186
Food services/retail establishments/processors, convening work group to study food donation to improve rescue of edible food waste from commercial generators . . . . .	341
Grocery, protection of eligible employees during 180-day transition employment period after change in control . . . . .	129
Money transmitters, licensure of, eligibility regardless of immigration or citizenship status. . . . .	50
Small, women, minority-owned, or disadvantaged, reviewing payment promptness. . . . .	276
Veteran-owned businesses, certifying, expanding definition of "veteran" for purposes of . . . . .	146
Veterans, professional and business licenses, expanding definition of "veteran" for purposes of. . . . .	146

## CANNABIS

Medical cannabis, sales by certain retailers to certain patients or providers, cannabis excise tax exemption for . . . . .	79
Producers and processors, authorizing sale of non-hazardous cannabis waste to unlicensed persons . . . . .	243
Products, cannabis-infused products in liquid form, retail sale and retail outlet and individual possession amount limits . . . . .	9
Testing, private cannabis testing laboratories, accreditation by department of ecology, reassigning to department of agriculture . . . . .	69

## CAPITOL CAMPUS, STATE

Fallen firefighter memorial, establishing . . . . .	65
---	----

## CHARTER SCHOOLS (See also SCHOOLS AND SCHOOL DISTRICTS)

Biliteracy, Washington state seal of, requiring awarding to certain graduating high school students and modifying certain provisions . . . . .	202
Buses, transitioning to zero emissions, purchase and use requirements and grant program . . . . .	345

## CHILD CARE

Background checks, maintaining fingerprinting capacity in certain DCYF offices . . . . .	300
Providers, B&O tax exemption . . . . .	195
Subsidized child care, clarifying eligibility. . . . .	67
Working connections child care, eligibility for, participation in certain early learning programs as approved activity for . . . . .	282
Working connections child care, eligibility when receiving or eligible for basic food or state food assistance. . . . .	225

## CHILDREN (See also CHILD CARE; CHILDREN, YOUTH, AND FAMILIES, DEPARTMENT; CORRECTIONAL FACILITIES AND JAILS; COURTS; DEVELOPMENTAL DISABILITIES, INDIVIDUALS WITH; DOMESTIC RELATIONS; FOSTER CARE; GENDER IDENTITY; GUARDIANSHIP; JUVENILES AND JUVENILE COURT; PUBLIC ASSISTANCE; SCHOOLS

# SUBJECT INDEX OF 2024 STATUTES

## CHILDREN - con't.

Chapter

### AND SCHOOL DISTRICTS; SEX OFFENSES AND OFFENDERS; SUPERINTENDENT OF PUBLIC INSTRUCTION, OFFICE (OSPI))

Abuse or neglect, modifying to include trafficking victims . . . . .	298
Behavioral health, 23-hour crisis relief centers to include separate treatment areas for minor and adults . . . . .	367
Behavioral health, crisis response services for minors, extending 23-hour crisis relief center model to include . . . . .	367
Birth-to-3 with disabilities, early intervention services via early support for infants and toddlers program, calculating funding for . . . . .	284
Child marriage, prohibiting marriage before age 18 . . . . .	14
Child welfare services, caregivers for, automated notification system for communicating with, DCYF reporting concerning . . . . .	145
Child welfare services, caregivers for, caregiver communication specialist position within DCYF, establishing . . . . .	145
Children's legal representation program, extending deadline . . . . .	25
Commercial sexual exploitation, requiring screening via validated assessment tool . . . . .	298
Complex medical needs, health homes enrollment for medicaid-eligible children with medically complex conditions, process for allowing . . . . .	177
Dependent child, modifying to include trafficking victims . . . . .	298
Dependent children, measures of relational permanency and child well-being, identifying and reporting . . . . .	326
Newborns, evaluating addition of branched-chain ketoacid dehydrogenase kinase deficiency to screening . . . . .	105
Opioids, considering high-potency synthetic opioids risk in child removal cases . . . . .	328
Parental rights, requiring various notifications by schools and parental access to records and educational materials . . . . .	4
Parents' bill of rights, in connection with child's public school education, establishing . . . . .	4

### CHILDREN, YOUTH, AND FAMILIES, DEPARTMENT (See also CHILD CARE; DEVELOPMENTAL DISABILITIES, INDIVIDUALS WITH; DISABILITIES, PERSONS WITH; DOMESTIC RELATIONS; JUVENILES AND JUVENILE COURT)

Background checks, maintaining fingerprinting capacity in early learning and child welfare offices . . . . .	300
Birth to three early childhood education and assistance program, eligibility when receiving or eligible for food assistance . . . . .	225
Birth to three early childhood education and assistance program, participation in as approved activity for eligibility for WCCC . . . . .	282
Child abuse and neglect cases, establishing regional legal liaisons to work with office of the attorney general . . . . .	328
Child protective services, establishing pilot program for contracted child care slots in certain locales . . . . .	328
Child support, minimizing DCS use of social security numbers . . . . .	126
Child welfare services, caregivers for, automated notification system for communicating with, DCYF reporting concerning . . . . .	145
Child welfare services, caregivers for, caregiver communication specialist position within DCYF, establishing . . . . .	145
Child welfare, establishing pilot program to expand participation in child protective services safety planning . . . . .	328
Early childhood education and assistance program, eligibility when receiving or eligible for food assistance . . . . .	225
Early childhood education and assistance program, participation in as approved activity for eligibility for WCCC . . . . .	282
Early intervention services, birth-to-3 with disabilities, via early support for infants and toddlers program, calculating funding for . . . . .	284
Early learning facilities colocated with affordable or supportive housing developments, reimbursement for 90% of eligible costs, when . . . . .	230
Early learning facilities grant and loan program, increasing funding, revising eligibility criteria, and removing grant/loan monetary limits . . . . .	230
Head start and early head start programs, participation in as approved activity for eligibility for WCCC . . . . .	282
Home visiting programs, requiring targeted contracts with existing programs in certain locales . . . . .	328

# SUBJECT INDEX OF 2024 STATUTES

## CHILDREN, YOUTH, AND FAMILIES, DEPARTMENT - con't.

Chapter

Juvenile justice, for various offenses committed when under age 18, placement in DCYF facility, age limits for . . . . .	117
Opioids, requiring availability of synthetic opioid testing strips . . . . .	328
Parenting services support model, funding pilot programs to implement . . . . .	328
Sexual assault, authorizing filing protection orders on behalf of minors . . . . .	298
Subsidized child care, clarifying eligibility. . . . .	67
Working connections child care, creating new subchapter "subsidized child care" . . . . .	67
Working connections child care, eligibility for, participation in certain early learning programs as approved activity for . . . . .	282

## CITIES AND TOWNS (See also BUILDING CODES AND PERMITS; COMMERCE, DEPARTMENT; COUNTIES; COURTS; ENERGY; FIRE PROTECTION; GROWTH MANAGEMENT; HEALTH CARE AUTHORITY; HOMELESS PERSONS; HOUSING AND HOMES; LANDLORD AND TENANT; LAW ENFORCEMENT AND LAW ENFORCEMENT PERSONNEL; LOCAL GOVERNMENT; LOW-INCOME PERSONS; MENTAL HEALTH; PUBLIC DEFENSE, OFFICE; SCHOOLS AND SCHOOL DISTRICTS; SOLID WASTE; SUBSTANCE USE DISORDER; TAXES - SALES; TAXES - USE; UTILITIES)

Electrical inspectors, requiring cities that issue their own permits to identify alternative pathways to qualification . . . . .	196
Housing authorities, permitting joint authorities without requiring county authorization. . . . .	12
Pollinators, encouraging habitats through project and building permit process . . . . .	337
Sales and use tax revenue, general purpose, agreements between cities and towns to share, authorizing. . . . .	95

## CIVIL ACTIONS AND PROCEDURE (See also ABORTION; CRIMINAL PROCEDURE; MARRIAGE AND MARRIED PERSONS; REAL ESTATE AND REAL PROPERTY)

Childhood sexual abuse, removing time limit for commencing an action based on. . . . .	253
Intimate images, disclosing fabricated intimate images, providing depicted person with cause of action due to. . . . .	88
Liquor, selling, giving, or supplying to person under 21 years from a business and by an employee, optional civil penalties . . . . .	71
Sexually protective devices, nonconsensual removal of or tampering with, as civil cause of action for damages. . . . .	254

## CIVIL LEGAL AID, OFFICE

Children's legal representation program, extending deadline. . . . .	25
--	----

## CLIMATE (See also BUILDING CODES AND PERMITS; ENERGY; ENVIRONMENT; ENVIRONMENTAL HEALTH AND SAFETY; FUELS; UTILITIES)

Carbon, embodied, in built environment, reducing via buy clean and buy fair Washington act. . . . .	344
Climate commitment act, allowing public utilities to abide by confidentiality requirement for auctions . . . . .	277
Climate commitment act, amounts from receipt/generation/purchase/sale/transfer/retirement of allowances/offset credits/price ceiling units under, B&O and public utility tax exemptions. . . . .	115
Green transportation capital grant program, increasing department discretion for matching funds. . . . .	104
Greenhouse gas content calculation, under clean energy transformation act, repealing. . . . .	83
Greenhouse gas emissions, synchronizing rules to facilitate links to other carbon markets. . . . .	352

## COLLECTIVE BARGAINING (See also LABOR; WAGES AND SALARIES)

Legislative employees, defining "employee" and "employer" for bargaining purposes and specifying rules and arbitration processes. . . . .	333
Public employees, accepting electronic signatures on petitions . . . . .	98
Public safety telecommunicators, as unformed personnel for collective bargaining including interest arbitration . . . . .	124

# SUBJECT INDEX OF 2024 STATUTES

Chapter

## COLLEGES AND UNIVERSITIES (See also PUBLIC WORKS)

College in the high school program, pilot program for one private not-for-profit institution serving rural/underserved areas to offer courses at no cost	240
College in the high school program, provisions	240
Construction, building materials contracting, higher education institutions as awarding authorities under buy clean and buy fair Washington act	344
Degrees, 4-year, state employment positions that unnecessarily require, eliminating	70
Discrimination, requiring affidavit of non-discriminatory policies for pilot program eligibility	240
Drugs, fentanyl and other opioids, naloxone and fentanyl strips to be available for students on campus	211
Drugs, fentanyl and other opioids, providing prevention education and awareness information to all students	211
Drugs, opioid overdose reversal medication, institution standing order for, and naloxone administration education and training for residence hall staff	211
Financial aid, expanding the eligibility timeframe for various scholarship programs	323
Financial aid, state work-study program, placements and salary matching for, modifying	182
Financial aid, student loans, federal public service loan forgiveness program for, certifying employees' employment for, modifications	2
Financial aid, Washington college grants, eligibility of public assistance recipients, expanding to include certain food assistance programs	116
Financial aid, Washington national guard postsecondary education grant program, eligibility for spouses and dependents	178
Private 4-year institutions, not-for-profit, one institution serving rural or underserved areas, college in the high school courses at no cost, pilot program for	240
Registration, early course registration for veterans, national guard members, active duty military members, and their spouses/partners/dependents	89
Student athletes, use of public resources to benefit students in matters involving name and likeness	33
U. of Washington telehealth services, convening collaborative for the advancement of telehealth	212
U. of Washington, center for health workforce studies, studying workforce shortages in anesthesia care	363
U. of Washington, college of built environments, buy clean and buy fair Washington act role of	344
UW institute on human development disability, collaborating on preservation of Lakeland village artifacts	134
UW, addictions, drug, and alcohol institute, requiring creation of decision-making tool for discussing treatment	366

## COMMERCE, DEPARTMENT (See also GROWTH MANAGEMENT; HOMELESS PERSONS; HOUSING AND HOMES; MILITARY; PROFESSIONS)

Building materials, publicly accessible database for submission of data by selected firms for covered projects contracts, DOC developing and maintaining	344
Down payment assistance account, modifying authorization	168
Early learning facilities colocated with affordable or supportive housing developments, reimbursement for 90% of eligible costs, DOC role	230
Early learning facilities grant and loan program, increasing funding, revising eligibility criteria, and removing grant/loan monetary limits, DOC role	230
Federal economic development funding, assistance for local communities applying for, DOC role	223
Frontier county, defining for certain economic development and excise taxation purposes, and creating two categories of frontier counties, DOC role	47
Geothermal resources, competitive geothermal exploration cost-share grant program, establishing, DOC role	350
Noise mitigation, administering grant program to assist qualifying port districts with expenses	194
State energy performance standard for tiers 1 and 2 covered buildings, incentive payments for upgrades, increasing, when	85
Technical work group, under buy clean and buy fair Washington act, convening	344

# SUBJECT INDEX OF 2024 STATUTES

## COMMERCE, DEPARTMENT - con't.

Chapter

Thermal energy networks, nonemitting thermal energy network pilot project program, establishment and grant awards, DOC role . . . . .	348
Wildfires, rebuilding buildings damaged or destroyed by, disaster relief payment program for energy efficient and environmentally friendly ways, establishing, DOC role . . . . .	143
Workforce housing accelerator revolving loan fund program, creating . . . . .	142
World cup, requiring loan agreement with Washington state public stadium authority for funding improvements . . . . .	168

## COMMUNITY AND TECHNICAL COLLEGES

Construction, building materials contracting, higher education institutions as awarding authorities under buy clean and buy fair Washington act . . . . .	344
Degrees, 2-year, state employment positions that unnecessarily require, eliminating . . . . .	70
Drugs, fentanyl and other opioids, naloxone and fentanyl strips to be available for students on campus . . . . .	211
Drugs, fentanyl and other opioids, providing prevention education and awareness information to all students . . . . .	211
Drugs, opioid overdose reversal medication, institution standing order for, and naloxone administration education and training for residence hall staff . . . . .	211
Financial aid, state work-study program, placements and salary matching for, modifying . . . . .	182
Financial aid, student loans, federal public service loan forgiveness program for, certifying employees' employment for, modifications . . . . .	2
Financial aid, Washington college grants, eligibility of public assistance recipients, expanding to include certain food assistance programs . . . . .	116
Financial aid, Washington national guard postsecondary education grant program, eligibility for spouses and dependents . . . . .	178
Registration, early course registration for veterans, national guard members, active duty military members, and their spouses/partners/dependents . . . . .	89

## COMMUNITY AND TECHNICAL COLLEGES, STATE BOARD FOR (See also COMMUNITY AND TECHNICAL COLLEGES)

Retail workforce, establishing work group to identify issues with retail sector employment and credentials . . . . .	43
--	----

## COMMUNITY ECONOMIC REVITALIZATION BOARD

Broadband, open-access networks, rural grant and loan program for local governments and tribes for developing, board role . . . . .	86
---	----

## COMPUTERS (See also BUSINESSES; CURRENCY; ELECTIONS; IDENTIFICATION; INSURANCE COMMISSIONER; SALES; TAX PREFERENCES - EXEMPTIONS, CREDITS, DEDUCTIONS, DEFERRALS, ETC.)

Artificial intelligence, use and regulation of generative AI systems, task force concerning standards for, establishing . . . . .	163
Broadband, open-access broadband networks, rural grant and loan program for local governments and tribes for developing . . . . .	86
Internet, disclosing fabricated intimate images, establishing crime of . . . . .	88
Internet, viewing depictions of a minor engaged in sexually explicit conduct, including fabricated depictions in crime of . . . . .	88
Intimate images, disclosing fabricated intimate images, establishing crime of . . . . .	88
Security, requiring electronic network monitoring and breach reporting for election systems . . . . .	28
Semiconductor materials manufacturing, B&O/sales/use/property tax preferences for, extending reinstating, and adding contingency and requirements . . . . .	261
Sexually explicit conduct of minors, depictions of, including fabricated depictions in multiple crimes involving . . . . .	88

## CONSOLIDATED TECHNOLOGY SERVICES AGENCY

Washington technology solutions, renaming agency as, and revising its role and eliminating the office of the chief information officer . . . . .	54
--	----

# SUBJECT INDEX OF 2024 STATUTES

## Chapter

### CONSTITUTION, STATE

- Article IX, section 1, requesting publication without "Preamble" caption because not in original source . . . . . 232

### CONSUMER PROTECTION (See also INSURANCE; MOTOR VEHICLES)

- Antitrust penalties improvement act, providing stronger penalties for antitrust violations . . . . . 256
- Loans, predatory consumer loans in form of money or credit, predatory loan prevention act, establishing . . . . . 249
- Solar energy systems, persons selling or installing for cost in excess of 1,000 dollars, license and installation contract requirements for . . . . . 349

### CONTRACEPTION (See also ABORTION)

- Reproductive health care services, lawful participation by health professionals in, harmonizing statutory language relating to . . . . . 14
- Sexually protective devices, nonconsensual removal of or tampering with, as civil cause of action for damages . . . . . 254

### CONTRACTORS (See also ELECTRICIANS AND ELECTRICAL INSTALLATIONS; HOUSING AND HOMES; PROFESSIONS; PUBLIC WORKS; REAL ESTATE AND REAL PROPERTY)

- Building materials, environmental product declarations and labor reporting requirements for . . . . . 344
- Building materials, publicly accessible database for submission of data by selected firms for covered projects contracts, continuing developing and maintaining of . . . 344
- Change orders, requiring and requesting for additional work . . . . . 199
- Construction, including suppliers in retainage rules . . . . . 101
- Construction, requiring accommodation for workers who menstruate or express milk . . 258
- Construction, requiring payment for accrued and unused paid sick leave . . . . . 39
- Construction, training programs for incarcerated individuals, with focus on apprenticeship preparation programs . . . . . 355
- Procurement, modifying sole source, convenience, and emergency contracts and repealing sections . . . . . 140
- Small, women, minority-owned, or disadvantaged businesses, reviewing payment promptness . . . . . 276
- Solar energy systems contractors, provisions . . . . . 349
- Tower cranes, prime contractor permit requirements . . . . . 311

### CORPORATIONS (See also BUSINESS ORGANIZATIONS)

- Acquisitions, new chapter authorizing, including share exchange . . . . . 22
- Mergers, new chapter authorizing, including share exchange . . . . . 22

### CORRECTIONAL FACILITIES AND JAILS (See also CORRECTIONS, DEPARTMENT; CRIMES; CRIMINAL OFFENDERS; CRIMINAL PROCEDURE; INDETERMINATE SENTENCE REVIEW BOARD; LAW ENFORCEMENT AND LAW ENFORCEMENT PERSONNEL; SENTENCES AND SENTENCING)

- Incarcerated individuals, construction-related training programs with focus on apprenticeship preparation programs . . . . . 355
- Incarcerated individuals, department of corrections identification card for, and for individuals in community custody . . . . . 315
- Incarcerated individuals, ensuring each has a valid identicard or driver's license before release . . . . . 315
- Incarcerated persons, funding of certain educational programs . . . . . 272
- Jails, county or multijurisdictional, individuals in custody of, support for obtaining a state-issued identicard . . . . . 315
- Jails, providing information about substance use disorder treatment for fentanyl/ synthetic opioids addiction to persons released from . . . . . 309
- Records, making records of juveniles in detention available to managed care and behavioral health organizations . . . . . 99
- Residential parenting program, allowing up to 18 months served in partial confinement . . . . . 193

# SUBJECT INDEX OF 2024 STATUTES

## CORRECTIONAL FACILITIES AND JAILS - con't.

Chapter

State facilities, offender transferred or conditionally released to supervision or partial confinement, providing with money, clothing, and transportation . . . . .32

## CORRECTIONS, DEPARTMENT (See also CORRECTIONAL FACILITIES AND JAILS; CRIMINAL OFFENDERS; LAW ENFORCEMENT AND LAW ENFORCEMENT PERSONNEL; SENTENCES AND SENTENCING; SEX OFFENSES AND OFFENDERS)

Incarcerated individuals, department of corrections identification card for, and for individuals in community custody . . . . .315  
Incarcerated individuals, ensuring each has a valid identicard or driver's license before release, DOC duties . . . . .315  
Incarcerated persons, department funding of certain educational programs . . . . .272  
Ombuds, office of corrections ombuds, oversight committee for access to construction-related training in facilities, convening . . . . .355  
Supervisory obligations, requiring audit . . . . .63

## COUNSELORS AND COUNSELING (See also HEALTH CARE PROFESSIONS AND PROVIDERS; MENTAL HEALTH; VICTIMS OF CRIMES)

First responder peer supporters, developing training programs and peer support network and establishing grant program . . . . .295  
Social workers, social work licensure compact for, adopting . . . . .176

## COUNTIES (See also AERONAUTICS; AUDITORS AND AUDITING; BUILDING CODES AND PERMITS; CITIES AND TOWNS; COURTS; ELECTIONS; ENERGY; FIRE PROTECTION; GROWTH MANAGEMENT; HEALTH CARE AUTHORITY; HEALTH CARE FACILITIES; HOMELESS PERSONS; HOUSING AND HOMES; LANDLORD AND TENANT; LAW ENFORCEMENT AND LAW ENFORCEMENT PERSONNEL; LOCAL GOVERNMENT; LOW-INCOME PERSONS; MENTAL HEALTH; PUBLIC DEFENSE, OFFICE; PUBLIC FACILITIES DISTRICTS; SHORELINES AND SHORELINE MANAGEMENT; SOLID WASTE; SUBSTANCE USE DISORDER; TAX PREFERENCES - EXEMPTIONS, CREDITS, DEDUCTIONS, DEFERRALS, ETC.; TAXES - PROPERTY; TAXES - SALES; TAXES - USE; UTILITIES)

Auditors, developing community outreach plan for voter education about signature verification . . . . .269  
Board of health, local, relaxing requirement that board members must be county commissioners . . . . .37  
Clark, superior court judges in, adding additional judge . . . . .125  
County auditors, authorizing application to participate in alternative verification options pilot project . . . . .138  
District courts, allowing county legislative authorities to increase number of judges . . .103  
Frontier county, defining for certain economic development and excise taxation purposes, and creating two categories of frontier counties . . . . .47  
Human remains, authorizing counties to dispose of, and shortening required period of lawful possession for . . . . .57  
Lewis, board of county commissioners, administration of southwest Washington fair by, to encompass fair and county purposes . . . . .75  
Public infrastructure damage caused by disaster, emergency assistance to county governments that experience, creating . . . . .60  
Rural, expanding criminal defense training academy program . . . . .293  
Rural, rural public facilities sales and use tax moneys, using for affordable workforce housing infrastructure and facilities . . . . .58  
Urban growth areas, allowing revision to accommodate patterns of development . . . . .26  
Whatcom, superior court judges in, adding additional judge . . . . .112

## COURTS (See also BAIL AND BAIL BONDS; CIVIL ACTIONS AND PROCEDURE; CRIMINAL OFFENDERS; CRIMINAL PROCEDURE; GUARDIANSHIP; JUDGES; JUVENILES AND JUVENILE COURT; PUBLIC DEFENSE, OFFICE; VICTIMS OF CRIMES)

Appeals, court of, final decisions of environmental boards in adjudicative proceedings concerning clean energy project permits, appealing directly to . . . . .347  
Dependency cases, altering responsibility for public notice . . . . .312

