ANK ACT Relating to fiscal matters; amending RCW 28A.300.380, 28A.400.205, 28A.405.415, 28A.415.250, 28A.415.315, 28A.500.030, 28A.500.040, 28A.505.220, 28B.50.465, 28B.50.468, 28B.105.110, 41.48.060, 43.08.190, 43.10.180, 43.79.460, 43.215.125, 70.93.180, 74.08A.340, 74.31.060, 79.64.040, 79.105.150, and 84.52.0531; reenacting and amending RCW 43.135.045 and 70.105D.070; creating new sections; making appropriations; providing an expiration date; and declaring an emergency.

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

NEW SECTION. Sec. 1. (1) A budget is hereby adopted and, subject to the provisions set forth in the following sections, the several amounts specified in parts I through IX of this act, or so much thereof as shall be sufficient to accomplish the purposes designated, are hereby appropriated and authorized to be incurred for salaries, wages, and other expenses of the agencies and offices of the state and for other specified purposes for the fiscal biennium beginning July 1, 2009, and ending June 30, 2011, except as otherwise provided, out of the several funds of the state hereinafter named.
(2) Unless the context clearly requires otherwise, the definitions in this section apply throughout this act.

(a) "Fiscal year 2010" or "FY 2010" means the fiscal year ending June 30, 2010.

(b) "Fiscal year 2011" or "FY 2011" means the fiscal year ending June 30, 2011.

(c) "FTE" means full time equivalent.

(d) "Lapse" or "revert" means the amount shall return to an unappropriated status.

(e) "Provided solely" means the specified amount may be spent only for the specified purpose. Unless otherwise specifically authorized in this act, any portion of an amount provided solely for a specified purpose which is not expended subject to the specified conditions and limitations to fulfill the specified purpose shall lapse.

PART I
GENERAL GOVERNMENT

NEW SECTION. Sec. 101. FOR THE HOUSE OF REPRESENTATIVES
General Fund--State Appropriation (FY 2010) . . . . . . . . $37,608,000
General Fund--State Appropriation (FY 2011) . . . . . . . . $38,189,000
TOTAL APPROPRIATION . . . . . . . . . . . . . . . . . . . . . $75,797,000

NEW SECTION. Sec. 102. FOR THE SENATE
General Fund--State Appropriation (FY 2010) . . . . . . . . $27,666,000
General Fund--State Appropriation (FY 2011) . . . . . . . . $29,995,000
TOTAL APPROPRIATION . . . . . . . . . . . . . . . . . . . . . $57,661,000

NEW SECTION. Sec. 103. FOR THE JOINT LEGISLATIVE AUDIT AND REVIEW COMMITTEE
General Fund--State Appropriation (FY 2010) . . . . . . . . $3,094,000
General Fund--State Appropriation (FY 2011) . . . . . . . . $3,170,000
TOTAL APPROPRIATION . . . . . . . . . . . . . . . . . . . . . $6,264,000

NEW SECTION. Sec. 104. FOR THE LEGISLATIVE EVALUATION AND ACCOUNTABILITY PROGRAM COMMITTEE
General Fund--State Appropriation (FY 2010) . . . . . . . . $1,915,000
General Fund--State Appropriation (FY 2011) . . . . . . . . $2,101,000
NEW SECTION. Sec. 105. FOR THE OFFICE OF THE STATE ACTUARY
General Fund--State Appropriation (FY 2010) .................. $25,000
General Fund--State Appropriation (FY 2011) .................. $25,000
Department of Retirement Systems Expense
Account--State Appropriation ................................. $3,626,000
TOTAL APPROPRIATION ...................................... $3,676,000

NEW SECTION. Sec. 106. FOR THE JOINT LEGISLATIVE SYSTEMS COMMITTEE
General Fund--State Appropriation (FY 2010) .................. $10,168,000
General Fund--State Appropriation (FY 2011) .................. $12,781,000
TOTAL APPROPRIATION ...................................... $22,949,000

NEW SECTION. Sec. 107. FOR THE STATUTE LAW COMMITTEE
General Fund--State Appropriation (FY 2010) .................. $5,117,000
General Fund--State Appropriation (FY 2011) .................. $5,554,000
TOTAL APPROPRIATION ...................................... $10,671,000

NEW SECTION. Sec. 108. FOR THE REDISTRICTING COMMISSION
General Fund--State Appropriation (FY 2011) .................. $663,000

NEW SECTION. Sec. 109. LEGISLATIVE AGENCIES. In order to achieve operating efficiencies within the financial resources available to the legislative branch, the executive rules committee of the house of representatives and the facilities and operations committee of the senate by joint action may transfer funds among the house of representatives, senate, joint legislative audit and review committee, legislative evaluation and accountability program committee, legislative transportation committee, office of the state actuary, joint legislative systems committee, and statute law committee.

NEW SECTION. Sec. 110. FOR THE SUPREME COURT
General Fund--State Appropriation (FY 2010) .................. $7,735,000
General Fund--State Appropriation (FY 2011) .................. $7,917,000
TOTAL APPROPRIATION ...................................... $15,652,000
NEW SECTION.  Sec. 111. FOR THE LAW LIBRARY
General Fund--State Appropriation (FY 2010) ................ $2,338,000
General Fund--State Appropriation (FY 2011) ................ $2,345,000
TOTAL APPROPRIATION .............................................. $4,683,000

NEW SECTION.  Sec. 112. FOR THE COURT OF APPEALS
General Fund--State Appropriation (FY 2010) ................ $17,777,000
General Fund--State Appropriation (FY 2011) ................ $18,206,000
TOTAL APPROPRIATION .............................................. $35,983,000

NEW SECTION.  Sec. 113. FOR THE COMMISSION ON JUDICIAL CONDUCT
General Fund--State Appropriation (FY 2010) ................ $1,130,000
General Fund--State Appropriation (FY 2011) ................ $1,183,000
TOTAL APPROPRIATION .............................................. $2,313,000

NEW SECTION.  Sec. 114. FOR THE ADMINISTRATOR FOR THE COURTS
General Fund--State Appropriation (FY 2010) ................ $33,243,000
General Fund--State Appropriation (FY 2011) ................ $33,429,000
Public Safety and Education
   