# SUBJECT INDEX OF 2024 STATUTES

## COURTS - con't.

Chapter

Dependency cases, modifying certain evidence and testimony rules for minors . . . . .	298
District courts, allowing county legislative authorities to increase number of judges . . .	103
Drug courts, criminal justice treatment account funds use for SUD treatment within or after program, modifying . . . . .	179
Firearms, restoration of right to possess in competency cases . . . . .	290
Mental health sentencing alternative, permitting court to waive compliance and treatment report requirements . . . . .	373
Municipal, requiring notice to administrative office of the courts for operation and termination . . . . .	61
Opioids, requiring training to include risks of high-potency synthetic opioids . . . . .	328
Superior courts, authorizing appointment of water commissioners and referees . . . . .	268
Superior courts, Clark county, adding additional judge . . . . .	125
Superior courts, retaining original jurisdiction over various proceedings in basic juvenile court act . . . . .	232
Superior courts, Whatcom county, adding additional judge . . . . .	112
Supreme court, bailiffs of, authority to conduct threat assessment investigations of persons threatening a justice . . . . .	303
Termination of parental rights cases, altering responsibility for public notice . . . . .	312
Victims and survivors, ensuring access and permitting remote attendance . . . . .	297

## COVID-19 AND CORONAVIRUS

Hospital at home services, authorizing continuation . . . . .	259
---	-----

## CRIMES (See also CANNABIS; CHILDREN; CIVIL ACTIONS AND PROCEDURE; COMPUTERS; DRUGS; FIREARMS; SENTENCES AND SENTENCING; SEX OFFENSES AND OFFENDERS; TELECOMMUNICATIONS; VICTIMS OF CRIMES)

Animal cruelty, 1st degree, seriousness level table listing of, revising . . . . .	55
Assault, 3rd degree, implanting own gametes or reproductive material into patient without consent as . . . . .	220
Catalytic converters, knowingly possessing, selling, or offering without proper marking by person removing from vehicle as gross misdemeanor or class C felony . . . . .	301
Catalytic converters, trafficking in, creating first degree as class B felony and second degree as class C felony . . . . .	301
Driving under the influence, provisions . . . . .	306
Elections, expanding election-related crimes . . . . .	28
Environmental, authorizing courts to order restitution for harm to resources or environment . . . . .	342
Erotic material, violations/criminal penalties/wholesaler civil liability, repealing three sections concerning . . . . .	232
Firearms, requiring report of theft within 24 hours of discovery unless good cause . . .	286
Harassment, redefining and treating election officials the same criminal justice participants . . . . .	292
Hate crimes, establishing hotline for hate crimes and bias incidents and requiring referral . . . . .	299
Hate crimes, revising language . . . . .	34
Limitations, removing for prosecution of certain instances of rape . . . . .	297
Limitations, removing for prosecution of trafficking and commercial sexual abuse . . .	298
Liquor, selling, giving, or supplying to person under 21 years from a business and by an employee, optional civil penalties . . . . .	71
Murder, 1st or 2nd degree, committed at age 14 or 15, commitment of offender to DCYF facility up to 23rd birthday . . . . .	117
Physical control of vehicle under the influence, provisions . . . . .	306
Rape, expanding definitions and prosecution . . . . .	297
Tower cranes, improper or unsupervised operation as misdemeanor . . . . .	311
Trafficking, redefining . . . . .	298
Trespass, school bus trespass as gross misdemeanor . . . . .	302

## CRIMINAL JUSTICE TRAINING COMMISSION

Canine teams, model standards for training and certification of teams to detect fentanyl, CJTC to develop . . . . .	305
--	-----

# SUBJECT INDEX OF 2024 STATUTES

## CRIMINAL JUSTICE TRAINING COMMISSION - con't.

Chapter

First responder peer supporters, developing training programs and peer support network and establishing grant program, CJTC role . . . . .	295
First responders, task force on first responder wellness in Washington state, CJTC to convene . . . . .	295
Law enforcement academy, allowing the acceptance of donations or bequests for . . . . .	335
Law student rural public prosecution program, creating. . . . .	293
Prosecuting attorneys, providing trial skills training . . . . .	293

## CRIMINAL OFFENDERS (See also BAIL AND BAIL BONDS; CORRECTIONAL FACILITIES AND JAILS; CORRECTIONS, DEPARTMENT; COURTS; CRIMES; CRIMINAL PROCEDURE; DRUGS; EMPLOYMENT AND EMPLOYEES; INDETERMINATE SENTENCE REVIEW BOARD; JUVENILES AND JUVENILE COURT; PUBLIC DEFENSE, OFFICE; RECORDS; SENTENCES AND SENTENCING; SEX OFFENSES AND OFFENDERS; TRAFFIC OFFENSES; VICTIMS OF CRIMES)

Community custody, conditions of, modifying based on offender's crime of conviction, risk of reoffense, and risk to community safety . . . . .	118
Deferred prosecution, of DUI or physical control of vehicle under influence, when SUD/mental health disorder, provisions . . . . .	306
Incarcerated individuals, construction-related training programs with focus on apprenticeship preparation programs . . . . .	355
Incarcerated individuals, department of corrections identification card for, and for individuals in community custody . . . . .	315
Incarcerated individuals, ensuring each has a valid identicard or driver's license before release. . . . .	315
Insanity, acquittal by reason of, allowing no-contact orders to protect victims . . . . .	137
Insanity, acquittal by reason of, treatment for developmental disabilities . . . . .	137
Jails, county or multijurisdictional, individuals in custody of, support for obtaining a state-issued identicard . . . . .	315
Murder, 1st or 2nd degree, committed at age 14 or 15, commitment of offender to DCYF facility up to 23rd birthday . . . . .	117
Residential parenting program, allowing incarcerated persons up to 18 months served in partial confinement . . . . .	193
Restraints, prohibiting hog-tying. . . . .	291
Substance use disorder treatment, criminal justice treatment account funds use within or after drug court program for, modifying . . . . .	179
Transferred or conditionally released to supervision or partial confinement, providing with gate money, clothing, and transportation . . . . .	32
Vacation of misdemeanor convictions, modifying eligibility timeframe and including satisfaction of financial obligations . . . . .	296

## CRIMINAL PROCEDURE (See also BAIL AND BAIL BONDS; CIVIL ACTIONS AND PROCEDURE; COURTS; CRIMES; CRIMINAL OFFENDERS; DRUGS; JUVENILES AND JUVENILE COURT; LAW ENFORCEMENT AND LAW ENFORCEMENT PERSONNEL; SENTENCES AND SENTENCING; VICTIMS OF CRIMES)

Deferred prosecution, of DUI or physical control of vehicle under influence, when SUD/mental health disorder, provisions . . . . .	306
Evidence, sealing certain exhibits after close of sexual assault trials . . . . .	297
Hate crimes, establishing hotline for hate crimes and bias incidents and requiring referral . . . . .	299
Incompetent to stand trial, certain DSHS employees serving those who are, PSERS membership for, when . . . . .	359
Tear gas, use by peace officers, replacing "county legislative authority" with "county sheriff" in "highest elected official" definition. . . . .	232
Vehicular pursuits by peace officers, reasonable suspicion standard and safety requirement for. . . . .	6
Warrants, specifying procedures for warrants of certified and non-certified tribes . . . . .	207

## CURRENCY

Currency exchange license, eligibility for licensure regardless of immigration or citizenship status . . . . .	50
--	----

# SUBJECT INDEX OF 2024 STATUTES

## CURRENCY - con't.

Chapter

Money transmitters, licensure of, eligibility regardless of immigration or citizenship status ..... 50

## DENTISTS AND DENTISTRY

Dentist health program, implemented via contract with WA physicians health program, increasing license surcharge fees ..... 15

## DEVELOPMENTAL DISABILITIES, INDIVIDUALS WITH (See also COURTS; DISABILITIES, PERSONS WITH; DISCRIMINATION; HEALTH CARE AUTHORITY; PUBLIC ASSISTANCE; SCHOOLS AND SCHOOL DISTRICTS)

Early intervention services, birth-to-3 with disabilities, via early support for infants and toddlers program, calculating funding for ..... 284

Special education, raising enrollment funding cap ..... 229

Special education, safety net awards, determining eligibility and amounts and conducting application process survey ..... 127

## DISABILITIES, PERSONS WITH (See also ANIMALS; DEVELOPMENTAL DISABILITIES, INDIVIDUALS WITH; DISCRIMINATION; HEALTH CARE AUTHORITY; RETIREMENT AND PENSIONS; SCHOOLS AND SCHOOL DISTRICTS; WORKERS' COMPENSATION)

Early intervention services, birth-to-3 with disabilities, via early support for infants and toddlers program, calculating funding for ..... 284

Insanity, acquittal by reason of, treatment for developmental disabilities ..... 137

Lakeland Village, preservation of artifacts and documents ..... 134

Property tax exemption program, accessory dwelling unit as residence that qualifies for ..... 119

Service animals, public accommodation and accessibility for dogs and miniature horses ..... 161

Special education, burden of proof in due process hearings ..... 29

Special education, raising enrollment funding cap ..... 229

Special education, safety net awards, determining eligibility and amounts and conducting application process survey ..... 127

Veterans and military members, tax exemptions for adaptive recreational and rehabilitation facilities for ..... 141

## DISCRIMINATION (See also EMPLOYMENT AND EMPLOYEES; LABOR)

Bias incidents, establishing hotline for hate crimes and bias incidents and requiring referral ..... 299

Historically underrepresented communities, representation on policy-/issues-based statutory entities via persons with direct lived experience ..... 283

Nothing about us without us act, access and representation in policy-making processes for underrepresented populations ..... 283

Protected classes, defining and including in Washington equal pay and opportunities act provisions ..... 353

Service animals, public accommodation and accessibility for dogs and miniature horses ..... 161

## DOMESTIC RELATIONS (See also CHILD CARE; COURTS; DEVELOPMENTAL DISABILITIES, INDIVIDUALS WITH; GUARDIANSHIP; HOUSING AND HOMES; JUVENILES AND JUVENILE COURT; LONG-TERM CARE; LOW-INCOME PERSONS; MARRIAGE AND MARRIED PERSONS; MENTAL HEALTH; REAL ESTATE AND REAL PROPERTY; SCHOOLS AND SCHOOL DISTRICTS; SEXUAL ORIENTATION; SUBSTANCE USE DISORDER; WOMEN)

Child support, minimizing DCS use of social security numbers ..... 126

Child support, removing limits on department pass through and exempting from temporary assistance eligibility ..... 174

Children's legal representation program, extending deadline ..... 25

Dependency cases, altering responsibility for public notice ..... 312

Dependency cases, modifying certain evidence and testimony rules for minors ..... 298

Dependency cases, reporting whether children achieve relational permanency and cases meet statutory guidelines and why timelines are not met ..... 326

# SUBJECT INDEX OF 2024 STATUTES

## DOMESTIC RELATIONS - con't.

Chapter

Family and medical leave, paid, health care provider certification of a serious health condition for qualifying a patient for, requirements . . . . .	150
Foster care, removing requirement for outcome evaluation of case aides who provide short-term care . . . . .	156
Opioids, considering high-potency synthetic opioids risk in child removal cases . . . . .	328
Parental rights, requiring various notifications by schools and parental access to records and educational materials . . . . .	4
Parents' bill of rights, in connection with child's public school education, establishing. . . . .	4
Termination of parental rights cases, altering responsibility for public notice. . . . .	312

## DOMESTIC VIOLENCE (See also **CRIMES; DOMESTIC RELATIONS; FIREARMS; PROTECTION ORDERS; SENTENCES AND SENTENCING; SEX OFFENSES AND OFFENDERS; TAXES - SALES; TAXES - USE**)

Corrections, department of, requiring audit of supervisory obligations for certain offenders. . . . .	63
---	----

## DRIVERS AND DRIVERS' LICENSES (See also **CANNABIS; CRIMES; DRUGS; MOTOR VEHICLES; TOWING AND TOW TRUCKS; TRAFFIC; TRAFFIC OFFENSES**)

Ignition interlock devices, impaired driving provisions . . . . .	306
Incarcerated individuals, ensuring each has a valid identicaid or driver's license before release . . . . .	315
Licenses, driver's license or intermediate license, when applicant under age 18, responsible adult to sign application . . . . .	162
Licenses, motorcycle endorsement, when applicant under age 18, responsible adult to sign application . . . . .	162
Transportation network companies, applicability of death benefits . . . . .	184
Veterans, drivers' licenses, expanding definition of "veteran" for purposes of . . . . .	146

## DRUGS (See also **ALCOHOLIC BEVERAGES; CANNABIS; COURTS; CRIMES; DRIVERS AND DRIVERS' LICENSES; SUBSTANCE USE DISORDER; TRAFFIC OFFENSES**)

Asthma, inhaled corticosteroid and inhaled corticosteroid combination products for, insurance coverage for, capping total cost paid by enrollee . . . . .	226
Epi-pens, in schools, prescriptions, supplies, and use for anaphylaxis. . . . .	81
Epinephrine and epinephrine autoinjectors, in schools, prescriptions, supplies, and use for anaphylaxis. . . . .	81
Epinephrine and epinephrine autoinjectors, insurance coverage for, capping total cost paid by enrollee . . . . .	226
Fentanyl and other opioids, lethality of, school and classroom materials on, developing in connection with statewide campaign and adjusted learning standards . . . . .	201
Fentanyl, and other synthetic opioids, hospital toxicology screening grant program, residue in vehicles study, outreach campaign, and SUD treatment information . . . . .	309
Fentanyl, detection of, training and certification of police canine teams for, developing model standards . . . . .	305
Fentanyl, DOH drug awareness campaign to emphasize risks of as well as opioids and methamphetamines. . . . .	216
Fentanyl, fentanyl strips and naloxone to be available for students on higher education institution campuses. . . . .	211
Fentanyl, higher education institutions to provide prevention education and awareness information to all students . . . . .	211
Fentanyl, role of high-potency synthetic opioids in child cases . . . . .	328
Fentanyl/opioids/methamphetamines, statewide drug overdose prevention and awareness campaign, developing and implementing. . . . .	201
Human immunodeficiency virus postexposure prophylaxis drugs or therapies, hospitals to dispense. . . . .	251
Methamphetamines/opioids/fentanyl, statewide drug overdose prevention and awareness campaign, developing and implementing . . . . .	201
Midwives, specifying prescriptive authority for legend drugs . . . . .	102
Naloxone and fentanyl strips, to be available for students on higher education institution campuses in various locations. . . . .	211

# SUBJECT INDEX OF 2024 STATUTES

## DRUGS - con't.

Chapter

Naloxone, administration education and training for higher education residence hall staff, and opioid overdose reversal medication standing order . . . . .	211
Opioids, adding to state health and physical education learning standards for middle/high school students . . . . .	201
Opioids, expanding public school requirement for opioid overdose reversal medication . . . . .	214
Opioids, fentanyl and other, higher education institutions to provide prevention education and awareness information to all students. . . . .	211
Opioids, fentanyl and other, naloxone and fentanyl strips to be available for students on higher education institution campuses . . . . .	211
Opioids, fentanyl and synthetic opioids, hospital toxicology screening grant program, reside in vehicles study, outreach campaign, and SUD treatment information . . . . .	309
Opioids/fentanyl/methamphetamines, statewide drug overdose prevention and awareness campaign, developing and implementing. . . . .	201
Overdoses, opioids/fentanyl/methamphetamines, statewide drug overdose prevention and awareness campaign, developing and implementing . . . . .	201
Prescription, authorizing DOH secretary to issue prescriptions or standing orders for drugs, devices, or products. . . . .	100
Prescription, labeling requirement exceptions for abortion medications . . . . .	257
Prescription, regulating pharmacy benefit managers and nonresident pharmacies . . . . .	242
Substance use prevention and awareness materials for school and classroom uses, developing . . . . .	201
Tribal opioid prevention and treatment account, creating to address opioid epidemic in tribal communities . . . . .	210

## ECOLOGY, DEPARTMENT

Cannabis, private cannabis testing laboratories, accreditation by ecology, reassigning to department of agriculture. . . . .	69
Center for sustainable food management grants, landfill-emissions-reducing organic materials diversion and food waste reduction grant programs for. . . . .	341
Center for sustainable food management, convening work group to study food donation by businesses. . . . .	341
Center for sustainable food management, duties of, adding additional duties to . . . . .	341
Challis basin, office of, flood risk reduction waiver for restrictions on residential improvements. . . . .	187
Clean air act, silvicultural burning and portable flame cap kilns . . . . .	280
Commodities donation grant program, Washington, establishing to procure potential food waste for hunger relief. . . . .	341
Geothermal resources, development of, identifying opportunities and risks of, ecology role in collaborative process . . . . .	350
Greenhouse gas content calculation, under clean energy transformation act, repealing. . . . .	83
Greenhouse gas emissions, synchronizing rules to facilitate links to other carbon markets. . . . .	352
Greenhouse gases, developing center for sustainable food management grants to reduce emissions from landfills and certain related facilities, ecology role . . . . .	341
Lead, cookware and cookware components containing, prohibiting manufacture, sale, and distribution, ecology role . . . . .	340
Linkage agreements, department notification requirements . . . . .	352
Mercury-containing lights, product stewardship program for end-of-life management and phase-out, extending and expanding . . . . .	339
Mercury-containing lights, product stewardship program for end-of-life management and phase-out, modifying. . . . .	339
Produce sticker technologies status assessment study, ecology to carry out . . . . .	341
Sustainable food management grants, landfill-emissions-reducing organic materials diversion and food waste reduction grant programs for, ecology role . . . . .	341
Sustainable food management policy implementation grants, ecology development and administration role . . . . .	341
Sustainable food management, center for, adding additional duties. . . . .	341
Washington commodities donation grant program, ecology to implement . . . . .	341
Waste reduction, office of, waste not Washington awards program for schools, raising monetary award limits for . . . . .	341

# SUBJECT INDEX OF 2024 STATUTES

## ECOLOGY, DEPARTMENT - con't.

Chapter

Zero emission school bus grant program, ecology to administer within clean diesel grant program . . . . . 345

## ECONOMIC DEVELOPMENT (See also COMMUNITY ECONOMIC REVITALIZATION BOARD; TOURISM)

Economic development and international relations, legislative committee on, modifying provisions concerning . . . . . 336  
Federal economic development funding, assistance for local communities applying for . . . . . 223  
Frontier county, defining for certain economic development and excise taxation purposes, and creating two categories of frontier counties . . . . . 47  
Washington's international engagement and economic development, strategic international engagement plan for, developing . . . . . 336

## EDUCATION, STATE BOARD OF (See also REVISED CODE OF WASHINGTON; SCHOOLS AND SCHOOL DISTRICTS; SUPERINTENDENT OF PUBLIC INSTRUCTION, OFFICE (OSPI))

State-tribal education compacts, new or revised, provisions relating to board, OSPI to consult with board on . . . . . 206

## ELECTIONS (See also INITIATIVE AND REFERENDUM; PUBLIC DISCLOSURE COMMISSION; SCHOOLS AND SCHOOL DISTRICTS)

Advertising, political, yard signs, reducing size that qualifies for sponsor disclosure exemption . . . . . 148  
Campaign disclosure and contribution, creating a new title that breaks chapter 42.17A into multiple chapters . . . . . 164  
Canvassing, expanding auditor contact of voters for ballot signatures . . . . . 269  
Election officials, treating as criminal justice participants for harassment . . . . . 292  
Observers, restrictions on observer behavior . . . . . 28  
Security, expanding election-related crimes . . . . . 28  
Security, requiring electronic network monitoring and breach reporting . . . . . 28  
Voters' pamphlets, state and local, provisions concerning format, publication, distribution, and related matters . . . . . 78  
Voters' pamphlets, state and local, submission of candidate statements, contact information, and photographs . . . . . 78  
Voters, registered, voter address change processes, modifying . . . . . 56

## ELECTRICIANS AND ELECTRICAL INSTALLATIONS (See also APPRENTICES AND APPRENTICESHIP PROGRAMS; CONTRACTORS; PROFESSIONS)

Electrical inspectors, eliminating certain alternatives from experience requirements . . . 196

## EMERGENCIES (See also EMERGENCY MANAGEMENT AND SERVICES)

Insurance commissioner, confidentiality of federal data provided for emergencies . . . . 123  
Public emergency, paid sick leave use when employee's child's school or place of care closed due to . . . . . 356

## EMERGENCY MANAGEMENT AND SERVICES (See also COVID-19 AND CORONAVIRUS; EMERGENCIES; EMERGENCY MEDICAL SERVICES; EMERGENCY, STATE OF; FIRST RESPONDERS; MILITARY DEPARTMENT)

988 contact hubs, designation recommended by behavioral health administrative service organizations . . . . . 368  
Communication plans, requiring notification of citizens at risk from a hazardous material spill . . . . . 331  
Emergency management division, emergency worker program, including tribes as part of, requirements for . . . . . 205  
Intrastate mutual aid system, adding special purpose districts and junior taxing districts to . . . . . 16  
Public infrastructure damage caused by disaster, emergency assistance to county governments and tribes that experience, creating . . . . . 60  
Public safety telecommunicators, as uniformed personnel for collective bargaining including interest arbitration . . . . . 124

# SUBJECT INDEX OF 2024 STATUTES

## EMERGENCY MANAGEMENT AND SERVICES - con't.

Chapter

Weather, extreme weather protection act, grant program . . . . .	172
<b>EMERGENCY MEDICAL SERVICES (See also EMERGENCY MANAGEMENT AND SERVICES; FIRST RESPONDERS)</b>	
988 system, implementation timeline . . . . .	364
Emergency medical technicians and paramedics, certification as medical assistant-EMT, creating . . . . .	217
Medical assistant-EMT certification, creating . . . . .	217
<b>EMERGENCY, STATE OF (See also ADMINISTRATIVE PROCEDURE; COVID-19 AND CORONAVIRUS; EMERGENCIES; GOVERNOR; LEGISLATURE; VACCINATION AND VACCINES)</b>	
Wildfires, existing or threatened in 2023, budget stabilization account appropriations for DNR fire suppression costs . . . . .	198
Wildfires, rebuilding buildings damaged or destroyed by, disaster relief payment program for doing so in more energy efficient and environmentally friendly ways, establishing . . . . .	143
<b>EMPLOYMENT AND EMPLOYEES (See also BUSINESSES; CONTRACTORS; CORRECTIONAL FACILITIES AND JAILS; CORRECTIONS, DEPARTMENT; DISCRIMINATION; FARMS AND FARMING; HOURS; LABOR; LOW-INCOME PERSONS; PROFESSIONS; PUBLIC EMPLOYMENT AND EMPLOYEES; PUBLIC WORKS; UNEMPLOYMENT COMPENSATION; WAGES AND SALARIES; WORKERS' COMPENSATION)</b>	
Construction, requiring payment for accrued and unused paid sick leave . . . . .	39
Emergency worker program, of emergency management division, including tribes as part of, requirements for . . . . .	205
Family and medical leave, paid, health care provider certification of a serious health condition for qualifying a patient for, requirements . . . . .	150
Grocery employees, protection during 180-day transition employment period after change in control . . . . .	129
Long-term services and supports trust program, participants who relocate outside of WA, option to continue participation. . . . .	120
Minor league baseball players, exempting from employee status . . . . .	132
Noncompetition covenants, modifying and expanding definition . . . . .	36
Paid sick leave, expanding definition of "family member" and related terms for purposes of . . . . .	356
Paid sick leave, requiring L&I to develop materials and conduct outreach to inform individuals and businesses of new provisions . . . . .	356
Paid sick leave, using when employee's child's school or place of care closed due to public emergency . . . . .	356
Paid sick leave, using when transportation network company driver's child's school or place of care closed due to public emergency . . . . .	356
Retaliation, prohibiting against employee nonattendance at primarily political or religious meetings . . . . .	357
Washington saves, employer role . . . . .	327
<b>EMPLOYMENT SECURITY DEPARTMENT (See also EMPLOYMENT AND EMPLOYEES; MILITARY; PROFESSIONS; UNEMPLOYMENT COMPENSATION)</b>	
Economic security for all grant program, creating within ESD, role of ESD . . . . .	92
Family and medical leave, paid, health care provider certification of a serious health condition for qualifying a patient for, requirements . . . . .	150
Field checks, requiring collection, compilation, and comparison of H-2A worker data . . . . .	233
Long-term services and supports trust program, participants who relocate outside of WA, option to continue participation. . . . .	120
Wage survey, requiring annually for hand harvesters. . . . .	233

# SUBJECT INDEX OF 2024 STATUTES

## Chapter

<b>ENERGY (See also BUILDING CODES AND PERMITS; ENVIRONMENTAL HEALTH AND SAFETY; FUELS; OIL AND GAS; UTILITIES; UTILITIES AND TRANSPORTATION COMMISSION)</b>	
Buildings, tiers 1 and 2 covered, state energy performance standard for, incentive payments for upgrades, increasing, when . . . . .	85
Clean energy and efficiency, disaster relief payment program for rebuilding buildings damaged or destroyed by wildfires in more efficient ways . . . . .	143
Clean energy project permits, environmental board final decisions in adjudicative proceedings concerning, appealing directly to court of appeals . . . . .	347
Clean energy transformation act, greenhouse gas content calculation under, repealing. . . . .	83
Clean energy, fusion energy facilities as projects of statewide significance . . . . .	346
Federal power marketing administrations, allowing registration as opt-in entity. . . . .	352
Fusion energy work group, establishing . . . . .	346
Fusion energy, certain facilities as projects of statewide significance . . . . .	346
Geothermal resources, competitive geothermal exploration cost-share grant program, establishing. . . . .	350
Geothermal resources, subsurface geologic information, DNR lease rates, and development opportunities and risks . . . . .	350
Greenhouse gas emissions, synchronizing rules to facilitate links to other carbon markets . . . . .	352
Interagency clean energy siting coordinating council, fusion energy role of . . . . .	346
Renewable energy, voluntary purchases of, excluding from a utility's electric load calculation, when . . . . .	278
Solar energy systems, persons selling or installing for cost in excess of 1,000 dollars, license and installation contract requirements for . . . . .	349
State energy office, energy strategy to include fusion energy . . . . .	346
Thermal energy networks, nonemitting network deployment and nonemitting thermal energy network pilot project program, establishing. . . . .	348
<b>ENTERPRISE SERVICES, DEPARTMENT (See also BUILDING CODE COUNCIL; CAPITOL CAMPUS, STATE)</b>	
Fallen firefighter memorial, establishing and maintenance responsibility . . . . .	65
<b>ENVIRONMENT (See also ENVIRONMENTAL HEALTH AND SAFETY; GROWTH MANAGEMENT; LAND USE PLANNING AND DEVELOPMENT)</b>	
Building materials manufacturing, environmental product declarations, buy clean and buy fair Washington act . . . . .	344
Environmental boards, final decisions in adjudicative proceedings concerning clean energy project permits, appealing directly to court of appeals, modifying procedures . . . . .	347
Pollution, authorizing courts to order restitution for criminal harm to resources or environment . . . . .	342
<b>ENVIRONMENTAL HEALTH AND SAFETY (See also ECOLOGY, DEPARTMENT; ENERGY; ENVIRONMENT; FIRE PROTECTION; FOOD AND FOOD PRODUCTS; FOREST PRACTICES AND PRODUCTS; GROWTH MANAGEMENT; HEALTH AND SAFETY, PUBLIC; PEST CONTROL AND PESTICIDES; SOLID WASTE)</b>	
Clean air act, silvicultural burning and portable flame cap kilns . . . . .	280
Climate commitment act, amounts from receipt/generation/purchase/sale/transfer/retirement of allowances/offset credits/price ceiling units, tax exemptions . . . . .	115
Greenhouse gas content calculation, under clean energy transformation act, repealing. . . . .	83
Greenhouse gas emissions, energy performance standard incentive payments for tiers 1 and 2 covered buildings, increasing, when . . . . .	85
Greenhouse gas emissions, from building materials manufacturing, buy clean and buy fair Washington act . . . . .	344
Greenhouse gas emissions, synchronizing rules to facilitate links to other carbon markets . . . . .	352
Greenhouse gas emissions, zero emission school bus grant program and district zero emission bus requirement. . . . .	345

# SUBJECT INDEX OF 2024 STATUTES

## ENVIRONMENTAL HEALTH AND SAFETY - con't.

Chapter

Greenhouse gases, developing center for sustainable food management grants to reduce emissions from landfills and certain related facilities via food waste reduction . . . . .	341
Lead, cookware and cookware components containing, prohibiting manufacture, sale, and distribution, new chapter . . . . .	340
Mercury-containing lights, product stewardship program for end-of-life management and phase-out, extending and expanding . . . . .	339
Mercury-containing lights, product stewardship program for end-of-life management and phase-out, modifying . . . . .	339
Penalties under certain chapters in Title 70A RCW, authority to appeal to pollution control hearings board . . . . .	347
Pollution, regulating vehicles tires containing 6PPD as toxic pollutant . . . . .	343

## EQUITY, WASHINGTON STATE OFFICE OF

Nothing about us without us act, statutory entity participation for persons with direct lived experience, office role . . . . .	283
Statutory entities, policy- or issues-based, representation for underrepresented populations on various, office role . . . . .	283

## ESTATES, TRUSTS, AND PROBATE (See also GUARDIANSHIP; TAXES - ESTATE)

Conservators, expanded court authority over . . . . .	267
Electronic records, use of electronic nontestamentary estate planning documents . . . .	188
Property, modifying family support and attachment, execution, and forced sale exemptions after death . . . . .	20
Residences, eliminating tax filing requirement for estates involving certain qualifying familial residences . . . . .	82

## FARMS AND FARMING (See also AGRICULTURE; FOOD AND FOOD PRODUCTS; PEST CONTROL AND PESTICIDES)

Aquaculture, prohibiting octopus farming . . . . .	45
Compost products, purchase and use by farming operations, compost reimbursement program eligibility provisions, modifying . . . . .	341
Crop damage, expanding limits for deer and elk claims and limiting to appropriated funds . . . . .	264
Custom farming services, person performing, or person performing other services for, sales/use tax exemption . . . . .	222
Taxes, modifying exemption for hazardous substances solely used for crop protection . . . . .	241

## FINANCIAL INSTITUTIONS (See also CREDIT AND DEBIT CARDS; LOANS)

Banks, uniform special deposits act, establishing . . . . .	23
Securities act, investigations or proceedings under, financial institutions director not authorized to compel production of customer banking records . . . . .	232

## FINANCIAL MANAGEMENT, OFFICE (See also BUDGETS)

Certificates of annexation, modifying outdated procedures . . . . .	30
Frontier county, defining for certain economic development and excise taxation purposes, and creating two categories of frontier counties, OFM role . . . . .	47
Public service loan forgiveness program, public safety employer certification of employees' employment for, modifying . . . . .	2

## FIRE PROTECTION

Director of fire protection, firefighter training administration and expenses reimbursement rule making by . . . . .	46
Fire commissioners, boards of, capping per diem compensation of certain commissioners . . . . .	35
Rural fire district stations, certain subdivisions of land for siting of, exempting from requirements of chapter 58.17 RCW . . . . .	190
Wildfires, existing or threatened in 2023, budget stabilization account appropriations for DNR fire suppression costs . . . . .	198
Wildfires, permitting cities, counties, and towns to complete their own hazard and base-level risk maps . . . . .	133

# SUBJECT INDEX OF 2024 STATUTES

## FIRE PROTECTION - con't.

Chapter

Wildfires, rebuilding buildings damaged or destroyed by, disaster relief payment program for doing so in more energy efficient and environmentally friendly ways, establishing. . . . . 143

## FIREARMS (See also CRIMES; PROTECTION ORDERS; SENTENCES AND SENTENCING)

Background checks, removing persons with expired suspensions from national instant check system . . . . . 289  
Courts, restoration of right to possess in competency cases . . . . . 290  
Dealers, business operations of, requirements for dealer business building location and background checks of employees. . . . . 288  
Prohibited areas, including libraries, zoos, aquariums, and transit facilities . . . . . 285  
Relinquished firearms, obtained by agencies through buy-back programs, disposition other than destruction, when . . . . . 287  
Theft, requiring report within 24 hours of discovery unless good cause . . . . . 286

## FIREFIGHTERS (See also FIRE PROTECTION; FIRST RESPONDERS; PUBLIC FUNDS AND ACCOUNTS; RETIREMENT AND PENSIONS)

Death benefits,, increasing payment from municipal firefighters pension board to defray funeral expenses . . . . . 169  
Employers of firefighters, safety intervention assessments and training participation by, industrial insurance premiums use for . . . . . 31  
Fallen firefighter memorial, establishing . . . . . 65  
Fire service training account, increasing funding from fire insurance premiums. . . . . 279  
Training, firefighter I training expenses, reimbursement of public fire agencies, director of fire protection rule making. . . . . 46

## FIRST RESPONDERS (See also EMERGENCY MANAGEMENT AND SERVICES; HOMELESS PERSONS; MENTAL HEALTH; SUBSTANCE USE DISORDER)

Counseling, first responder peer supporters, developing training programs and peer support network and establishing grant program . . . . . 295  
Responders, task force on first responder wellness in Washington state, convening. . . . . 295

## FISH (See also FISH AND WILDLIFE, DEPARTMENT; FISHING; FOOD AND FOOD PRODUCTS; JOINT RESOLUTIONS; RIVERS AND STREAMS)

Barriers to passage, "adopt a fish passage" programs and supporting donations, requirements for acknowledging . . . . . 227  
Carp, freshwater smelt, and crawfish, requiring recreational license for fishing for . . . . . 77  
Disease interdiction and control check stations, new chapter authorizing establishment . . . . . 318  
Octopus, prohibiting aquaculture . . . . . 45  
Salmon, avian salmon predation work group, convening to identify species, remedies, and restrictions for overpopulated species . . . . . 72

## FISH AND WILDLIFE, DEPARTMENT (See also FISHING; HUNTING; PUBLIC LANDS)

Commercial crops, expanding limits for deer and elk damage claims . . . . . 264  
Disease interdiction and control check stations, new chapter authorizing establishment . . . . . 318  
Fisheries-related information from another coastal state, DFW to maintain confidentiality, when . . . . . 48  
Nonprofits, authorizing DFW cooperation with nonprofit and volunteer organizations . . . . . 160  
Recreational fishing, requiring license to fish for carp, freshwater smelt, and crawfish . . . . . 77  
Salmon, avian salmon predation work group, DFW to convene to identify species, remedies, and restrictions for overpopulated species. . . . . 72  
Wildlife, management on Colville reservation, engaging to potentially update 1998 cooperative fish and wildlife management agreement. . . . . 260

# SUBJECT INDEX OF 2024 STATUTES

## Chapter

### FISHING (See also FISH; FISH AND WILDLIFE, DEPARTMENT)

Fisheries-related information from another coastal state, maintaining confidentiality, when . . . . .	48
Licenses, combination fishing license for certain veterans, expanding definition of "veteran" for purposes of . . . . .	146
Licenses, requiring recreational license to fish for carp, freshwater smelt, and crawfish . . . . .	77
Recreational fishing, requiring license to fish for carp, freshwater smelt, and crawfish . . . . .	77

### FLOODS AND FLOOD CONTROL

Challis basin, office of, flood risk reduction waiver for restrictions on residential improvements. . . . .	187
---	-----

### FOOD AND FOOD PRODUCTS (See also COLLEGES AND UNIVERSITIES; COMMUNITY AND TECHNICAL COLLEGES; FARMS AND FARMING; SCHOOLS AND SCHOOL DISTRICTS)

Center for sustainable food management, convening work group to study food donation by businesses. . . . .	341
Center for sustainable food management, duties of, adding additional duties to . . . . .	341
Cookware and cookware components containing lead, prohibiting manufacture, sale, and distribution, when . . . . .	340
Donation of food by businesses, mechanisms to improve the rescue of edible food waste from commercial generators, convening work group . . . . .	341
Food services/retail establishments/processors, mechanisms to improve the rescue of edible food waste from commercial generators, convening work group to study . . . . .	341
Food waste reduction, activities for reducing landfill emissions via, developing center for sustainable food management grants for funding to support . . . . .	341
Food waste reduction, Washington commodities donation grant program for procuring certain foods at risk of becoming food waste, implementing . . . . .	341
Food waste, edible, from commercial generators, mechanisms to improve the rescue of, convening work group to study . . . . .	341
Greenhouses, redefining structures to increase food production for personal use . . . . .	19
Halal food consumer protection act, establishing . . . . .	245
Labeling, produce sticker technologies status assessment study and compostable product labeling requirements . . . . .	341
Sustainable food management policy implementation grants, development and administration of . . . . .	341

### FOREIGN GOVERNMENTS (See also BUSINESS ORGANIZATIONS; CORPORATIONS; ELECTIONS)

British Columbia, Washington state--British Columbia interparliamentary exchange group, creating . . . . .	336
Economic development and international relations, legislative committee on, modifying provisions concerning . . . . .	336
Washington's international engagement and economic development, strategic international engagement plan for, developing . . . . .	336

### FOREST PRACTICES AND PRODUCTS (See also FORESTLANDS)

Clean air act, silvicultural burning and portable flame cap kilns . . . . .	280
Forestry riparian easement program, modifying participation of qualifying small forestland owners. . . . .	158

### FORESTLANDS (See also FOREST PRACTICES AND PRODUCTS; NATURAL RESOURCES, DEPARTMENT; PUBLIC LANDS)

Forestland, land designated as, exclusion from compensating tax when sold or transferred to governmental entity, requirements for . . . . .	109
Timberland, land classified as, exclusion from compensating tax when sold or transferred to governmental entity, requirements for . . . . .	109
Updated timberland of forestland management plan, requirement to provide for county assessor . . . . .	109

# SUBJECT INDEX OF 2024 STATUTES

## Chapter

<b>FOSTER CARE (See also DEVELOPMENTAL DISABILITIES, INDIVIDUALS WITH)</b>	
Child welfare services, caregivers for, automated notification system for communicating with . . . . .	145
Dependency cases, reporting whether children achieve relational permanency and cases meet statutory guidelines and why timelines are not met . . . . .	326
Extended foster care, providing for youths up to age 21 including supervised independent living subsidy . . . . .	192
<b>FUELS (See also ECOLOGY, DEPARTMENT; ENERGY; ENVIRONMENTAL HEALTH AND SAFETY; OIL AND GAS)</b>	
Aircraft fuel, strengthening fuel taxation enforcement . . . . .	1
Motor vehicle fuel and special fuel, taxation of, strengthening enforcement . . . . .	1
Taxation of aircraft/motor vehicle/special fuels, establishing prorate and fuel tax discovery team to detect and investigate violations . . . . .	1
<b>GENDER IDENTITY (See also DISCRIMINATION; MINORITIES; SEXUAL ORIENTATION)</b>	
Gender affirming treatment, lawful participation by health professionals in, harmonizing statutory language relating to . . . . .	14
Veterans separated from service in connection with gender identity or expression, expanding "veteran" to include, when . . . . .	146
Veterans separated from service in connection with gender identity or expression, state veterans' benefits eligibility for, when . . . . .	146
<b>GEOLOGY AND GEOLOGISTS</b>	
Geological survey, subsurface geologic information database, survey to compile and maintain for access via website . . . . .	350
Geothermal resources, competitive geothermal exploration cost-share grant program, establishing . . . . .	350
Geothermal resources, development of, identifying opportunities and risks of, collaborative process for . . . . .	350
Geothermal resources, lease rates for, DNR to update . . . . .	350
<b>GOVERNOR (See also GUBERNATORIAL APPOINTMENTS; HEALTH, STATE BOARD OF; INDEPENDENT INVESTIGATIONS, OFFICE; REGULATORY INNOVATION AND ASSISTANCE, OFFICE)</b>	
Corrections ombuds, office of, oversight committee for incarcerated persons' access to construction-related training programs, convening . . . . .	355
Education ombuds, office of, creating simple and uniform access point for receipt of complaints involving elementary and secondary education system . . . . .	219
Emergency proclamations, rebuilding buildings damaged or destroyed by wildfires during state of emergency, disaster relief payment program for assistance in, establishing . . . . .	143
<b>GROWTH MANAGEMENT (See also COMMERCE, DEPARTMENT; HOUSING AND HOMES; LAND USE PLANNING AND DEVELOPMENT)</b>	
Affordable housing and major transit stops, modifying certain provisions . . . . .	152
Affordable housing, co-living housing, providing authority to create via GMA planning . . . . .	180
Affordable housing, courtyard apartments, removing attached dwelling units limit . . . . .	152
Affordable housing, minimum residential densities and middle housing types, establishing requirements in relation to city population . . . . .	152
Affordable housing, minimum residential densities, in relation to single-family detached houses and critical aquifer recharge areas . . . . .	152
Comprehensive planning, affordable housing and major transit stops, modifying certain provisions . . . . .	152
Comprehensive plans, delaying revision schedule for certain counties and their cities . . . . .	17
Essential rural retail services, allowing size exemptions for designated limited areas far from growth areas . . . . .	135
Hearings board, final decisions of environmental boards in adjudicative proceedings concerning clean energy project permits, appealing directly to court of appeals . . . . .	347
Housing, co-living housing, providing authority to create via GMA planning . . . . .	180

# SUBJECT INDEX OF 2024 STATUTES

---

<b>GROWTH MANAGEMENT (See also COMMERCE, DEPARTMENT; HOUSING AND</b>	
Parking, new section for residential development rules . . . . .	274
Urban growth areas, allowing revision to accommodate patterns of development . . . . .	26
<b>GUARDIANSHIP (See also COURTS; DOMESTIC VIOLENCE)</b>	
Petitions, changes for guardianship and conservatorship . . . . .	267
Public guardianship, office of, to offer training on aging, mental health, and dementia . . . . .	267
<b>HAZARDOUS MATERIALS (See also HAZARDOUS WASTE; OIL AND GAS; PEST CONTROL AND PESTICIDES)</b>	
Lead, cookware and cookware components containing, prohibiting manufacture, sale, and distribution, when . . . . .	340
Mercury-containing lights, product stewardship program for end-of-life management and phase-out, extending and expanding . . . . .	339
Mercury-containing lights, product stewardship program for end-of-life management and phase-out, modifying . . . . .	339
Spill or release, requiring department of ecology to hold public meeting to inform public . . . . .	331
Tires, regulating vehicles tires containing 6PPD as toxic pollutant . . . . .	343
<b>HAZARDOUS WASTE (See also HAZARDOUS MATERIALS; SOLID WASTE)</b>	
Mercury-containing lights, product stewardship program for end-of-life management and phase-out, extending and expanding . . . . .	339
Mercury-containing lights, product stewardship program for end-of-life management and phase-out, modifying . . . . .	339
Plastic products, degradability restrictions, produce sticker technologies status assessment study, plastic film bags tinting, and use of fiber-based substrates . . . . .	341
<b>HEALTH AND SAFETY, PUBLIC (See also ABORTION; CONTRACEPTION; EMERGENCY MANAGEMENT AND SERVICES; ENVIRONMENTAL HEALTH AND SAFETY; HEALTH CARE; HEALTH CARE FACILITIES; HEALTH, DEPARTMENT; HEALTH, STATE BOARD OF; LAW ENFORCEMENT AND LAW ENFORCEMENT PERSONNEL; SCHOOLS AND SCHOOL DISTRICTS; TRAFFIC; VACCINATION AND VACCINES)</b>	
988 contact hubs, designation recommended by behavioral health administrative service organizations . . . . .	368
Allergic reactions, insurance coverage for prescription epinephrine autoinjectors, capping total cost paid by enrollee . . . . .	226
Anaphylaxis, in school context, epinephrine and epinephrine autoinjectors prescriptions, supplies, and use . . . . .	81
Asthma, inhaled corticosteroid and inhaled corticosteroid combination products for, insurance coverage for, capping total cost paid by enrollee . . . . .	226
Boilers, adopting national standards for deputy inspectors . . . . .	167
Defibrillators, semiautomatic external, requiring fitness centers to have on premises and provide instruction for personnel . . . . .	186
Drugs, DOH to create statewide overdose prevention and education campaign to increase awareness . . . . .	216
Epipens, cost-sharing requirements for prescription epinephrine autoinjectors . . . . .	226
Health, department of, authorizing issue of prescriptions or standing orders as needed for threats to public health . . . . .	100
Reproduction, assisted, provider implanting own of gametes or reproductive material without consent, as 3rd degree assault . . . . .	220
Reproductive health care services, lawful participation by health professionals in, harmonizing statutory language relating to . . . . .	14
Reproductive health, labeling requirement exceptions for abortion medications . . . . .	257
Service animals, public accommodation and accessibility for dogs and miniature horses . . . . .	161
Sexually protective devices, nonconsensual removal of or tampering with, as civil cause of action for damages . . . . .	254
Syphilis, allowing medical assistant-registered to provide treatment injections with telemedicine supervision . . . . .	248
Traumatic brain injury fee, assessing on traffic camera infractions, when . . . . .	307
Vaccines, modifying definition for purposes of Washington vaccine association . . . . .	41

# SUBJECT INDEX OF 2024 STATUTES

## Chapter

<b>HEALTH CARE (See also ABORTION; CANNABIS; CONTRACEPTION; CRIMINAL OFFENDERS; DENTISTS AND DENTISTRY; DRUGS; EMERGENCY MEDICAL SERVICES; GENDER IDENTITY; HEALTH AND SAFETY, PUBLIC; HEALTH CARE AUTHORITY; HEALTH CARE FACILITIES; HEALTH CARE PROFESSIONS AND PROVIDERS; HEALTH, DEPARTMENT; INSURANCE; MENTAL HEALTH; PUBLIC ASSISTANCE; SUBSTANCE USE DISORDER; VACCINATION AND VACCINES; WOMEN; WORKERS' COMPENSATION)</b>	
Asthma, inhaled corticosteroid and inhaled corticosteroid combination products for, insurance coverage for, capping total cost paid by enrollee	226
Epinephrine and epinephrine autoinjectors, in schools, prescriptions, supplies, and use for anaphylaxis	81
Epinephrine and epinephrine autoinjectors, insurance coverage for, capping total cost paid by enrollee	226
Expedited partner therapy, authorizing for sexually transmitted infections	248
Gender affirming treatment, lawful participation by health professionals in, harmonizing statutory language relating to	14
Hospital at home services, authorizing continuation	259
Palliative care, convening work group to design benefit and payment model	166
Psychiatric care, prohibiting requirement of certificate of need for expansion of hospitals and beds	165
Records, making records of juveniles in detention available to managed care and behavioral health organizations	99
Reproduction, assisted, provider implanting own of gametes or reproductive material without consent, as 3rd degree assault	220
Reproductive health care services, lawful participation by health professionals in, harmonizing statutory language relating to	14
Telemedicine, audio-only, creating uniform standard for "established relationship"	215
Ultrasound, restricting provision to licensed providers or persons supervised by licensed providers	329
<b>HEALTH CARE AUTHORITY (See also INSURANCE; LONG-TERM CARE; PUBLIC ASSISTANCE)</b>	
Addiction, disease of, contracting with national organization for technical assistance	213
Behavioral health, Indian tribal system, state system coordination with, improving, HCA role	209
Children, prenatal substance exposure, expanding treatment	328
Fentanyl and other opioids, lethality of, school and classroom materials on, developing in connection with statewide campaign and adjusted learning standards, HCA role	201
Health care cost transparency board, analysis of impact of cost drivers on health care spending, board duties for	80
Health care cost transparency board, duties involving data collection/analysis, performance improvement plans, fees/fines, etc.	80
Health care cost transparency board, health care cost growth benchmark enforcement duties of, expanding	80
Health care cost transparency board, health care stakeholder advisory committee of, expanding membership	80
Health care cost transparency board, requiring survey of underinsurance among Washington residents	80
Health care cost transparency board, standing advisory committees of, provisions involving	80
Insurance, aligning medical and prescription drug language for retired state and school employees with historical interpretation	197
Maternity support services program, requiring update to increase equity and healthier birth outcomes	213
Medicaid, health homes enrollment for children with medically complex conditions eligible for, state plan amendment for allowing	177
Medicaid, transitional housing, postinpatient housing program for young adults exiting inpatient behavioral health treatment, establishing, HCA role	175
Mental health advance directive effective implementation work group, convening	374
Mental health sentencing alternative, reimbursing certain services	373

# SUBJECT INDEX OF 2024 STATUTES

## HEALTH CARE AUTHORITY - con't.

Chapter

Postdelivery and transitional care program, creating for people with a substance use disorder	213
Public employees' benefits board, deceased retired or disabled employee's health coverage premiums and enrolling surviving dependents	185
Substance use disorder, convening work group to streamline requirements for inpatient or residential services	366
Substance use prevention and awareness materials for school and classroom uses, developing, HCA role	201

## HEALTH CARE FACILITIES (See also HEALTH CARE PROFESSIONS AND PROVIDERS; LONG-TERM CARE; MENTAL HEALTH; SEX OFFENSES AND OFFENDERS; SUBSTANCE USE DISORDER)

Ambulatory surgical facilities, providing measure against non-compliance	121
Behavioral health facilities, providing measures against non-compliance	121
Birthing centers, providing measures against non-compliant and unlicensed centers	121
Employees, mandatory overtime provisions, expanding definition of health care facility employee for purposes of	354
Hospital at home services, authorizing continuation	259
Hospitals, requiring dispensing of human immunodeficiency virus postexposure prophylaxis drugs or therapies	251
In-home health services, providing measures against non-compliant and unlicensed agencies	121
Medical test sites, providing measures against non-compliant and unlicensed sites	121
Nursing facilities, medicaid payment system	246
State hospitals, eastern and western, ensuring each consenting patient has an identicard prior to release from care	315

## HEALTH CARE PROFESSIONS AND PROVIDERS (See also COUNSELORS AND COUNSELING; DENTISTS AND DENTISTRY; DRUGS; HEALTH AND SAFETY, PUBLIC; HEALTH CARE; HEALTH CARE FACILITIES; HEALTH, DEPARTMENT; LONG-TERM CARE; MENTAL HEALTH; MILITARY; PROFESSIONS; SUBSTANCE USE DISORDER)

Allied professions, allied health professions career and technical education program for secondary students, developing	234
Anesthesiologist assistants, licensure and duties of	362
Continuing education, voluntary for certain providers	322
Credentialing, of health and health-related professions, eligibility regardless of immigration or citizenship status	50
Family and medical leave, paid, health care provider certification of a serious health condition for qualifying a patient for, requirements	150
Gender affirming treatment, lawful participation by health professionals in, harmonizing statutory language relating to	14
Ground ambulance services, certain prohibitions on requiring prior authorization	218
Ground ambulance services, prohibiting balance billing and fining for violations	218
Home care aides, expanding certification exemption for family members	322
Indian health care providers, licensing as establishments for community behavioral health services act purposes	204
Licensure, of health care professionals, eligibility regardless of immigration or citizenship status	50
Magnetic resonance imaging technologist, establishing certification	94
Medical assistant-EMT certification, creating	217
Medical assistant-registered, allowing syphilis treatment injections with telemedicine supervision	248
Midwives, specifying prescriptive authority for legend drugs	102
Nurses, advanced registered nurse practitioner, changing title to advanced practice registered nurse	239
Physician assistants, collaborative practice and collaboration agreements with physicians, authorizing and regulating	62
Physician assistants, new chapter for physician assistant licensure compact	53
Physicians health program, Washington, increasing health care professionals license surcharge fees that fund	15
Reproductive health care services, lawful participation by health professionals in, harmonizing statutory language relating to	14

# SUBJECT INDEX OF 2024 STATUTES

## HEALTH CARE PROFESSIONS AND PROVIDERS - con't.

Chapter

Telehealth, authorizing with the same professional practice standards as in-person care . . . . .	212
Telehealth, provision at patient's location . . . . .	212
Telehealth, regulating out-of-state practitioners . . . . .	212
Telemedicine, audio-only, creating uniform standard for "established relationship" . . . . .	215
U. of Washington, center for health workforce studies, studying workforce shortages in anesthesia care . . . . .	363
Ultrasound, restricting provision to licensed providers or persons supervised by licensed providers . . . . .	329
Veterans, health care professions licensing, expanding definition of "veteran" for purposes of . . . . .	146

## HEALTH, DEPARTMENT (See also HEALTH AND SAFETY, PUBLIC; HEALTH CARE PROFESSIONS AND PROVIDERS; MILITARY; PROFESSIONS)

Behavioral health crisis response services, coordinated by administrative service organizations . . . . .	368
Certificate of need, prohibiting requirement for expansion of psychiatric hospitals and beds . . . . .	165
Cytomegalovirus, congenital, requiring educational material . . . . .	96
Drug overdose prevention and awareness campaign, statewide, DOH to develop and implement . . . . .	201
Drugs, DOH to create statewide overdose prevention and education campaign to increase awareness . . . . .	216
Epinephrine and epinephrine autoinjectors, in schools, prescriptions and supplies for anaphylaxis, DOH role . . . . .	81
Fentanyl and other opioids, lethality of, school and classroom materials on, developing in connection with statewide campaign and adjusted learning standards, DOH role . . . . .	201
Fentanyl and other synthetic opioids, presence and dangers of residue in vehicles seized and subject to auction or stolen but recovered, DOH study . . . . .	309
Fentanyl and other synthetic opioids, public outreach campaigns concerning dangers to be accessible/appropriate . . . . .	309
Fentanyl/opioids/methamphetamines, statewide drug overdose prevention and awareness campaign, DOH to develop and implement . . . . .	201
Forensic nurse coordination program, statewide, creating . . . . .	297
Health care facilities, various, providing measures against non-compliance and non-licensure . . . . .	121
Indian health care providers, licensing as establishments for community behavioral health services act purposes . . . . .	204
Medical assistant-EMT certification, creating, DOH role . . . . .	217
Medical commission, anesthesiologist assistants licensure and regulatory role of . . . . .	362
Methamphetamines/opioids/fentanyl, statewide drug overdose prevention and awareness campaign, DOH to develop and implement . . . . .	201
Nursing, board of, developing grant program to incentivize precepting nurse anesthesia residents . . . . .	363
Opioids/fentanyl/methamphetamines, statewide drug overdose prevention and awareness campaign, DOH to develop and implement . . . . .	201
Prescriptions, authorizing secretary or designee to issue prescriptions or standing orders as needed . . . . .	100
Promotoras, funding to provide lay health education to at least two Latinx communities . . . . .	328
Schools, substance use prevention and awareness materials for school and classroom uses, developing, DOH role . . . . .	201
Substance use disorder, requiring model policy for transfers from inpatient or residential services without consent . . . . .	366
Substance use prevention and awareness materials for school and classroom uses, developing, DOH role . . . . .	201

## HEALTH, STATE BOARD OF (See also HEALTH, DEPARTMENT; SHELLFISH)

Branched-chain ketoacid dehydrogenase kinase deficiency, evaluating addition to newborn screening . . . . .	105
Cytomegalovirus, congenital, to consider adding to screening tests for newborns . . . . .	96

# SUBJECT INDEX OF 2024 STATUTES

Chapter

## **HOLIDAYS AND OBSERVANCES (See also OFFICIAL STATE DESIGNATIONS)**

Lunar New Year, recognizing second or third new moon following winter solstice as . . . . . 76

## **HOMELESS PERSONS (See also HOUSING AND HOMES; LOW-INCOME PERSONS; MENTAL HEALTH; SUBSTANCE USE DISORDER)**

Housing for formerly homeless, co-living housing as, providing authority to create via growth management act . . . . . 180

## **HOURS**

Overtime, health care facility employees, expanding definition of employee for purposes of mandatory overtime provisions . . . . . 354

## **HOUSING AND HOMES (See also COMMERCE, DEPARTMENT; ESTATES, TRUSTS, AND PROBATE; GROWTH MANAGEMENT; INSURANCE; LANDLORD AND TENANT; MANUFACTURED AND MOBILE HOMES; TAX PREFERENCES - EXEMPTIONS, CREDITS, DEDUCTIONS, DEFERRALS, ETC.; TAXES - ESTATE)**

Accessory dwelling unit, as "residence" that qualifies for seniors/veterans/  
retired-disabled property tax exemption program . . . . . 119

Affordable housing and major transit stops, modifying certain provisions under  
GMA . . . . . 152

Affordable housing, adjusting income threshold for housing and services provision . . . 136

Affordable housing, co-living housing, providing authority to create via growth  
management act . . . . . 180

Affordable housing, courtyard apartments, removing attached dwelling units limit  
under GMA . . . . . 152

Affordable housing, minimum residential densities and middle housing types under  
GMA, establishing requirements in relation to city population. . . . . 152

Affordable housing, minimum residential densities under GMA, in relation to  
single-family detached houses and critical aquifer recharge areas . . . . . 152

Affordable housing, property tax exemption for nonprofit providing rental housing  
built with city and county funds. . . . . 113

Affordable housing, sales and use tax deferral for converting commercial property . . . 332

Affordable housing, when placed on public lands, leasehold excise tax exemption,  
when . . . . . 59

Affordable or supportive housing developments, early learning facilities colocated  
with, reimbursement for 90% of eligible costs, when . . . . . 230

Co-living housing, providing authority to create via growth management act. . . . . 180

Common interest communities, 2021 uniform amendments and additional  
amendments . . . . . 321

Common interest communities, association limits on unrelated occupants,  
prohibition . . . . . 139

Common interest communities, unlawful restrictions in governing documents. . . . . 321

Condominiums, association limits on unrelated apartment or unit occupants,  
prohibition . . . . . 139

Heat pumps, prohibiting prohibitions by common interest communities . . . . . 128

Homeowners' associations, limits on unrelated lot occupants, prohibition . . . . . 139

Homeownership development property tax exemption, extending to nonprofits for  
mutual self-help housing program . . . . . 273

Housing authorities, permitting joint housing authorities formed by multiple cities . . . 12

Housing providers, receiving housing trust fund resources and serving extremely  
low-income households, property/liability insurance available to, studying. . . . . 74

Housing, postinpatient housing program for young adults exiting inpatient behavioral  
health treatment, establishing. . . . . 175

Manufactured/mobile home communities, sale notification requirements and  
restrictions . . . . . 325

Multiplex housing, exempting from international building code and applying  
international residential code, technical advisory group for . . . . . 183

Multiunit residential buildings, exempting certain buildings from definition . . . . . 122

Parking, new section for residential development rules . . . . . 274

# SUBJECT INDEX OF 2024 STATUTES

## HOUSING AND HOMES - con't.

Chapter

Residential housing, subject to international residential code, compliance pathway meeting or exceeding energy code regulations for . . . . .	183
Transitional housing, postinpatient housing program for young adults exiting inpatient behavioral health treatment, establishing. . . . .	175
Workforce housing accelerator revolving loan fund program, creating . . . . .	142
Workforce housing, affordable housing infrastructure and facilities, using rural public facilities sales and use tax moneys for. . . . .	58

## HOUSING FINANCE COMMISSION

Down payment assistance account, modifying authorization . . . . .	168
--	-----

## HUMAN REMAINS

Disposition of remains, after lawful possession, shortening required period to 45 days and authorizing counties to dispose . . . . .	57
--	----

## HUNTING (See also FISH AND WILDLIFE, DEPARTMENT; JOINT RESOLUTIONS; WILDLIFE)

Licenses, any hunting license for certain veterans, expanding definition of "veteran" for purposes of . . . . .	146
---	-----

## IDENTIFICATION

Identicaid, applications for . . . . .	162
Identicaid, ensuring each incarcerated individual has a valid identicaid or driver's license before release . . . . .	315
Identicaid, feasibility of offering reduced-fee identicaid, studying . . . . .	162
Identicaid, for participant in women, infants, and children program when applicant eligibility verified by documentation . . . . .	162
Identicaid, individuals in custody of county or multijurisdictional jails, support for obtaining a state-issued identicaid. . . . .	315
Identicaid, patients in special commitment center/secure community transition facilities/residential treatment facilities, ensuring identicaid before release . . . . .	315
Incarcerated individuals, department of corrections identification card for, and for individuals in community custody. . . . .	315
Social security numbers, minimizing DCS use for identifying child support claimants . . . . .	126

## IMMIGRATION, IMMIGRANTS, AND IMMIGRATION STATUS (See also ATTORNEYS; DRIVERS AND DRIVERS' LICENSES; IDENTIFICATION; LAW ENFORCEMENT AND LAW ENFORCEMENT PERSONNEL; MINORITIES; PROFESSIONS)

Business professions, eligibility for credentialing regardless of immigration or citizenship status . . . . .	50
Firearms, authorizing for certain peace officers including deferred action for childhood arrivals recipients (DACA) . . . . .	330
Health and health-related professions, eligibility for licensure/credentialing regardless of immigration or citizenship status. . . . .	50
Refugee and immigrant assistance, office of, scope of refugee and immigrant assistance administered within DSHS by . . . . .	153
Refugee resettlement, state plan for, DSHS to be lead state agency responsible for development, review, and administration of . . . . .	153
School employees, certificated or paraeducator, eligibility for certification regardless of immigration or citizenship status. . . . .	50

## INDEPENDENT INVESTIGATIONS, OFFICE (See also LAW ENFORCEMENT AND LAW ENFORCEMENT PERSONNEL)

Investigations, obtaining and sharing of information and current operations and practices, modifying provisions . . . . .	64
---	----

## INDETERMINATE SENTENCE REVIEW BOARD (See also SENTENCES AND SENTENCING)

Community custody, conditions of, modifying based on offender's crime of conviction, risk of reoffense, and risk to community safety, board role. . . . .	118
---	-----

# SUBJECT INDEX OF 2024 STATUTES

## Chapter

### INITIATIVE AND REFERENDUM

Initiative 2081, to legislature, establishing parents' bill of rights in connection with child's public school education . . . . .	4
Initiative 2111, to legislature, prohibiting taxing of any individual person by the state and/or any local jurisdiction on any form of personal income . . . . .	5
Initiative 2113, to legislature, vehicular pursuits by peace officers, reasonable suspicion standard and safety requirement for. . . . .	6
Initiative 976, Bring Back Our \$30 Car Tabs, uncodified session law 2020 chapter 1 sections, repealing . . . . .	232

### INSURANCE (See also DENTISTS AND DENTISTRY; HEALTH CARE AUTHORITY; INSURANCE COMMISSIONER; PUBLIC ASSISTANCE)

Advertisement, prohibiting certain uses of group capital calculations and stress tests . . .	42
Claimants, restricting use of social security numbers for child support debt . . . . .	126
Health care, cost-sharing requirements for prescription epinephrine autoinjectors and inhaled corticosteroids for asthma . . . . .	226
Health care, inhaled corticosteroids for asthma and epinephrine autoinjectors, capping total cost paid by enrollee . . . . .	226
Health care, inpatient treatment, limiting use of abstinence as medical necessity criteria . . . . .	366
Health care, preventive services without cost sharing, preserving by updating provision of . . . . .	314
Human immunodeficiency virus postexposure prophylaxis drugs, prohibiting cost-sharing and prior authorization . . . . .	251
Insurance company holding systems, requiring group capital calculations with certain exemptions . . . . .	42
Insurers, requiring filing of liquidity stress tests. . . . .	42
Long-term services and supports trust program, participants who relocate outside of WA, option to continue participation . . . . .	120
Notices, increasing time for nonrenewal notification . . . . .	244
Property and liability, available to housing providers receiving housing trust fund resources and serving extremely low-income households, studying . . . . .	74
Records, disclosure exemption for certain market study data requested by the insurance commissioner. . . . .	123

### INSURANCE COMMISSIONER (See also INSURANCE)

Ground ambulance services, reviewing reasonableness of rates . . . . .	218
Health benefit exchange, requiring plan access assistance program for workers who lose coverage to labor disputes . . . . .	263
Health care, convening work group to design palliative care benefit and payment model . . . . .	166
Health care, preventive services without cost sharing, preserving by updating provision of, commissioner role . . . . .	314
Insurance company holding systems, requiring group capital calculations with certain exemptions . . . . .	42
Insurers, requiring filing of liquidity stress tests. . . . .	42
Pharmacy benefit managers, appointing commissioner as attorney to receive service of . . . . .	242
Property/liability insurance, available to housing providers receiving housing trust fund resources and serving extremely low-income households, studying. . . . .	74
Records, exemption of certain material from public disclosure . . . . .	123

### JUDGES (See also COURTS; RETIREMENT AND PENSIONS)

District courts, allowing county legislative authorities to increase number of judges . .	103
Superior court judges, Clark county, adding additional judge . . . . .	125
Superior court judges, Whatcom county, adding additional judge . . . . .	112

### JUVENILES AND JUVENILE COURT (See also CHILDREN; CHILDREN, YOUTH, AND FAMILIES, DEPARTMENT; CIVIL ACTIONS AND PROCEDURE; CRIMES; CRIMINAL PROCEDURE; DRUGS; SEX OFFENSES AND OFFENDERS)

Dependency, children's legal representation program, extending deadline . . . . .	25
---	----

# SUBJECT INDEX OF 2024 STATUTES

## JUVENILES AND JUVENILE COURT - con't.

Chapter

Legal financial obligations, eliminating debts created by certain unenforceable judgements against juveniles . . . . .	38
Murder, 1st or 2nd degree, committed at age 14 or 15, commitment of offender to DCYF facility up to 23rd birthday . . . . .	117
Offenses committed when under age 18, commitment to DCYF facility when under age 23 . . . . .	117
Proceedings in basic juvenile court act, various, superior courts to retain original jurisdiction over . . . . .	232
Rape, 1st degree, committed at age 15, commitment of offender to DCYF facility up to 23rd birthday . . . . .	117
Records, making records of juveniles in detention available to managed care and behavioral health organizations . . . . .	99
Sexually explicit conduct of minors, depictions of, including fabricated depictions in crimes involving minor dealing in, financing, or selling . . . . .	88
Sexually explicit conduct of minors, depictions of, including fabricated depictions in multiple crimes involving . . . . .	88

## **LABOR (See also COLLECTIVE BARGAINING; DISCRIMINATION; EMPLOYMENT AND EMPLOYEES; HOURS; MILITARY; PROFESSIONS; PUBLIC EMPLOYMENT AND EMPLOYEES; WAGES AND SALARIES)**

Family and medical leave, paid, health care provider certification of a serious health condition for qualifying a patient for, requirements . . . . .	150
Health insurance, requiring program for workers who lose coverage due to a labor dispute . . . . .	263
Paid sick leave, expanding definition of "family member" and related terms for purposes of . . . . .	356
Paid sick leave, requiring L&I to develop materials and conduct outreach to inform individuals and businesses of new provisions . . . . .	356
Paid sick leave, using when employee's child's school or place of care closed due to public emergency . . . . .	356
Paid sick leave, using when transportation network company driver's child's school or place of care closed due to public emergency . . . . .	356
Public works contractors, promoting high labor standards in manufacturing via buy clean and buy fair Washington act . . . . .	344

## **LABOR AND INDUSTRIES, DEPARTMENT (See also APPRENTICES AND APPRENTICESHIP PROGRAMS; VICTIMS OF CRIMES; WORKERS' COMPENSATION)**

Electrical inspectors, eliminating certain alternatives from experience requirements . . . . .	196
Paid sick leave, requiring L&I to develop materials and conduct outreach to inform individuals and businesses of new provisions . . . . .	356
Protected classes, requiring educational materials and outreach for new provisions . . . . .	353
Safety, requiring rules for tower crane direction and assembly, disassembly, and reconfiguration . . . . .	311
Safety, timeline for issuing violation citation . . . . .	40
Wage recovery, work group to develop strategies for workers seeking, L&I to convene . . . . .	149
Washington saves, L&I role . . . . .	327

## **LAND USE PLANNING AND DEVELOPMENT (See also COMMUNITY ECONOMIC REVITALIZATION BOARD; ENVIRONMENT; GROWTH MANAGEMENT)**

Land use decisions, superior court transfer of judicial review to court of appeals, criteria for . . . . .	347
--	-----

## **LANDLORD AND TENANT (See also HOUSING AND HOMES; MANUFACTURED AND MOBILE HOMES; TAX PREFERENCES - EXEMPTIONS, CREDITS, DEDUCTIONS, DEFERRALS, ETC.; UTILITIES)**

Leases, for year to year tenancies, modifying general provision concerning acknowledgment and term or period . . . . .	27
--	----

# SUBJECT INDEX OF 2024 STATUTES

Chapter

<b>LAW ENFORCEMENT AND LAW ENFORCEMENT PERSONNEL (See also CORRECTIONAL FACILITIES AND JAILS; CORRECTIONS, DEPARTMENT; CRIMES; CRIMINAL OFFENDERS; CRIMINAL PROCEDURE; DOMESTIC VIOLENCE; FIRST RESPONDERS; PROTECTION ORDERS; RETIREMENT AND PENSIONS; SEX OFFENSES AND OFFENDERS; TOWING AND TOW TRUCKS; TRAFFIC OFFENSES)</b>	
Agencies, general or limited authority, extending eligibility for employment to all U.S. citizens or lawful permanent residents. . . . .	11
Agencies, relinquished firearms obtained through buy-back programs, disposition other than destruction, when . . . . .	287
Dogs, canine teams, training and certification to detect fentanyl, model standards for. . . . .	305
Fentanyl and other synthetic opioids, presence and dangers of residue in vehicles seized and subject to auction or stolen but recovered, studying . . . . .	309
Firearms, authorizing for certain peace officers including deferred action for childhood arrivals recipients (DACA). . . . .	330
Hate crimes, establishing hotline for hate crimes and bias incidents and requiring referral . . . . .	299
Independent investigations, office of, investigative information and current operations and practices, modifying provisions . . . . .	64
Missing persons, permitting request of information about public assistance access . . . . .	208
Officers, allowing general and limited authority to work part-time or alternative shifts or schedules . . . . .	319
Restraints, prohibiting hog-tying . . . . .	291
Sexual assault, authorizing agencies filing protection orders on behalf of minors. . . . .	298
State patrol, background check program, removing persons with expired suspensions from national system . . . . .	289
State patrol, director of fire protection, firefighter training administration and expenses reimbursement rule making by . . . . .	46
State patrol, requiring inspections of catalytic converter purchasers and developing inspection form and training and authorizing inspectors . . . . .	301
State patrol, requiring study of electric vehicle fires and appropriation . . . . .	189
State patrol, state patrol longevity bonus pilot program, establishing . . . . .	237
Tear gas, use by peace officers, replacing "county legislative authority" with "county sheriff" in "highest elected official" definition. . . . .	232
Vehicles, seized and subject to auction or stolen but recovered, presence and dangers of fentanyl/synthetic opioid residue in, studying . . . . .	309
Vehicular pursuits, reasonable suspicion standard and safety requirement for . . . . .	6
Warrants, specifying procedures for warrants of certified and non-certified tribes . . . . .	207
<b>LEGISLATIVE AUDIT AND REVIEW COMMITTEE, JOINT (JLARC)</b>	
State patrol, state patrol longevity bonus pilot program, establishment of, JLARC to conduct performance review of . . . . .	237
<b>LEGISLATURE (See also ELECTIONS; PUBLIC DISCLOSURE COMMISSION; PUBLIC EMPLOYMENT AND EMPLOYEES)</b>	
Collective bargaining, for state legislative employees, defining "employee" and "employer" for purposes of . . . . .	333
Collective bargaining, for state legislative employees, limiting interference with legislative function. . . . .	333
Collective bargaining, for state legislative employees, provisions concerning . . . . .	333
Economic development and international relations, legislative committee on, modifying provisions concerning . . . . .	336
Employees and employers, defining for state legislative employee collective bargaining purposes . . . . .	333
Employees, legislative, collective bargaining and related provisions for . . . . .	333
<b>LIBRARIES</b>	
Public libraries and public library districts, modifying dissolution procedure . . . . .	266

# SUBJECT INDEX OF 2024 STATUTES

## Chapter

<b>LICENSING, DEPARTMENT (See also BOATS AND BOATING; DRIVERS AND DRIVERS' LICENSES; EMPLOYMENT AND EMPLOYEES; IDENTIFICATION; MILITARY; MOTOR VEHICLES; PROFESSIONS)</b>	
Identicard, applications for	162
Identicard, feasibility of offering reduced-fee identicard, DOL to conduct study of	162
Identicard, for participant in women, infants, and children program when applicant eligibility verified by documentation	162
Incarcerated individuals, ensuring each has a valid DOL-issued identicard or driver's license before release, DOL role	315
Patients in eastern or western state hospital, ensuring each has a valid DOL-issued identicard prior to release from care, DOL role	315
Speed safety cameras, authorizing forwarding of information from other agencies	308
Taxation and fees, prorate and fuel tax discovery team, DOL to establish to detect and investigate fuel tax and proportional registration violations	1
<b>LIGHTING</b>	
Mercury-containing lights, product stewardship program for end-of-life management and phase-out, extending and expanding	339
Mercury-containing lights, product stewardship program for end-of-life management and phase-out, modifying	339
<b>LIQUOR AND CANNABIS BOARD (See also ALCOHOLIC BEVERAGES; CANNABIS)</b>	
Liquor, selling, giving, or supplying to person under 21 years from a business and by an employee, optional civil penalties, board role	71
Producers or processors, authorizing sale of non-hazardous cannabis waste to unlicensed persons	243
<b>LIVESTOCK (See also FARMS AND FARMING; WILDLIFE)</b>	
Cattle, increasing per-head levy on sales	155
Cattle, requesting levy refunds	155
<b>LOANS</b>	
Predatory consumer loans in form of money or credit, predatory loan prevention act, establishing	249
<b>LOCAL GOVERNMENT (See also BUILDING CODES AND PERMITS; BUILDINGS, COMMERCIAL; CITIES AND TOWNS; COUNTIES; ELECTIONS; EMERGENCY MANAGEMENT AND SERVICES; ENVIRONMENT; FIRE PROTECTION; FORESTLANDS; GROWTH MANAGEMENT; HEALTH CARE AUTHORITY; HOMELESS PERSONS; HOUSING AND HOMES; LAND USE PLANNING AND DEVELOPMENT; OPEN PUBLIC MEETINGS; PUBLIC LANDS; PUBLIC WORKS; REAL ESTATE AND REAL PROPERTY; RECORDS; ROADS AND HIGHWAYS; SPECIAL AND SPECIAL PURPOSE DISTRICTS; TAXES - PROPERTY)</b>	
Broadband, open-access broadband networks, rural grant and loan program for local governments and tribes for developing	86
Entities, local governmental, relinquished firearms obtained through buy-back programs, disposition other than destruction, when	287
Extreme weather protection act, grant program for political subdivisions and tribes	172
Income tax, taxing any individual person on any form of personal income, prohibiting both the state and any local jurisdiction from	5
Personal income, taxing any individual person on any form of, prohibiting both the state and any local jurisdiction from	5
Public safety telecommunicators, as uniformed personnel for collective bargaining including interest arbitration	124
Tax increment areas, provisions concerning governing body role, project analysis, and mitigation agreements, modifying	236
Tower crane worksites, requiring street closures and public notification	311
Traffic safety cameras, automated, county and city authority, restrictions, locations, infraction issuance, review, penalties, and additional requirements	307
Wildfires, permitting cities, counties, and towns to complete their own hazard and base-level risk maps	133

# SUBJECT INDEX OF 2024 STATUTES

Chapter

## **LONG-TERM CARE (See also DEVELOPMENTAL DISABILITIES, INDIVIDUALS WITH; HEALTH CARE AUTHORITY; PUBLIC ASSISTANCE; VETERANS)**

Adult family homes, increasing beds to 7 or 8, application and inspection process when, modifying . . . . .	147
Adult family homes, listing with statements of deficiencies and notices of return to compliance on DSHS consumer oriented website . . . . .	235
Consumer directed employers, standards for minimum wage and compensable overtime for individual providers employed by . . . . .	224
Health homes, enrollment for medicaid-eligible children with medically complex conditions, state plan amendment to allow . . . . .	177
Home care aides, expanding certification exemption for family members . . . . .	322
Long-term services and supports trust program, participants who relocate outside of WA, option to continue participation. . . . .	120
Long-term services and supports trust program, prohibiting discrimination . . . . .	120
Nursing facilities, medicaid payment system . . . . .	246
Workers, individual providers employed by a consumer directed employer, minimum wage and compensable overtime for . . . . .	224

## **LOW-INCOME PERSONS (See also HOMELESS PERSONS; HOUSING AND HOMES; MANUFACTURED AND MOBILE HOMES; SCHOOLS AND SCHOOL DISTRICTS)**

Affordable housing, adjusting income threshold for housing and services provision . . . 136	
Homeownership development property tax exemption, extending to nonprofits for mutual self-help housing program . . . . .	273
Housing providers, for extremely low-income households and receiving housing trust fund resources, property/liability insurance available to, studying . . . . .	74
Housing, affordable, co-living housing, providing authority to create via growth management act . . . . .	180
Housing, workforce housing accelerator revolving loan fund program, creating. . . . .	142
Poverty, people experiencing, creating economic security for all grant program for coordinating poverty reduction resources and benefits . . . . .	92
Subsidized child care, clarifying eligibility . . . . .	67
Working families' tax credit, eligibility and clarifying as refundable . . . . .	3

## **MANUFACTURED AND MOBILE HOMES**

Sale, community, notification requirements and restrictions . . . . .	325
---	-----

## **MANUFACTURING AND TECHNOLOGY (See also ENVIRONMENTAL HEALTH AND SAFETY; FOOD AND FOOD PRODUCTS; HAZARDOUS MATERIALS; MANUFACTURED AND MOBILE HOMES; MOTOR VEHICLES)**

Artificial intelligence, use and regulation of generative AI systems, task force concerning standards for, establishing . . . . .	163
Building materials, manufacturers of, environmental product declarations and high labor standards for . . . . .	344
Cookware and cookware components containing lead, prohibiting manufacture, sale, and distribution, when . . . . .	340
Cosmetic products, tested using animals, sale of, prohibiting . . . . .	107
Recreational vehicles, manufacturers and dealers of, new chapter. . . . .	87
Semiconductor materials manufacturing, B&O/sales/use/property tax preferences for, extending and reinstating preferences and adding contingency and requirements. . . . .	261

## **MARRIAGE AND MARRIED PERSONS (See also CHILDREN; DOMESTIC RELATIONS)**

Legal age for marriage, age 18, prohibiting marrying before. . . . .	10
Military and national guard members/veterans, spouses/domestic partners/dependents of, early higher education course registration for . . . . .	89
National guard members, spouses/domestic partners/dependents of, early higher education course registration for . . . . .	89
National guard, Washington, postsecondary education grant program, eligibility for spouses and dependents . . . . .	178

# SUBJECT INDEX OF 2024 STATUTES

## Chapter

<b>MENTAL HEALTH (See also COUNSELORS AND COUNSELING; DEVELOPMENTAL DISABILITIES, INDIVIDUALS WITH; FIRST RESPONDERS; HEALTH AND SAFETY, PUBLIC; HEALTH, DEPARTMENT; SEX OFFENSES AND OFFENDERS; SUBSTANCE USE DISORDER)</b>	
Behavioral health agencies, various requirements for substance use disorder treatment and withdrawal management . . . . .	366
Behavioral health crisis response services, coordinated by administrative service organizations . . . . .	368
Behavioral health facilities, providing measures against non-compliance . . . . .	121
Behavioral health, Indian tribal system, state system coordination with, improving . . . . .	209
Commitment, civil, certain DSHS employees at institutions/residential sites serving persons under, PSERS membership for, when . . . . .	359
Commitment, civil, Indian tribal behavioral health system coordination with state system, improving . . . . .	209
Criminally insane, certain DSHS employees at institutions/residential sites serving, PSERS membership for, when . . . . .	359
Crisis response, 23-hour crisis relief centers, extending to include services for minors . . . . .	367
Deferred prosecution, due to SUD/mental health disorder, for DUI/physical control of vehicle under influence . . . . .	306
Firearms, restoration of right to possess in competency cases . . . . .	290
Hospitals, state, eastern and western, ensuring each consenting patient has an identicaid prior to release from care . . . . .	315
Indian behavioral health system, improving state system coordination with . . . . .	209
Indian health care providers, licensing as establishments for community behavioral health services act purposes . . . . .	204
Insanity, not guilty by reason of, certain DSHS employees at institutions/residential sites serving, PSERS membership for, when . . . . .	359
Professionals, expertise in mental health and substance use disorder counseling and treatment of first responders, training by . . . . .	295
Psychiatric care, prohibiting requirement of certificate of need for expansion of hospitals and beds . . . . .	165
Records, making records of juveniles in detention available to managed care and behavioral health organizations . . . . .	99
Secure community transition facilities, ensuring each consenting patient has an identicaid prior to release from care . . . . .	315
Special commitment center, ensuring each consenting patient has an identicaid prior to release from care . . . . .	315
Specified workers, employed at certain DSHS institutions/residential sites, PSERS membership for, when . . . . .	359
Substance use disorder, ASAM criteria update policy . . . . .	366
Treatment, inpatient, postinpatient housing program for young adults exiting, establishing . . . . .	175
Treatment, involuntary, Indian tribal behavioral health system coordination with state system, improving . . . . .	209
Treatment, residential treatment facilities, ensuring each consenting patient has an identicaid prior to release from care . . . . .	315
<b>METALS (See also ENVIRONMENTAL HEALTH AND SAFETY; HAZARDOUS MATERIALS)</b>	
Catalytic converters, adding inspection fee to license fees for scrap processors and vehicle wreckers . . . . .	301
Catalytic converters, knowingly possessing, selling, or offering for sale without proper marking as gross misdemeanor or class C felony . . . . .	301
Catalytic converters, prohibiting disassembly or decanning except by a licensed scrap processor . . . . .	301
Catalytic converters, removed from a vehicle and sold to wrecker or scrap processor, payment to individual sellers for, requirements . . . . .	301
Catalytic converters, removed from certain vehicles, state patrol to conduct inspections of purchasers of . . . . .	301
Catalytic converters, trafficking in, creating first degree as class B felony and second degree as class C felony . . . . .	301

# SUBJECT INDEX OF 2024 STATUTES

## METALS - con't.

Chapter

Catalytic converters, transaction restrictions . . . . .	301
Catalytic converters, vehicle dealer offer to mark prior to sale and transfer of vehicle . . . . .	301
Scrap processors, adding catalytic converter inspection fee to license fees for . . . . .	301
Scrap processors, catalytic converters removed from a vehicle, payment to individual sellers for, requirements . . . . .	301

## MILITARY (See also AERONAUTICS; VETERANS)

Federal military reservations, tax exemptions for adaptive recreational and rehabilitation facilities on . . . . .	141
Higher education institutions, early course registration for military members and their spouses, domestic partners, and dependents . . . . .	89
National guard, early higher education course registration for members and their spouses/domestic partners/dependents . . . . .	89
National guard, Washington national guard member referral incentive program, creating . . . . .	24
National guard, Washington, postsecondary education grant program, eligibility for spouses and dependents . . . . .	178
Spouses, domestic partners, and dependents of military or national guard members, early higher education course registration for . . . . .	89

## MILITARY DEPARTMENT (See also EMERGENCY MANAGEMENT AND SERVICES; MILITARY)

Washington national guard member referral incentive program, creating, department role	24
--	----

## MINORITIES (See also CANNABIS; DISCRIMINATION; IMMIGRATION, IMMIGRANTS, AND IMMIGRATION STATUS; MINORITY AND WOMEN'S BUSINESS ENTERPRISES, OFFICE; SCHOOLS AND SCHOOL DISTRICTS; TRIBES AND TRIBAL MEMBERS)

American Indian and Alaska Native students, providing schools with guidance and assistance and students with literacy supports . . . . .	202
Nothing about us without us act, access and representation in policy-making processes for underrepresented populations . . . . .	283
Protected classes, defining and including in Washington equal pay and opportunities act provisions . . . . .	353
Small, women, minority-owned, or disadvantaged businesses, reviewing payment promptness . . . . .	276
Statutory entities, policy-/issues-based, representation for underrepresented populations via persons with direct lived experience on . . . . .	283

## MOTOR VEHICLES (See also DRIVERS AND DRIVERS' LICENSES; FUELS; ROADS AND HIGHWAYS; SCHOOLS AND SCHOOL DISTRICTS; TAXES - MOTOR VEHICLE FUEL; TOWING AND TOW TRUCKS; TRAFFIC; TRAFFIC OFFENSES; TRANSPORTATION)

Car tabs, initiative 976, Bring Back Our \$30 Car Tabs, uncodified session law chapter 2020 chapter 1 sections, repealing . . . . .	232
Catalytic converters, adding inspection fee to license fees for scrap processors and vehicle wreckers . . . . .	301
Catalytic converters, knowingly possessing, selling, or offering for sale without proper marking gross misdemeanor or class C felony . . . . .	301
Catalytic converters, prohibiting disassembly or decanning except by a licensed scrap processor . . . . .	301
Catalytic converters, removed from a vehicle and sold to wrecker or scrap processor, payment to individual sellers for, requirements . . . . .	301
Catalytic converters, removed from certain vehicles, state patrol to conduct inspections of purchasers of . . . . .	301
Catalytic converters, trafficking in, creating first degree as class B felony and second degree as class C felony . . . . .	301
Catalytic converters, transaction restrictions . . . . .	301
Catalytic converters, vehicle dealer to mark prior to sale and transfer the last 8 digits of vehicle's VIN on, requiring . . . . .	301
Collector vehicles, allowing towing of trailers for certain purposes . . . . .	131
Dealers, offering to mark last 8 digits of vehicle's VIN on the catalytic converter prior to vehicle sale and transfer . . . . .	301

# SUBJECT INDEX OF 2024 STATUTES

## MOTOR VEHICLES - con't.

Chapter

Electric vehicles, requiring study of electric vehicle fires by state patrol . . . . .	189
Fentanyl and other synthetic opioids, presence and dangers of residue in vehicles seized and subject to auction or stolen but recovered, studying . . . . .	309
License plates, expanding definition of "veteran" for purposes of certain plates . . . . .	146
License plates, special, expanding definition of "veteran" for purposes of certain plates . . . . .	146
License plates, using cover that makes plate illegible, prohibiting, with written warning for violations . . . . .	84
Proportional registration and fuel taxation, detecting and investigating violations of, modifying provisions concerning . . . . .	1
Proportional registration and fuel taxation, prorate and fuel tax discovery team, establishing to detect and investigate fuel tax and proportional registration violations . . . . .	1
Recreational vehicle manufacturer and dealer law, establishing in new chapter . . . . .	87
Recreational vehicles, manufacturers and dealers of, new chapter . . . . .	87
Tires, regulating vehicles tires containing 6PPD as toxic pollutant . . . . .	343
Tow truck operators, requiring compensation when dispatched to clear roads . . . . .	320
Wreckers, adding catalytic converter inspection fee to license fees for . . . . .	301
Wreckers, catalytic converters removed from a vehicle and sold to wrecker, payment to individual sellers for, requirements . . . . .	301

## NAMED ACTS

Antitrust penalties improvement act, providing stronger penalties for antitrust violations . . . . .	256
Business corporation act, new mergers and acquisitions rules . . . . .	22
Buy clean and buy fair Washington act, public building construction and renovation material and labor standards reporting . . . . .	344
Common interest ownership act, uniform, amending . . . . .	321
Cruelty free cosmetics act, new chapter prohibiting sale of cosmetics tested using animals . . . . .	107
Employee free choice act, establishing . . . . .	357
Extreme weather protection act, grant program for political subdivisions and tribes . . . . .	172
Halal food consumer protection act, establishing . . . . .	245
Industrial safety and health act, timeline for issuing violation citation . . . . .	40
Ivan's law, addressing the misuse and abuse of fentanyl and other synthetic opioids . . . . .	309
John McCoy (lulila <sup>Y</sup> ) memorial tribal history, culture, and government act, renaming certain school curriculum via . . . . .	200
Lucas Petty act, concerning fentanyl and other substance use prevention education . . . . .	201
Nothing about us without us act, access and representation in policy-making processes for persons with direct lived experience . . . . .	283
Pesticide control act, restricting neonicotinoids . . . . .	338
Predatory loan prevention act, protections for consumers . . . . .	249
Richard Lenhart act . . . . .	302
Tribal warrants act, new chapter . . . . .	207
Uniform electronic estate planning documents act, establishing . . . . .	188
Uniform guardianship, conservatorship, and other protective arrangements act, modifying . . . . .	267
Uniform special deposits act, establishing . . . . .	23
Uniform telehealth act, establishing new chapter . . . . .	212
Washington decarbonization act for large combination utilities, establishing new chapter . . . . .	351
Worker health care protection act, establishing . . . . .	263

## NATURAL RESOURCES, DEPARTMENT (See also FIRE PROTECTION;

### FOREST PRACTICES AND PRODUCTS)

Fallen firefighter memorial, establishing and maintenance responsibility . . . . .	65
Geological survey, subsurface geologic information database, survey to compile and maintain for access via website . . . . .	350
Geothermal resources lease rates, DNR to update . . . . .	350
Housing, affordable, when placed on public lands, leasehold excise tax exemption, when, DNR role . . . . .	59
Permits/licenses, not to be considered fees for certain purposes . . . . .	18

# SUBJECT INDEX OF 2024 STATUTES

---

## NATURAL RESOURCES, DEPARTMENT - con't.

Chapter

Wildfires, existing or threatened in 2023, budget stabilization account appropriations  
for DNR fire suppression costs ..... 198

## NONPROFIT ORGANIZATIONS (See also HOMELESS PERSONS; HOUSING AND HOMES; PUBLIC LANDS; ROADS AND HIGHWAYS; TAX PREFERENCES - EXEMPTIONS, CREDITS, DEDUCTIONS, DEFERRALS, ETC.; UTILITIES)

Affordable housing, property tax exemption for nonprofit providing rental housing  
built with city and county funds. .... 113  
Fish and wildlife, department of, authorizing cooperation ..... 160  
Veterans and military members, disabled, tax exemptions for adaptive recreational  
and rehabilitation facilities for ..... 141  
Washington physicians health program, increasing health care professionals license  
surcharge fees that fund ..... 15

## NOTARIES PUBLIC

Commission as notary public, eligibility regardless of immigration or citizenship  
status ..... 50

## OIL AND GAS (See also FUELS; TAXES - EXCISE)

Biogas-processing coproducts, permitting sale by public utility districts. .... 271  
Gas, requiring large gas companies to develop decarbonization plans with  
electrification plans as a component ..... 351  
Gas, restricting large gas companies from supplying new locations ..... 351  
Natural gas, prohibiting inducements to purchase appliances or equipment ..... 351

## OPEN PUBLIC MEETINGS

Health care cost transparency board, requiring hearing on growth of health care  
expenditures ..... 80  
Public agencies, soliciting written public comment, notice of deadline for comment . . . 171

## PARKING

Parking, new section for residential development rules ..... 274

## PEST CONTROL AND PESTICIDES

Agricultural pest and disease response account, creating for responding to emerging  
threats. .... 228  
Neonicotinoids, designating state restricted use and imposing restrictions ..... 338

## PHARMACIES AND PHARMACISTS

Health, department of, measures against non-compliance ..... 121  
Pharmacy benefit managers, requirements and restrictions ..... 242

## POLLUTION CONTROL HEARINGS BOARD

Board, final decisions of environmental boards in adjudicative proceedings  
concerning clean energy project permits, appealing directly to court of appeals . . . 347  
Jurisdiction to hear and decide appeals, adding various civil penalties, orders, and  
decisions to. .... 347  
Lead, cookware and cookware components containing, prohibition violation appeals,  
board role ..... 340  
Penalties under certain chapters in Title 70A RCW, authority to appeal to board. .... 347  
Projects, more than one appeal arising from same project, consolidation of appeals  
for hearing, criteria for. .... 347

## PORT DISTRICTS

Airports, administering grant program to assist qualifying port districts with noise  
mitigation expenses ..... 194

## PROFESSIONAL EDUCATOR STANDARDS BOARD (PESB) (See also MILITARY; PROFESSIONS; PUBLIC EMPLOYMENT AND EMPLOYEES; SCHOOLS AND SCHOOL DISTRICTS)

Continuing education on equity-based practices and certain national standards, to be  
approved by PESB. .... 221

# SUBJECT INDEX OF 2024 STATUTES

<b>PROFESSIONAL EDUCATOR STANDARDS BOARD (PESB) - con't.</b>	<b>Chapter</b>
Continuing education, implementing audit system and revocation process . . . . .	221
Ethics, providing recommendations for code of educator ethics . . . . .	219
<b>PROFESSIONS (See also ACCOUNTANTS AND ACCOUNTING; BAIL AND BAIL BONDS; CONTRACTORS; CURRENCY; HEALTH CARE PROFESSIONS AND PROVIDERS; HEALTH, DEPARTMENT; INSURANCE; LICENSING, DEPARTMENT; REAL ESTATE AND REAL PROPERTY; SCHOOLS AND SCHOOL DISTRICTS)</b>	
Architects, increasing board discretion in certificate examinations . . . . .	49
Business professions, eligibility for credentialing regardless of immigration or citizenship status . . . . .	50
Credentialing, for various professions, eligibility regardless of immigration or citizenship status . . . . .	50
Notaries public, commission as, eligibility regardless of immigration or citizenship status . . . . .	50
Plumbers, correcting definitions and limiting trainee supervision . . . . .	97
Veterans, professional and business licenses, expanding definition of "veteran" for purposes of . . . . .	146
<b>PROTECTION ORDERS (See also DOMESTIC VIOLENCE; FIREARMS; SEX OFFENSES AND OFFENDERS)</b>	
Insanity, acquittal by reason of, allowing no-contact orders to protect victims . . . . .	137
<b>PUBLIC ASSISTANCE (See also DEVELOPMENTAL DISABILITIES, INDIVIDUALS WITH; HEALTH CARE AUTHORITY; LONG-TERM CARE)</b>	
Child welfare services, caregivers for, automated notification system for communicating with . . . . .	145
Child welfare services, caregivers for, caregiver communication specialist position within DCYF, establishing . . . . .	145
Extended foster care, providing for youths up to age 21 including supervised independent living subsidy . . . . .	192
Food assistance, persons receiving or eligible for, eligibility for working connections, ECEAP, and birth to three programs for . . . . .	225
Medicaid, behavioral health inpatient treatment, postinpatient housing program for young adults exiting, establishing . . . . .	175
Medicaid, case mix weights for nursing facilities . . . . .	246
Medicaid, health homes enrollment for children with medically complex conditions eligible for, state plan amendment for allowing . . . . .	177
Medicaid, setting pregnancy or postpartum coverage income level equal to or below 210% federal poverty level . . . . .	213
Missing persons, permitting law enforcement request of information to verify status of recipient . . . . .	208
Refugee and immigrant assistance, office of, scope of refugee and immigrant assistance administered within DSHS by . . . . .	153
Student financial aid, WA college grants, eligibility of recipients of certain assistance for, expanding to include certain food assistance programs . . . . .	116
Women, infants, and children program, identocard for participant in, when applicant eligibility verified by documentation . . . . .	162
WorkFirst TANF program, expanding diversion assistance for persons eligible for . . . . .	154
WorkFirst TANF program, time limit exemption for certain families with children under 2 years of age . . . . .	181
<b>PUBLIC DEFENSE, OFFICE</b>	
Clients, direct representation by office, exceptions to prohibition on . . . . .	294
Criminal defense training academy program, expanding capacity and emphasizing rural and underserved areas . . . . .	293
Law student rural public defense program, creating . . . . .	293
<b>PUBLIC DISCLOSURE COMMISSION (See also ADVERTISING; ELECTIONS)</b>	
Advertising, political, yard signs, reducing size that qualifies for sponsor disclosure exemption . . . . .	148

# SUBJECT INDEX OF 2024 STATUTES

## PUBLIC DISCLOSURE COMMISSION - con't.

Chapter

Campaign disclosure and contribution, creating a new title that breaks chapter 42.17A into multiple chapters . . . . . 164

## **PUBLIC EMPLOYMENT AND EMPLOYEES (See also COLLECTIVE BARGAINING; EMPLOYMENT AND EMPLOYEES; FINANCIAL MANAGEMENT, OFFICE; HEALTH CARE AUTHORITY; LABOR; LAW ENFORCEMENT AND LAW ENFORCEMENT PERSONNEL; LEGISLATURE; PUBLIC EMPLOYMENT RELATIONS COMMISSION; RETIREMENT AND PENSIONS; SCHOOLS AND SCHOOL DISTRICTS; UNEMPLOYMENT COMPENSATION; WAGES AND SALARIES; WORKERS' COMPENSATION)**

Bargaining units, accepting electronic signatures on petitions . . . . . 98  
Examinations, adding credit for certain qualifications such as language and education . . . . . 330  
Fire commissioners, boards of, capping per diem compensation of certain commissioners . . . . . 35  
Insurance, aligning medical and prescription drug language for retired state and school employees with historical interpretation . . . . . 197  
Public safety employers, certifying employees' employment for public service loan forgiveness program, modifying requirements . . . . . 2  
Public safety telecommunicators, as uniformed personnel for collective bargaining including interest arbitration . . . . . 124  
State employees, vacation leave accrual, increasing cap . . . . . 151  
State, employment positions unnecessarily requiring 2-year or 4-year college degree, eliminating . . . . . 70

## **PUBLIC EMPLOYMENT RELATIONS COMMISSION**

Legislative employees collective bargaining, commission role . . . . . 333

## **PUBLIC FUNDS AND ACCOUNTS**

Agricultural pest and disease response account, creating for responding to emerging threats . . . . . 228  
Budget stabilization account, appropriations from, for 2023 DNR wildfire suppression costs . . . . . 198  
Business license account, balance calculation for fee adjustment . . . . . 270  
Clean fuels credit account, creating . . . . . 168  
Climate investment account, depositing certain penalties in . . . . . 347  
Coastal protection fund, depositing certain penalties in . . . . . 347  
Cooper Jones active transportation safety account, depositing certain funds designated by legislature in . . . . . 307  
Criminal justice treatment account, funds use for substance use disorder treatment within drug court program, modifying . . . . . 179  
Down payment assistance account, modifying authorization . . . . . 168  
Electronic products recycling account, depositing certain penalties in . . . . . 347  
Fallen firefighter memorial account, creating . . . . . 65  
Fern Lodge maintenance account, creating . . . . . 168  
Fire service training account, increasing funding from fire insurance premiums . . . . . 279  
Housing trust fund, housing providers serving extremely low-income households and receiving funds from, property/liability insurance available to, studying . . . . . 74  
Inflation reduction elective pay account, creating . . . . . 168  
Main street trust fund or programs, contributions to, B&O and public utility tax credits for, use of remaining credits by programs up to certain cap, when . . . . . 93  
Mercury-containing light product stewardship programs account, renaming product stewardship programs account as . . . . . 339  
Model toxics control operating account, depositing certain penalties in . . . . . 347  
Port district equity fund, creating . . . . . 194  
Primary care workforce development account, creating . . . . . 168  
Reclamation account, depositing certain penalties in . . . . . 347  
Recycling enhancement account, depositing certain penalties in . . . . . 347  
Repeals, eliminating various funds and accounts and transferring funds . . . . . 168  
Sexual assault kit account, transfer of funds on expiration . . . . . 168  
Stadium world cup capital account, creating . . . . . 168  
State patrol highway account, appropriation for study of electric vehicle fires . . . . . 189

# SUBJECT INDEX OF 2024 STATUTES

## **PUBLIC FUNDS AND ACCOUNTS - con't.**

**Chapter**

State patrol highway account, depositing catalytic converter inspection fee into . . . . .	301
Statewide tourism marketing account, specifying funding . . . . .	130
Tribal opioid prevention and treatment account, creating and transferring funds . . . . .	210
Underground storage tank account, depositing certain penalties in . . . . .	347
Washington saves administrative treasury trust account, creating for program expenses . . . . .	327
Washington saves investment account, creating with governing board as trustee . . . . .	327
Workforce housing accelerator revolving loan fund program, creating . . . . .	142

## **PUBLIC LANDS (See also FORESTLANDS; ROADS AND HIGHWAYS; TAXES - PROPERTY)**

Housing, affordable, when placed on public lands, leasehold excise tax exemption, when . . . . .	59
Permits/licenses, not to be considered fees for certain purposes . . . . .	18

## **PUBLIC POLICY, INSTITUTE FOR**

Foster care, removing requirement for outcome evaluation of case aides who provide short-term care . . . . .	156
Study, emergency medical services as essential health service . . . . .	218

## **PUBLIC WORKS (See also APPRENTICES AND APPRENTICESHIP PROGRAMS; COLLEGES AND UNIVERSITIES; COMMUNITY AND TECHNICAL COLLEGES; SCHOOLS AND SCHOOL DISTRICTS; WAGES AND SALARIES)**

Capital projects advisory review board, reviewing payment promptness for small businesses . . . . .	276
Change orders, requiring and requesting for additional work . . . . .	199
Contracting, building materials, environmental product declarations and reporting requirements for . . . . .	344
Prevailing wages, extending contractor sanctions, penalties, and debarment to their substantially identical companies . . . . .	7
Tax increment areas, provisions concerning governing body role, project analysis, and mitigation agreements, modifying . . . . .	236

## **REAL ESTATE AND REAL PROPERTY (See also BUILDING CODES AND PERMITS; ESTATES, TRUSTS, AND PROBATE; HOUSING AND HOMES; INSURANCE; LANDLORD AND TENANT; TAX PREFERENCES - EXEMPTIONS, CREDITS, DEDUCTIONS, DEFERRALS, ETC.; TAXES - ESTATE; TAXES - PROPERTY)**

Affordable housing, sales and use tax deferral for converting commercial property . . . . .	332
Common interest communities, 2021 uniform amendments and additional amendments . . . . .	321
Common interest communities, association limits on unrelated occupants, prohibition . . . . .	139
Common interest communities, unlawful restrictions in governing documents . . . . .	321
Lease recording, acknowledgment of lessee's and lessor's signatures for . . . . .	27
Pollinators, encouraging habitats through project and building permit process . . . . .	337
Wildfires, rebuilding buildings damaged or destroyed by, disaster relief payment program for doing so in more energy efficient and environmentally friendly ways, establishing . . . . .	143

## **RECORDS (See also JUVENILE COURT AND JUVENILE OFFENDERS; SECRETARY OF STATE)**

Archives and records management, organizing, cataloging, and storing artifacts and documents of Lakeland Village . . . . .	134
Disclosure exemptions, certain fisheries-related information from another coastal state, when . . . . .	48
Disclosure exemptions, certain records of the insurance commissioner . . . . .	123
Public utilities, allowing to abide by confidentiality requirement for climate auctions . . . . .	277

# SUBJECT INDEX OF 2024 STATUTES

## Chapter

### RECREATION AND CONSERVATION OFFICE

Fish passage barriers, "adopt a fish passage" programs and supporting donations, acknowledging, office role . . . . . 227

### REGULATORY INNOVATION AND ASSISTANCE, OFFICE

Residential housing, requiring standard plan for energy code compliance pathway, office role . . . . . 183

### RELIGION AND RELIGIOUS ORGANIZATIONS (See also SCHOOLS AND SCHOOL DISTRICTS)

Employees, prohibiting retaliation for nonattendance at primarily political or religious meetings . . . . . 357

### RETIREMENT AND PENSIONS (See also HEALTH CARE AUTHORITY)

Bus drivers, exempting from retirement system if part-time serving naval shipyards while full-time federal employees . . . . . 247

Insurance, aligning medical and prescription drug language for retired state and school employees with historical interpretation . . . . . 197

IRAs, automatic enrollment via Washington saves . . . . . 327

LEOFF plan 2, liability for overpayment and refiling for occupational disease disability . . . . . 304

LEOFF, law enforcement officers employed on part-time basis to be eligible for . . . . . 319

LEOFF, specifying no statute of limitations on death benefit . . . . . 304

PERS, plan 1, benefit increase, when . . . . . 255

PSERS, plan 2, membership for certain DSHS workers . . . . . 359

TRS, plan 1, benefit increase, when . . . . . 255

Washington saves, creating governing board . . . . . 327

Washington saves, establishing to encourage retirement plans, new chapter . . . . . 327

### REVENUE, DEPARTMENT (See also TAX PREFERENCES - EXEMPTIONS, CREDITS, DEDUCTIONS, DEFERRALS, ETC.; TAXES - AIRCRAFT FUEL; TAXES - EXCISE; TAXES - MOTOR VEHICLE FUEL; TAXES - PROPERTY; TAXES, GENERALLY)

Homeownership development property tax exemption, extending to nonprofits for mutual self-help housing program . . . . . 273

Single-family residences, recalculating median value for proximate school districts for regionalization factors . . . . . 252

Working families' tax credit, eligibility and clarifying as refundable . . . . . 3

### REVISED CODE OF WASHINGTON (See also CIVIL ACTIONS AND PROCEDURE; CRIMES; SENTENCES AND SENTENCING)

Campaign disclosure and contribution, creating a new title that breaks chapter 42.17A into multiple chapters . . . . . 164

Defects and omissions, repealing and amending . . . . . 232

High school graduation requirements, reorganizing statutory requirements via reordering, nonsubstantive revisions, and removal of expired sections . . . . . 66

Veteran, re-defining for purposes of various RCW provisions as persons who received a "qualifying discharge" . . . . . 146

### RIVERS AND STREAMS (See also FISH; FLOODS AND FLOOD CONTROL; PUBLIC LANDS)

Columbia river basin project, water rights held by U.S. bureau of reclamation for water use within, applying for acreage change . . . . . 108

### ROADS AND HIGHWAYS (See also DRIVERS AND DRIVERS' LICENSES; MOTOR VEHICLES; PUBLIC LANDS; PUBLIC WORKS; TOWING AND TOW TRUCKS; TRAFFIC; TRAFFIC OFFENSES; TRANSPORTATION; TRANSPORTATION, DEPARTMENT)

Fish passage barriers, "adopt a fish passage" programs and supporting donations, requirements for acknowledging . . . . . 227

Graffiti abatement and reduction pilot program, carrying out and completing . . . . . 111

State route number 501, modifying description in provision establishing . . . . . 73

# SUBJECT INDEX OF 2024 STATUTES

## ROADS AND HIGHWAYS - con't.

Chapter

- State route number 520, SR 520 corridor improvements west end project, deferral of state and local use taxes for 24 years after completion of . . . . . 281
- Tow truck operators, requiring compensation when dispatched to clear roads . . . . . 320

## SCHOOL DIRECTORS' ASSOCIATION, WASHINGTON STATE

- Model policy and procedure, requiring development for inclusive curricula . . . . . 157

## SCHOOLS AND SCHOOL DISTRICTS (See also CHARTER SCHOOLS; CHILDREN, YOUTH, AND FAMILIES, DEPARTMENT; COLLECTIVE BARGAINING; DEVELOPMENTAL DISABILITIES, INDIVIDUALS WITH; DISABILITIES, PERSONS WITH; EDUCATION, STATE BOARD OF; HEALTH CARE AUTHORITY; PROFESSIONAL EDUCATOR STANDARDS BOARD (PESB); PUBLIC WORKS; RETIREMENT AND PENSIONS; SCHOOL DIRECTORS' ASSOCIATION, WASHINGTON STATE; SUPERINTENDENT OF PUBLIC INSTRUCTION, OFFICE (OSPI); TRIBES AND TRIBAL MEMBERS)

- Administrators, certificate renewal, continuing education on equity-based practices, etc., to be approved by PESB. . . . . 221
- Bilaterality, Washington state seal of, requiring awarding to certain graduating high school students and modifying certain provisions . . . . . 202
- Buses, school bus trespass as gross misdemeanor . . . . . 302
- Buses, transitioning to zero emissions . . . . . 345
- Buses, zero emission school bus grant program, establishing, and administering within clean diesel grant program . . . . . 345
- Buses, zero emission school bus purchase and use requirement, implementing . . . . . 345
- Career and technical education, allied health professions career and technical education program, developing . . . . . 234
- Career and technical education, statewide career and technical education task force, establishing. . . . . 234
- College in the high school program, provisions . . . . . 240
- Complaints, creating simple and uniform access point for receipt of complaints involving elementary and secondary education system. . . . . 219
- Curriculum, concerning tribes, renaming as John McCoy (lulilay<sup>o</sup>) since time immemorial curriculum . . . . . 200
- Curriculum, inclusive curricula development and promotion, various provisions . . . . . 157
- Days, required for school year, waivers of requirement, increasing eligibility for. . . . . 238
- Dual credit programs, requiring public schools to provide notice of available programs and financial assistance . . . . . 44
- Dual language education, certain standards and requirements for certain multilingual teachers and paraeducators. . . . . 202
- Dual language education, establishing or expanding, grant program to support districts and tribal schools for . . . . . 202
- Education ombuds, office of, creating simple and uniform access point for receipt of complaints involving elementary and secondary education system . . . . . 219
- Educational service districts, public schools complaint resolution and referral access point link on websites of . . . . . 219
- Employees, certificated, eligibility for certificate or permit regardless of immigration or citizenship status . . . . . 50
- Employees, classified staff, educational and office support/noninstructional aides, increasing staffing allocations . . . . . 191
- Epi-pens, in schools, prescriptions, supplies, and use for anaphylaxis. . . . . 81
- Epinephrine and epinephrine autoinjectors, in schools, prescriptions, supplies, and use for anaphylaxis. . . . . 81
- Force, use of force on children, requirements. . . . . 219
- Funding, for basic education, increasing allocations for instructional professional development for staff. . . . . 262
- Funding, for basic education, paraeducators and noninstructional aides, increasing staffing allocations . . . . . 191
- Funding, state, allocations distribution formula for, revisions . . . . . 262
- Funding, state, increasing allocations for material, supplies, and various operating costs . . . . . 262
- Graduation requirements, reorganizing statutory requirements via reordering, nonsubstantive revisions, and removal of expired sections. . . . . 66

# SUBJECT INDEX OF 2024 STATUTES

## SCHOOLS AND SCHOOL DISTRICTS - con't.

Chapter

Learning standards, state health and physical education standards for middle/high school students, adding opioids to drug-related education . . . . .	201
Learning standards, state, updating at all grade levels to include contributions of historically marginalized groups . . . . .	157
Materials, supplies, and various operating costs, increasing state funding for . . . . .	262
Paraeducator board, code of educator ethics, board recommendations concerning . . . . .	219
Paraeducator board, paraeducator fundamental course of study, updating rules . . . . .	173
Paraeducators, adding additional staffing allocations . . . . .	191
Paraeducators, certain standards and requirements for certain multilingual paraeducators . . . . .	202
Paraeducators, eligibility for paraeducator certificate regardless of immigration or citizenship status . . . . .	50
Paraeducators, fundamental course of study, minimum of two days in person unless exemption adopted by board . . . . .	173
Parental rights, requiring various notifications and parental access to records and educational materials . . . . .	4
Parents' bill of rights, in connection with child's public school education, establishing . . . . .	4
Recycling and reduction of waste, waste not Washington awards program for schools, raising monetary award limits for . . . . .	341
Regionalization factors, recalculating with proximate school districts . . . . .	252
Running start programs, allowing post-10th grade enrollment . . . . .	159
Safety, expanding requirement for opioid overdose reversal medication in public schools . . . . .	214
Safety, requiring bleeding control equipment and training in schools . . . . .	365
Safety, requiring safe school plans to include education of substitute teachers and temporary employees . . . . .	21
School districts, prohibiting the prohibition of curriculum because it relates to the role of protected class members . . . . .	316
School districts, requiring policies and procedures for requested reviews and removals of material . . . . .	316
Schools, state-tribal education compacts, new or revised, provisions relating to state board of education, OSPI to consult with board on . . . . .	206
Special education, burden of proof in due process hearings . . . . .	29
Special education, raising enrollment funding cap . . . . .	229
Special education, safety net awards, determining eligibility and amounts and conducting application process survey . . . . .	127
Substance use prevention and awareness materials for school and classroom uses, developing . . . . .	201
Teachers, certificate renewal, continuing education on equity-based practices, etc., to be approved by PESB . . . . .	221
Teachers, interstate teacher mobility compact, adopting . . . . .	317
Traffic safety cameras, automated, authorizing use to detect certain violations in school zones and school walk zones . . . . .	307
Transitional bilingual instruction program, preferred program models for . . . . .	202
Transportation, private entity contractors providing, entity to provide health benefits for its employees . . . . .	313
Transportation, supplemental transportation allocations for contract cost increases . . . . .	313
Transportation, zero emission school buses, purchase and use requirement and grant program . . . . .	345
Tribal language education programs, establishing or expanding, grant program to support districts and tribal schools for . . . . .	202
Tribal language education, program to support, developing . . . . .	202
Year, school days in, waivers of requirement, increasing eligibility for . . . . .	238

## SECRETARY OF STATE (See also ELECTIONS; RECORDS)

Archives and records management, organizing, cataloging, and storing artifacts and documents of Lakeland Village . . . . .	134
Elections, authorizing certifying results when county canvassing board refuses . . . . .	28
Elections, establishing alternative verification options pilot project to develop and test signature alternatives . . . . .	138
Elections, reviewing standards and adopting training manual for voter signature determinations . . . . .	269

# SUBJECT INDEX OF 2024 STATUTES

## SECRETARY OF STATE - con't.

Chapter

- State constitution, Article IX, section 1, requesting that office publish without "Preamble" caption because not in original source . . . . . 232

## SECURITIES

- Securities act, investigations or proceedings under, financial institutions director not authorized to compel production of customer banking records. . . . . 232

## SENIOR CITIZENS

- Property tax exemption program, accessory dwelling unit as residence that qualifies for . . . . . 119

## SENTENCES AND SENTENCING (See also **CRIMES; FIREARMS; INDETERMINATE SENTENCE REVIEW BOARD; SEX OFFENSES AND OFFENDERS**)

- Animal cruelty, 1st degree, seriousness level table listing of, revising . . . . . 55
- Assault, 3rd degree, implanting own gametes or reproductive material into patient without consent as, class C felony . . . . . 220
- Catalytic converters, knowingly possessing, selling, or offering for sale without proper marking as gross misdemeanor or class C felony . . . . . 301
- Catalytic converters, trafficking in, creating first degree as class B felony and second degree as class C felony . . . . . 301
- Community custody, conditions of, modifying based on offender's crime of conviction, risk of reoffense, and risk to community safety . . . . . 118
- Driving under the influence, provisions . . . . . 306
- Erotic material, violations/criminal penalties/wholesaler civil liability, repealing three sections concerning . . . . . 232
- Mental health sentencing alternative, permitting court to waive compliance and treatment report requirements . . . . . 373
- Murder, 1st or 2nd degree, committed at age 14 or 15, commitment of offender to DCYF facility up to 23rd birthday . . . . . 117
- Offender transfer or conditional release to supervision or partial confinement, providing with money, clothes, and transportation when . . . . . 32
- Physical control of vehicle under the influence, provisions . . . . . 306
- Pollution, authorizing courts to order restitution for criminal harm to resources or environment . . . . . 342
- Trespass, school bus trespass as gross misdemeanor . . . . . 302
- Vacation of misdemeanor convictions, modifying eligibility timeframe and including satisfaction of financial obligations . . . . . 296

## SEX OFFENSES AND OFFENDERS (See also **PROTECTION ORDERS**)

- Abuse, childhood sexual abuse, removing time limit for commencing an action based on . . . . . 253
- Corrections, department of, requiring audit of supervisory obligations for certain offenders. . . . . 63
- Intimate images, disclosing fabricated intimate images, establishing crime of . . . . . 88
- Minors, sexually explicit conduct of, depictions of, including fabricated depictions in multiple crimes involving . . . . . 88
- Rape, 1st degree, committed at age 15, commitment of offender to DCYF facility up to 23rd birthday . . . . . 117
- Secure community transition facilities, ensuring each consenting patient has an identicard prior to release from care . . . . . 315
- Special commitment center, ensuring each consenting patient has an identicard prior to release from care . . . . . 315
- Victims, compensation for billing for out-of-state sexual assault examinations . . . . . 297

## SEXUAL ORIENTATION (See also **DISCRIMINATION; GENDER IDENTITY**)

- Veterans separated from service in connection with sexual orientation, expanding "veteran" to include, when . . . . . 146
- Veterans separated from service in connection with sexual orientation, state veterans' benefits eligibility for, when . . . . . 146

# SUBJECT INDEX OF 2024 STATUTES

Chapter

## SHORELINES HEARINGS BOARD

- Board, final decisions of environmental boards in adjudicative proceedings concerning clean energy project permits, appealing directly to court of appeals . . . . . 347
- Projects, more than one appeal arising from same project, consolidation of appeals for hearing, criteria for . . . . . 347

## SOCIAL AND HEALTH SERVICES, DEPARTMENT (See also DEVELOPMENTAL DISABILITIES, INDIVIDUALS WITH; DOMESTIC RELATIONS; LONG-TERM CARE; PROFESSIONS; PUBLIC ASSISTANCE)

- Continuing education, convening work group on availability for long-term care workers . . . . . 322
- Institutions/residential sites, certain DSHS employees serving civilly committed/ criminally insane persons, PSERS membership for, when . . . . . 359
- Refugee and immigrant assistance, office of, scope of refugee and immigrant assistance administered within DSHS by . . . . . 153
- Refugee resettlement, state plan for, DSHS to be lead state agency responsible for development, review, and administration of . . . . . 153
- Special commitment center, ensuring each consenting patient has an identicaid prior to release from care . . . . . 315
- Specified workers, employed at certain DSHS institutions/residential sites, PSERS membership for, when . . . . . 359

## SOLID WASTE (See also ECOLOGY, DEPARTMENT; ENVIRONMENTAL HEALTH AND SAFETY; FOOD AND FOOD PRODUCTS; HAZARDOUS WASTE)

- Cannabis, authorizing sale of non-hazardous cannabis waste to unlicensed persons . . . 243
- Collection services, containers for, requiring color-coding of bins for garbage, recycling, and organic material . . . . . 341
- Collection services, for organic solid waste, requirements for source separation, acceptance of food waste, discarding of unwanted organic materials, and certain determinations . . . . . 341
- Compost products, procurement by cities and counties, modifying reporting requirements . . . . . 341
- Compost products, purchase and use by farming operations, compost reimbursement program eligibility provisions, modifying . . . . . 341
- Composting, labeling of products as "compostable" and "home compostable" and city and county concurrent enforcement of degradability labeling requirements . . . . 341
- Hazardous waste, requiring notification of citizens at risk from a hazardous material spill . . . . . 331
- Litter, prescribing penalties for littering and natural resource infractions . . . . . 231
- Organic solid waste collection services, requirements for source separation, acceptance of food waste, discarding of organic materials, and certain determinations . . . . . 341
- Plastic products, degradability restrictions, produce sticker technologies assessment study, plastic film bags tinting, and use of fiber-based substrates . . . . . 341
- Recycling and reduction of waste, waste not Washington awards program for schools, raising monetary award limits for . . . . . 341
- Recycling purposes, allowing local governments to adjust building codes affecting multifamily residential buildings for . . . . . 341
- Waste not Washington awards program, for recycling and waste reduction in schools, raising monetary award limits for . . . . . 341

## SPECIAL AND SPECIAL PURPOSE DISTRICTS (See also FIRE PROTECTION; HOUSING AND HOMES; LIBRARIES; PORT DISTRICTS; UTILITIES)

- Intrastate mutual aid system, adding special purpose districts and junior taxing districts to . . . . . 16

## SPORTS AND RECREATION (See also COLLEGES AND UNIVERSITIES; COMMUNITY AND TECHNICAL COLLEGES; SCHOOLS AND SCHOOL DISTRICTS)

- Fitness centers, requiring semiautomatic external defibrillators on premises and instruction for personnel . . . . . 186

# SUBJECT INDEX OF 2024 STATUTES

## SPORTS AND RECREATION - con't.

Chapter

Minor league baseball players, exempting from employee status .....	132
<b>STATE AGENCIES AND DEPARTMENTS (See also ADMINISTRATIVE PROCEDURE; BUDGETS; COURTS; ECONOMIC AND REVENUE FORECAST COUNCIL; ENTERPRISE SERVICES, DEPARTMENT; FINANCIAL MANAGEMENT, OFFICE; FORESTLANDS; GOVERNOR; LEGISLATURE; OPEN PUBLIC MEETINGS; PUBLIC EMPLOYMENT AND EMPLOYEES; PUBLIC LANDS; RECORDS; RETIREMENT AND PENSIONS; ROADS AND HIGHWAYS; STATE GOVERNMENT; TAXES - PROPERTY; WAGES AND SALARIES)</b>	
Advisory committees/task forces/work groups, representation of underrepresented populations on .....	283
Commissions, creating social work licensure compact commission as joint government agency .....	176
Entities, state governmental, relinquished firearms obtained through buy-back programs, disposition other than destruction, when .....	287
Procurement/contracting, building material environmental product declarations and high labor standards for .....	344
Procurement/contracting, modifying sole source, convenience, and emergency contracts and repealing sections .....	140
Statutory entities, including advisory committees/task forces/work groups, persons with direct lived experience on .....	283
Washington technology solutions, renaming CTSA as, and revising its role and eliminating the office of the chief information officer .....	54
<b>STATE GOVERNMENT (See also BUDGETS; ECONOMIC AND REVENUE FORECAST COUNCIL; FOREIGN GOVERNMENTS; STATE AGENCIES AND DEPARTMENTS)</b>	
Income tax, taxing any individual person on any form of personal income, prohibiting both the state and any local jurisdiction from .....	5
International relations and protocol, office of, duties of and advisory committees created by, modifying provisions .....	336
International relations and protocol, office of, strategic international engagement plan for Washington, developing .....	336
Personal income, taxing any individual person on any form of, prohibiting both the state and any local jurisdiction from .....	5
Washington state--British Columbia interparliamentary exchange group, creating .....	336
<b>STUDENT ACHIEVEMENT COUNCIL (SAC) (See also COLLEGES AND UNIVERSITIES; STUDENT FINANCIAL ASSISTANCE, OFFICE OF)</b>	
College in the high school program, pilot program for one private not-for-profit institution serving rural/underserved areas to offer courses at no cost .....	240
Data sharing, requiring collaboration with institutions of higher education and OSPI including financial aid .....	324
Work-study program, state, shifting administration to office of student financial assistance .....	182
<b>STUDENT FINANCIAL ASSISTANCE, OFFICE OF</b>	
Native American apprentice assistance program, establishment and administration by office .....	203
Washington college grants, eligibility of recipients of certain public assistance, expanding to include certain food assistance programs, office role .....	116
Work-study program, state, shifting administration to office .....	182
<b>STUDIES</b>	
Edible food waste from commercial generators, mechanisms to improve the rescue of .....	341
Electric vehicle fires .....	189
Emergency medical services, WSIPP study of funding methods of other states .....	218
Fentanyl and other synthetic opioids, presence and dangers of residue in vehicles seized and subject to auction or stolen but recovered .....	309
Food donation by businesses .....	341

# SUBJECT INDEX OF 2024 STATUTES

## STUDIES - con't.

Chapter

Housing providers, receiving housing trust fund resources and serving extremely low-income households, property/liability insurance available to	74
Identicards, feasibility of reduced-fee identicard	162
Labeling, produce sticker technologies status	341
Transportation network companies, L&I to study claims of and crimes against drivers	184
U. of Washington, center for health workforce studies, studying workforce shortages in anesthesia care	363

## SUBDIVISIONS

Rural fire district stations, certain subdivisions of land for siting of, exempting from requirements of chapter 58.17 RCW	190
--	-----

## SUBSTANCE USE DISORDER (See also DRUGS; EMERGENCY MEDICAL SERVICES; FIRST RESPONDERS; MENTAL HEALTH)

Behavioral health agencies, various requirements for substance use disorder treatment and withdrawal management	366
Behavioral health crisis response services, coordinated by administrative service organizations	368
Behavioral health, Indian tribal system, state system coordination with, improving	209
Crisis response, 23-hour crisis relief centers, extending to include services for minors	367
Deferred prosecution, due to SUD/mental health disorder, for DUI/physical control of vehicle under influence	306
Indian behavioral health system, improving state system coordination with	209
Indian health care providers, licensing as establishments for community behavioral health services act purposes	204
Postdelivery and transitional care program, creating for people with a substance use disorder	213
Professional certification, limiting fees	366
Professionals, expertise in substance use disorder and mental health counseling and treatment of first responders, training by	295
Schools, state health and physical education learning standards for middle/high school students, adding opioids to drug-related education	201
Schools, substance use prevention and awareness materials for school and classroom uses, developing	201
Statewide drug overdose prevention and awareness campaign, developing and implementing	201
Treatment, criminal justice treatment account funds use within and after drug court program for, modifying	179
Treatment, for fentanyl/synthetic opioids addiction, providing information to persons released from custody by jails	309
Treatment, inpatient, postinpatient housing program for young adults exiting, establishing	175
Treatment, involuntary, Indian tribal behavioral health system coordination with state system, improving	209

## SUPERINTENDENT OF PUBLIC INSTRUCTION, OFFICE (OSPI) (See also SCHOOLS AND SCHOOL DISTRICTS)

American Indian and Alaska Native students, providing schools with guidance and assistance and students with literacy supports, OSPI role	202
Buses, zero emission school buses, purchase and use requirements and grant program, OSPI role	345
Career and technical education, allied health professions career and technical education program, OSPI to develop	234
Career and technical education, statewide career and technical education task force, establishing in OSPI	234
Complaints, creating simple and uniform access point for receipt of complaints involving elementary and secondary education system, OSPI role	219
Complaints, public schools complaint resolution and referral access point link on website of OSPI	219
Dual language education, establishing or expanding, grant program to support districts and tribal schools for, OSPI role	202

# SUBJECT INDEX OF 2024 STATUTES

<b>SUPERINTENDENT OF PUBLIC INSTRUCTION, OFFICE (OSPI) - con't.</b>	<b>Chapter</b>
Early learning facilities grant and loan program, increasing funding, revising eligibility criteria, and removing grant/loan monetary limits, OSPI role . . . . .	230
Fentanyl and other opioids, lethality of, school and classroom materials on, developing in connection with statewide campaign and adjusted learning standards, OSPI role . . . . .	201
Native education, office of, grant program to support districts and tribal schools establishing or expanding tribal language education programs . . . . .	202
Opioids, adding to state health and physical education learning standards for middle/high school students, OSPI role . . . . .	201
Special education, raising enrollment funding cap . . . . .	229
Special education, safety net awards, determining eligibility and amounts and conducting application process survey, OSPI role . . . . .	127
State-tribal education compacts, new or revised, provisions relating to state board of education, OSPI to consult with board on . . . . .	206
Substance use prevention and awareness materials for school and classroom uses, developing, OSPI role . . . . .	201
Tribal language education programs, establishing or expanding, grant program to support districts and tribal schools for . . . . .	202
Tribal language education, program to support, developing, OSPI role . . . . .	202
<b>TAX PREFERENCES - EXEMPTIONS, CREDITS, DEDUCTIONS, DEFERRALS, ETC. (See also LANDLORD AND TENANT; TAXES - SALES; TAXES - USE; TAXES, GENERALLY)</b>	
Affordable housing, sales and use tax deferral for converting commercial property . . . . .	332
Child care providers, B&O tax exemption . . . . .	195
Climate commitment act, amounts from receipt/generation/purchase/sale/transfer/retirement of allowances/offset credits/price ceiling units, tax exemptions . . . . .	115
Custom farming services, person performing, or person performing other services for, sales/use tax exemption . . . . .	222
Farms, modifying exemption for hazardous substances solely used for crop protection . . . . .	241
Forestland, land designated as, exclusion from compensating tax when sold or transferred to governmental entity, requirements for . . . . .	109
Homeownership development property tax exemption, extending to nonprofits for mutual self-help housing program . . . . .	273
Housing, affordable, property tax exemption for nonprofit entity providing rental housing built with city and county funds . . . . .	113
Housing, affordable, when placed on public lands, leasehold excise tax exemption, when . . . . .	59
Main street programs, allowing use of remaining statewide main street program contribution tax credits by, up to certain cap, when . . . . .	93
Property tax exemption program, for seniors/veterans/retired-disabled, various provisions . . . . .	119
Semiconductor materials manufacturing, B&O/sales/use/property tax preferences for, extending two and reinstating six preferences and adding contingency and requirements . . . . .	261
State route number 520, SR 520 corridor improvements west end project, deferral of state and local use taxes for 24 years after completion of . . . . .	281
Timberland, land classified as, exclusion from compensating tax when sold or transferred to governmental entity, requirements for . . . . .	109
Veterans and military members, disabled, nonprofit adaptive recreational and rehabilitation facilities for, tax exemptions . . . . .	141
Widows and widowers of veterans, modifying property tax exemption. . . . .	334
Working families' tax credit, eligibility and clarifying as refundable . . . . .	3
<b>TAXES - AIRCRAFT FUEL</b>	
Aircraft fuel, taxation of, strengthening enforcement . . . . .	1
Fuel taxation, establishing prorated and fuel tax discovery team to detect and investigate violations . . . . .	1
<b>TAXES - ESTATE</b>	
Filing requirement, for certain estates involving familial residence, eliminating. . . . .	82

# SUBJECT INDEX OF 2024 STATUTES

## TAXES - ESTATE - con't.

Chapter

Residences, eliminating filing requirement for estates involving certain qualifying familial residences . . . . . 82

## TAXES - EXCISE (See also ALCOHOLIC BEVERAGES; TAX PREFERENCES - EXEMPTIONS, CREDITS, DEDUCTIONS, DEFERRALS, ETC.)

Frontier county, defining for certain excise taxation and economic development purposes, and creating two categories of frontier counties . . . . . 47

## TAXES - MOTOR VEHICLE FUEL

Border area motor vehicle fuel tax, expanding possible transportation uses of revenue for certain jurisdictions . . . . . 275

Fuel taxation and proportional registration, establishing prorated and fuel tax discovery team to detect and investigate violations . . . . . 1

Motor vehicle fuel and special fuel, taxation of, strengthening enforcement . . . . . 1

## TAXES - PROPERTY (See also TAX APPEALS, BOARD; TAX PREFERENCES - EXEMPTIONS, CREDITS, DEDUCTIONS, DEFERRALS, ETC.; TAXES, GENERALLY)

Forestland, land designated as, exclusion from compensating tax when sold or transferred to governmental entity, requirements for . . . . . 109

Levies, requirement that funds raised by certain levies not supplant existing funds for limited purpose, removing . . . . . 114

Timberland, land classified as, exclusion from compensating tax when sold or transferred to governmental entity, requirements for . . . . . 109

## TAXES - SALES (See also TAX PREFERENCES - EXEMPTIONS, CREDITS, DEDUCTIONS, DEFERRALS, ETC.; TAXES - USE)

Local sales/use, rural public facilities tax moneys, using for affordable workforce housing infrastructure and facilities . . . . . 58

Revenues, from general purpose sales and use tax, agreements between cities and towns to share, authorizing . . . . . 95

Statewide tourism marketing account, specifying funding . . . . . 130

## TAXES - USE (See also TAX PREFERENCES - EXEMPTIONS, CREDITS, DEDUCTIONS, DEFERRALS, ETC.; TAXES - SALES)

Local sales/use, rural public facilities tax moneys, using for affordable workforce housing infrastructure and facilities . . . . . 58

Revenues, from general purpose sales and use tax, agreements between cities and towns to share, authorizing . . . . . 95

## TAXES, GENERALLY (See also BUDGETS; ECONOMIC AND REVENUE FORECAST COUNCIL; TAXES - EXCISE)

Income tax, taxing any individual person on any form of personal income, prohibiting both the state and any local jurisdiction from . . . . . 5

Personal income, taxing any individual person on any form of, prohibiting both the state and any local jurisdiction from . . . . . 5

Tax increment areas, provisions concerning governing body role, project analysis, and mitigation agreements, modifying . . . . . 236

Taxing districts, adding junior taxing districts to the intrastate mutual aid system . . . . . 16

## TELECOMMUNICATIONS (See also EMERGENCY MANAGEMENT AND SERVICES; EMERGENCY MEDICAL SERVICES; MENTAL HEALTH; RETIREMENT AND PENSIONS; SUBSTANCE USE DISORDER)

Broadband, open-access broadband networks, rural grant and loan program for local governments and tribes for developing . . . . . 86

Internet, disclosing fabricated intimate images, establishing as crime and providing depicted person with cause of civil action . . . . . 88

Internet, viewing depictions of a minor engaged in sexually explicit conduct, including fabricated depictions in crime of . . . . . 88

Intimate images, disclosing fabricated intimate images, establishing crime of . . . . . 88

Public safety telecommunicators, as uniformed personnel for collective bargaining including interest arbitration . . . . . 124

# SUBJECT INDEX OF 2024 STATUTES

## TELECOMMUNICATIONS - con't.

Chapter

Sexually explicit conduct of minors, depictions of, including fabricated depictions in multiple crimes involving . . . . .	88
Uniform telehealth act, establishing new chapter . . . . .	212

## TOURISM (See also ECONOMIC DEVELOPMENT)

Statewide tourism marketing account, specifying funding . . . . .	130
Tourism promotion area assessments, applicability of lodging charge exemption to lodging businesses, units, or guests, clarifying . . . . .	68

## TOWING AND TOW TRUCKS

Operators, requiring compensation when dispatched to clear roads . . . . .	320
--	-----

## TRAFFIC (See also LAW ENFORCEMENT AND LAW ENFORCEMENT PERSONNEL; ROADS AND HIGHWAYS; TRAFFIC OFFENSES; TRAFFIC SAFETY COMMISSION; TRANSPORTATION, DEPARTMENT)

Automated traffic safety cameras, provisions . . . . .	307
Cameras, automated traffic safety camera pilot program provisions, temporary provisions to be permanent . . . . .	307
Cameras, automated traffic safety cameras for detecting certain infractions, authority, restrictions, locations, infraction issuance, review, penalties, and additional requirements. . . . .	307
Speed safety cameras, infraction penalties . . . . .	308
Traffic safety cameras, automated, for detecting certain infractions, authority, restrictions, locations, infraction issuance, review, penalties, and additional requirements. . . . .	307
Traffic safety cameras, vehicle-mounted on public transportation, provisions . . . . .	307
Vehicular pursuits by peace officers, reasonable suspicion standard and safety requirement for. . . . .	6

## TRAFFIC OFFENSES (See also DRIVERS AND DRIVERS' LICENSES; TRAFFIC)

Cameras, automated traffic safety camera pilot program provisions, temporary provisions to be permanent . . . . .	307
Cameras, automated traffic safety cameras for detecting certain infractions, authority, restrictions, locations, infraction issuance, review, penalties, and additional requirements. . . . .	307
Cameras, traffic safety cameras, provisions . . . . .	307
Driving under the influence, deferred prosecution of, when substance use or mental health disorder . . . . .	306
Driving under the influence, deferred prosecution, license suspension/probationary license/ignition interlock provisions . . . . .	306
Impaired driving, provisions . . . . .	306
Infractions, automated traffic safety cameras for detecting certain traffic infractions, authorizing use of. . . . .	307
Physical control of vehicle under the influence, provisions . . . . .	306
Traumatic brain injury fee, assessing on traffic camera infractions, when. . . . .	307

## TRAFFIC SAFETY COMMISSION (See also TRAFFIC; TRAFFIC OFFENSES)

Traffic safety cameras, automated, commission annual reporting duties in connection with. . . . .	307
--	-----

## TRANSPORTATION (See also BUDGETS; DRIVERS AND DRIVERS' LICENSES; EMERGENCY MEDICAL SERVICES; ROADS AND HIGHWAYS; SCHOOLS AND SCHOOL DISTRICTS; TRAFFIC; TRANSPORTATION, DEPARTMENT; UTILITIES AND TRANSPORTATION COMMISSION)

Border area motor vehicle fuel tax, expanding possible transportation uses of revenue for certain jurisdictions . . . . .	275
Budget, supplemental 2023-2025 . . . . .	310
Green transportation capital grant program, increasing department discretion for matching funds. . . . .	104
Sandy Williams connecting communities program, removing expiration date . . . . .	106
Transportation network companies, applicability of death benefits . . . . .	184

# SUBJECT INDEX OF 2024 STATUTES

## TRANSPORTATION - con't.

Chapter

Transportation network companies, driver's use of paid sick leave when child's school or place of care closed due to public emergency . . . . . 356

## TRANSPORTATION, DEPARTMENT (See also PUBLIC LANDS; PUBLIC WORKS; ROADS AND HIGHWAYS; TRANSPORTATION)

Graffiti abatement and reduction pilot program, DOT to complete . . . . . 111

Speed safety cameras, developing public-facing website for educating travelling public . . . . . 308

State route number 520, SR 520 corridor improvements west end project, deferral of state and local use taxes for DOT for 24 years after completion of . . . . . 281

## TRIBES AND TRIBAL MEMBERS (See also COLLEGES AND UNIVERSITIES; DISCRIMINATION; EMERGENCY MANAGEMENT AND SERVICES; FIRE PROTECTION; MINORITIES; SCHOOLS AND SCHOOL DISTRICTS; SPECIAL AND SPECIAL PURPOSE DISTRICTS)

American Indian and Alaska Native students, providing schools with guidance and assistance and students with literacy supports . . . . . 202

American Indian and Alaska Natives, residential program under postinpatient housing program for young adults exiting inpatient treatment, authorizing funding for . . . . 175

Apprenticeships, Native American apprentice assistance program, establishing . . . . . 203

Behavioral health, Indian tribal system, improving state system coordination with . . . . 209

Broadband, open-access broadband networks, rural grant and loan program for tribes and local governments for developing . . . . . 86

Colville reservation, confederated tribes of, engaging to potentially update 1998 cooperative fish and wildlife management agreement . . . . . 260

Emergency worker program, of emergency management division, including tribes as part of, requirements for . . . . . 205

Extreme weather protection act, grant program for political subdivisions and tribes . . . 172

Indian health care providers, licensing as establishments for community behavioral health services act purposes . . . . . 204

Native education, office of, grant program to support districts and tribal schools establishing or expanding tribal language education programs . . . . . 202

Public infrastructure damage caused by disaster, emergency assistance to tribes that experience, creating . . . . . 60

School buses, transitioning to zero emissions, purchase and use requirements and grant program . . . . . 345

School curriculum, concerning tribes, renaming as John McCoy (lulilaly<sup>o</sup>) since time immemorial curriculum . . . . . 200

Schools, state-tribal education compacts, curriculum and education program requirements, exempting a school only if option is included in compact . . . . . 206

Schools, state-tribal education compacts, new or revised, provisions relating to state board of education, OSPI to consult with board on . . . . . 206

Schools, tribal, establishing or expanding dual language education, grant program to support districts and tribal schools for . . . . . 202

Schools, tribal, establishing or expanding tribal language education programs, grant program to support districts and tribal schools for . . . . . 202

Schools, tribal, WA state seal of biliteracy, requiring awarding to certain graduating high school students and modifying certain provisions . . . . . 202

Tribal language education programs, establishing or expanding, grant program to support districts and tribal schools for . . . . . 202

Tribal language education, program to support, developing . . . . . 202

Tribal opioid prevention and treatment account, creating to address opioid epidemic in tribal communities . . . . . 210

Warrants, convening work group for implementation of tribal warrants act . . . . . 207

Warrants, specifying procedures for warrants of certified and non-certified tribes . . . . 207

## UNEMPLOYMENT COMPENSATION (See also EMPLOYMENT AND EMPLOYEES; EMPLOYMENT SECURITY DEPARTMENT)

Benefits, overpayments, charging of interest on assessments for, prohibiting, when . . . . . 8

Benefits, paid, not charging to employer experience rating account, modifying provisions . . . . . 51

Benefits, rates for employer voluntary contribution to experience rating account, making certain provisions permanent . . . . . 52

# SUBJECT INDEX OF 2024 STATUTES

## UNEMPLOYMENT COMPENSATION - con't.

Chapter

Unemployment insurance voluntary contribution program, removing sunset on certain provisions . . . . . 52

## UTILITIES (See also ENERGY; FIRE PROTECTION; SOLID WASTE; TELECOMMUNICATIONS)

Clean energy project permits, environmental board final decisions in adjudicative proceedings concerning, appealing directly to court of appeals . . . . . 347  
Clean energy transformation act, greenhouse gas content calculation under, repealing. . . 83  
Climate commitment act, allowing public utilities to abide by confidentiality requirement for auctions . . . . . 277  
Climate commitment act, amounts from receipt/generation/purchase/sale/transfer/retirement of allowances/offset credits/price ceiling units, tax exemptions . . . . . 115  
Combination utilities, definition of, and decarbonization plans, electrification plans, and related requirements . . . . . 351  
Energy independence act, utility's electric load calculation under, excluding voluntary renewable energy purchases from, when . . . . . 278  
Fusion energy facilities, as projects of statewide significance . . . . . 346  
Gas, requiring large gas companies to develop decarbonization plans with electrification plans as a component . . . . . 351  
Public utility districts, permitting the sale of biogenic carbon dioxide and other biogas-processing coproducts . . . . . 271  
Thermal energy networks, nonemitting, ownership, operation, and/or management by PUDs and certain utilities . . . . . 348

## UTILITIES AND TRANSPORTATION COMMISSION (See also SOLID WASTE; TRANSPORTATION; UTILITIES)

Gas decarbonization plans and electrification plans, requirements and establishment of cost targets for, UTC role . . . . . 351

## VACCINATION AND VACCINES

Vaccines, modifying definition for purposes of Washington vaccine association . . . . . 41

## VETERANS (See also MILITARY; RETIREMENT AND PENSIONS; VETERANS AFFAIRS, DEPARTMENT)

Benefits, state veterans' benefits, eligibility for, expanding . . . . . 146  
Definition of "veteran", for state benefits and programs eligibility, adding persons who have received a "qualifying discharge" . . . . . 146  
Disabilities, veterans with, property tax exemption program, accessory dwelling unit as residence that qualifies for . . . . . 119  
Disabled, tax exemptions for nonprofit adaptive recreational and rehabilitation facilities for . . . . . 141  
Higher education institutions, early course registration for veterans and their spouses, domestic partners, and dependents . . . . . 89  
Programs, state programs for veterans, eligibility for, expanding . . . . . 146  
Sexual orientation, gender identity, or gender expression, veterans separated in connection with, state veterans benefits eligibility for . . . . . 146  
Widows and widowers, modifying property tax exemption . . . . . 334

## VETERANS AFFAIRS, DEPARTMENT (See also MILITARY; PROFESSIONS; VETERANS)

State veterans benefits and programs, outreach program for veterans with a qualifying discharge, DVA to develop . . . . . 146

## VETERINARIANS

Veterinarian health program, implemented via contract with WA physicians health program, increasing license surcharge fees . . . . . 15

## VICTIMS OF CRIMES (See also CIVIL LEGAL AID, OFFICE; DOMESTIC RELATIONS; FIREARMS; JUVENILES AND JUVENILE COURT; RECORDS; SECRETARY OF STATE; SEX OFFENSES AND OFFENDERS)

Compensation, removing cooperation requirement . . . . . 298  
Court proceedings, ensuring access and permitting remote attendance . . . . . 297

# SUBJECT INDEX OF 2024 STATUTES

---

Chapter

## **VOLUNTEERS AND VOLUNTEERING**

Fish and wildlife, department of, authorizing cooperation . . . . . 160

## **WAGES AND SALARIES (See also HOURS; PUBLIC ASSISTANCE; PUBLIC WORKS)**

Consumer directed employers, standards for minimum wage and compensable overtime for individual providers employed by. . . . . 224  
Equal pay and opportunities act, including protected classes in provisions of. . . . . 353  
Long-term care individual providers employed by a consumer directed employer, minimum wage and compensable overtime standards for. . . . . 224  
Wage recovery, work group to develop strategies for workers seeking, convening. . . . . 149

## **WATER RIGHTS**

Adjudication, appointment of water commissioners and referees . . . . . 268  
Adjudication, consent of parties not required for court-appointed referee to hear . . . . . 268  
U.S. bureau of reclamation, rights for water use within Columbia river basin project held by, application for acreage change. . . . . 108

## **WILDLIFE (See also FARMS AND FARMING; FISH AND WILDLIFE, DEPARTMENT; HUNTING)**

Birds, avian salmon predation work group, convening to identify species/remedies/restrictions for overpopulated species . . . . . 72  
Deer and elk, expanding limits for commercial crop damage claims. . . . . 264  
Wolves, management on Colville reservation, engaging to potentially update 1998 cooperative fish and wildlife management agreement. . . . . 260

## **WOMEN (See also ABORTION; DISCRIMINATION; LAW ENFORCEMENT AND LAW ENFORCEMENT PERSONNEL; SEX OFFENSES AND OFFENDERS; SPORTS AND RECREATION; VICTIMS OF CRIMES)**

Assisted reproduction, provider implanting of own gametes or reproductive material without consent, as 3rd degree assault. . . . . 220  
Construction, requiring accommodation for workers who menstruate or express milk . . . . . 258  
Maternity support services program, requiring update to increase equity and healthier birth outcomes . . . . . 213  
Reproductive health care services, lawful participation by health professionals in, harmonizing statutory language relating to . . . . . 14

## **WORKER TRAINING AND WORKFORCE NEEDS (See also FARMS AND FARMING; SCHOOLS AND SCHOOL DISTRICTS)**

Workforce housing accelerator revolving loan fund program, creating . . . . . 142  
Workforce housing, affordable housing infrastructure and facilities, using rural public facilities sales and use tax moneys for . . . . . 58

## **WORKERS' COMPENSATION (See also LABOR; LABOR AND INDUSTRIES, DEPARTMENT)**

Disability, temporary total, compensation for day of injury and 3-days following, reducing length of period for qualifying for . . . . . 144  
Firefighters risk classes premiums, using portion for employers for safety intervention assessment and training participation . . . . . 31  
Return to work, monetary incentives and basic skills development training . . . . . 90  
Transportation network companies, applicability of death benefits . . . . . 184



## **STATE MEASURES FILED WITH THE SECRETARY OF STATE**

---

### **INITIATIVES TO THE PEOPLE**

For information on Initiatives to the People, see <http://secstate.wa.gov/elections/initiatives/statistics.aspx>. For additional information, call the Office of the Secretary of State at (360) 902-4180.

### **INITIATIVES TO THE LEGISLATURE**

For information on Initiatives to the Legislature, see <http://secstate.wa.gov/elections/initiatives/statistics.aspx>. For additional information, call the Office of the Secretary of State at (360) 902-4180.

### **REFERENDUM MEASURES**

For information on Referendum Measures, see <http://secstate.wa.gov/elections/initiatives/statistics.aspx>. For additional information, call the Office of the Secretary of State at (360) 902-4180.

### **REFERENDUM BILLS**

For information on Referendum Bills, see <http://secstate.wa.gov/elections/initiatives/statistics.aspx>. For additional information, call the Office of the Secretary of State at (360) 902-4180.



## HISTORY OF CONSTITUTIONAL AMENDMENTS ADOPTED SINCE STATEHOOD

- No. 1. Section 5, Article XVI. Re: **Permanent School Fund.** Adopted November, 1894.
- No. 2. Section 1, Article VI. Re: **Qualification of Electors.** Adopted November, 1896.
- No. 3. Section 2, Article VII. Re: **Uniform Rates of Taxation.** Adopted November, 1900.
- No. 4. Section 11, Article I. Re: **Religious Freedom.** Adopted November, 1904.
- No. 5. Section 1, Article VI. Re: **Equal Suffrage.** Adopted November, 1910.
- No. 6. Section 10, Article III. Re: **Succession in Office of Governor.** Adopted November, 1910.
- No. 7. Section 1, Article II. Re: **Initiative and Referendum.** Adopted November, 1912.
- No. 8. Adding Sections 33 and 34, Article I. Re: **Recall.** Adopted November, 1912.
- No. 9. Section 16, Article I. Re: **Taking of Private Property.** Adopted November, 1922.
- No. 10. Section 22, Article I. Re: **Right of Appeal.** Adopted November, 1922.
- No. 11. Section 4, Article VIII. Re: **Appropriation.** Adopted November, 1922.
- No. 12. Section 5, Article XI. Re: **Consolidation of County Offices.** Adopted November, 1924.
- No. 13. Section 15, Article II. Re: **Vacancies in the Legislature.** Adopted November, 1930.
- No. 14. Article VII. Re: **Revenue and Taxation.** Adopted November, 1930.
- No. 15. Section 1, Article XV. Re: **Harbors and Harbor Areas.** Adopted November, 1932.
- No. 16. Section 11, Article XII. Re: **Double Liability of Stockholders.** Adopted November, 1940.
- No. 17. Section 2, Article VII. Re: **40-Mill Tax Limit.** Adopted November, 1944.
- No. 18. Adding Section 40, Article II. Re: **Restriction of motor vehicle license fees and excise taxes on motor fuels to highway purposes only.** Adopted November, 1944.
- No. 19. Adding Section 3, Article VII. Re: **State to tax the United States and its instrumentalities to the extent that the laws of the United States will allow.** Adopted November, 1946.
- No. 20. Adding Section 1, Article XXVIII. Re: **Legislature to fix the salaries of state elective officials.** Adopted November, 1948.
- No. 21. Section 4, Article XI. Re: **Permit counties to adopt "Home Rule" charters.** Adopted November, 1948.
- No. 22. Repealing Section 7 of Article XI. Re: **County elective officials.** (These officials can now hold same office more than two terms in succession.) Adopted November, 1948.
- No. 23. Adding Section 16, Article XI. Re: **Permitting the formation, under a charter, of combined city and county municipal corporations having a population of 300,000 or more.** Adopted November, 1948.
- No. 24. Article II, Section 33. Re: **Permitting ownership of land by Canadians who are citizens of provinces wherein citizens of the State of Washington may own land.** (All provinces of Canada authorize such ownership.) Adopted November, 1950.

## HISTORY OF ADOPTED CONSTITUTIONAL AMDTS.

---

- No. 25. Adding Section 3(a), Article IV. Re: **Establishing Retirement Age for Judges of Supreme and Superior Courts.** Adopted November, 1952.
- No. 26. Adding Section 41, Article II. Re: **Permitting the Legislature to Amend Initiative Measures.** Adopted November, 1952.
- No. 27. Section 6, Article VIII. Re: **Extending Bonding Powers of School Districts.** Adopted November, 1952.
- No. 28. Sections 6 and 10, Article IV. Re: **Increasing Monetary Jurisdiction of Justice Courts.** Adopted November, 1952.
- No. 29. Article II, Section 33. Re: **Redefining "Alien," thereby permitting the Legislature to determine the policy of the state respecting the ownership of land by corporations having alien shareholders.** Adopted November, 1954.
- No. 30. Adding Section 1A, Article II. Re: **Increasing the number of signatures necessary to certify a state initiative or referendum measure.** Adopted November, 1956.
- No. 31. Section 25, Article III. Re: **Removing the restriction prohibiting the state treasurer from being elected for more than one successive term.** Adopted November, 1956.
- No. 32. Section 2, Article XV. Re: **Filling vacancies in the state legislature.** Adopted November, 1956.
- No. 33. Section 1, Article XXIV. Re: **Modification of state boundaries by compact.** Adopted November, 1958.
- No. 34. Section 11, Article I. Re: **Employment of chaplains at state institutions.** Adopted November, 1958.
- No. 35. Section 25, Article II. Re: **Pensions and Employees' Extra Compensation.** Adopted November, 1958.
- No. 36. Section 1, Article II by adding a new subsection (e). Re: **Publication and Distribution of Voters' Pamphlet.** Adopted November, 1962.
- No. 37. Section 1, Article XXIII. Re: **Publication of Proposed Constitutional Amendments.** Adopted November, 1962.
- No. 38. Adding Section 2(c), Article IV. Re: **Temporary Performance of Judicial Duties.** Adopted November, 1962.
- No. 39. Adding Section 42, Article II. Re: **Governmental Continuity During Emergency Periods.** Adopted November, 1962.
- No. 40. Section 10, Article XI. Re: **Lowering minimum population for first class cities from 20,000 to 10,000. Also changing newspaper publication requirements for proposed charters.** Adopted November, 1964.
- No. 41. Section 29, Article IV. Re: **Election of Superior Court Judges.** Adopted November, 1966.
- No. 42. Repealing Section 33, Article II and Amendments 24 and 29. Re: **Alien Ownership of Lands.** Adopted November, 1966.
- No. 43. Section 3, Article IX. Re: **Funds for Support of the Common Schools.** Adopted November, 1966.

## HISTORY OF ADOPTED CONSTITUTIONAL AMDTS.

---

- No. 44. Section 5, Article XVI. Re: **Investment of Permanent Common School Fund.** Adopted November, 1966.
- No. 45. Adding Section 8, Article VIII. Re: **Port Expenditures—Industrial Development—Promotion.** Adopted November, 1966.
- No. 46. Adding Section 1A, Article VI. Re: **Voter Qualifications for Presidential Elections.** Adopted November, 1966.
- No. 47. Adding Section 10, Article VII. Re: **Retired Persons Property Tax Exemption.** Adopted November, 1966.
- No. 48. Section 3, Article VIII. Re: **Public Special Indebtedness, How Authorized.** Adopted November, 1966.
- No. 49. Adding Section 1, Article XXIX. Re: **Investments of Public Pension and Retirement Funds.** Adopted November, 1968.
- No. 50. Adding Section 30, Article IV. Re: **Court of Appeals.** Adopted November, 1968.
- No. 51. Adding Section 9, Article VIII. Re: **State Building Authority.** Adopted November, 1968.
- No. 52. Section 15, Article II. Re: **Vacancies in Legislature and in Partisan County Elective Office.** Also amending Section 6, Article XI. Re: **Vacancies in Township, Precinct or Road District Office.** Adopted November, 1968.
- No. 53. Adding Section 11, Article VII. Re: **Taxation Based on Actual Use.** Adopted November, 1968.
- No. 54. Adding Section 1, Article XXX. Re: **Authorizing Compensation Increase During Term.** Adopted November, 1968.
- No. 55. Section 2, Article VII. Re: **Limitation on Levies.** Adopted November, 1972.
- No. 56. Section 24, Article II. Re: **Lotteries and Divorce.** Adopted November, 1972.
- No. 57. Section 5, Article XI. Re: **County Government.** Adopted November, 1972.
- No. 58. Section 16, Article XI. Re: **Combined City-County.** Adopted November, 1972.
- No. 59. Section 2, Article VII. Re: **Limitation on Levies.** Adopted November, 1972.
- No. 60. Section 1, Article VIII. Re: **State Debt.** Also amending Section 3, Article VIII. Re: **Special Indebtedness, How Authorized.** Approved November, 1972.
- No. 61. Adding new Article XXXI. Re: **Sex Equality, Rights and Responsibilities.** Adopted November, 1972.
- No. 62. Section 12, Article III. Re: **Veto Power.** Adopted November, 1974.
- No. 63. Section 1, Article VI. Re: **Qualifications of Electors.** Adopted November, 1974.
- No. 64. Section 2, Article VII. Re: **Limitation on Levies.** Adopted November, 1976.
- No. 65. Section 6, Article IV. Re: **Jurisdiction of Superior Courts.** Also amending Section 10, Article IV. Re: **Justices of the Peace.** Adopted November, 1976.
- No. 66. Section 18, Article XII. Re: **Rates for Transportation.** Adopted November, 1977.
- No. 67. Repealing Section 14, Article XII. Re: **Prohibition Against Combinations by Carriers.** Adopted November, 1977.

## HISTORY OF ADOPTED CONSTITUTIONAL AMDTS.

---

- No. 68. Section 12, Article II. Re: **Legislative Sessions, When—Duration.** Adopted November, 1979.
- No. 69. Section 13, Article II. Re: **Limitation on Members Holding Office in the State.** Adopted November, 1979.
- No. 70. Adding Section 10, Article VIII. Re: **Residential Energy Conservation.** Adopted November, 1979.
- No. 71. Adding Section 31, Article IV. Re: **Judicial Qualifications Commission—Removal, Censure, Suspension, or Retirement of Judges or Justices.** Adopted November, 1980.
- No. 72. Sections 1 and 1(a), Article II. Re: **Legislative Powers, Where Vested and Initiative and Referendum, Signatures Required.** Adopted November, 1981.
- No. 73. Adding Section 1, Article XXXII. Re: **Special Revenue Financing.** Adopted November, 1981.
- No. 74. Adding Section 43, Article II. Re: **Redistricting.** Adopted November, 1983.
- No. 75. Section 1, Article XXIX. Re: **May be Invested as Authorized by Law.** Adopted November, 1985.
- No. 76. Adding Section 11, Article VIII. Re: **Agricultural Commodity Assessments—Development, Promotion, and Hosting.** Adopted November, 1985.
- No. 77. Section 31, Article IV. Re: **Commission on Judicial Conduct—Removal, Censure, Suspension, or Retirement of Judges or Justices—Proceedings.** Adopted November, 1986.
- No. 78. Section 1, Article XXVIII. Re: **Salaries for Legislators, Elected State Officials, and Judges—Independent Commission—Referendum.** Adopted November, 1986.
- No. 79. Section 2, Article VII. Re: **Limitation on Levies.** Adopted November, 1986.
- No. 80. Section 7, Article IV. Re: **Exchange of judges—Judge Pro Tempore.** Adopted November, 1987.
- No. 81. Section 1, Article VII. Re: **Taxation.** Adopted November, 1988.
- No. 82. Section 10, Article VIII. Re: **Residential Energy Conservation.** Adopted November, 1988.
- No. 83. Section 3, Article VI. Re: **Who disqualified.** Also amending Section 1, Article XIII. Re: **Educational, reformatory and penal institutions.** Adopted November, 1988.
- No. 84. Adding Section 35, Article I. Re: **Victims of Crimes—Rights.** Adopted November, 1989.
- No. 85. Section 31, Article IV. Re: **Commission on Judicial Conduct.** Adopted November, 1989.
- No. 86. Section 10, Article VIII. Re: **Energy and Water Conservation Assistance.** Adopted November, 1989.
- No. 87. Section 6, Article IV. Re: **Jurisdiction of Superior Courts.** Adopted November, 1993.
- No. 88. Section 11, Article I. Re: **Religious Freedom.** Adopted November, 1993.
- No. 89. Section 3, Article 4. Re: **Election and Terms of Supreme Court Judges.** Adopted November, 1995.
- No. 90. Section 2, Article VII. Re: **Limitation on levies.** Adopted November, 1997.

## HISTORY OF ADOPTED CONSTITUTIONAL AMDTS.

---

- No. 91. Section 10, Article VIII. Re: **Energy, water, or stormwater or sewer services conservation assistance.** Adopted November, 1997.
- No. 92. Section 1, Article VIII. Re: **State debt.** Adopted November, 1999.
- No. 93. Section 1, Article XXIX. Re: **May be invested as authorized by law.** Adopted November, 2000.
- No. 94. Section 7, Article IV. Re: **Exchange of judges - Judge pro tempore.** Adopted November, 2001.
- No. 95. Section 2, Article VII. Re: **Limitation on levies.** Adopted November, 2002.
- No. 96. Section 15, Article II. Re: **Vacancies in legislative and in partisan county elective office.** Adopted November 2003.
- No. 97. Section 31, Article IV. Re: **Commission on judicial conduct.** Adopted November, 2005.
- No. 98. Section 1, Article VII. Re: **Taxation.** Adopted November 2006.
- No. 99. Section 12, Article VII. Re: **Budget stabilization account.** Adopted November 2007.
- No. 100. Section 29, Article II. Re: **Convict labor.** Adopted November 2007.
- No. 101. Section 2, Article VII. Re: **Limitation of levies.** Adopted November 2007.
- No. 102. Section 6, Article XVI. Re: **Investment of higher education permanent funds.** Adopted November 2007.
- No. 103. Section 1, Article VIII. Re: **State debt.** Adopted November 2010.
- No. 104. Section 20, Article I. Re: **Bail, when authorized.** Adopted November 2010.
- No. 105. Section 1A, Article VI. Re: **Voter qualifications for presidential elections.** Adopted November 2011.
- No. 106. Section 12, Article VII. Re: **Budget stabilization account.** Adopted November 2011.
- No. 107. Section 1, Article VIII. Re: **State debt.** Adopted November 2012.
- No. 108. Section 43, Article II. Re: **Redistricting.** Adopted November 2016.
- No. 109. Section 42, Article II. Re: **Governmental continuity during emergency periods.** Adopted November 2019.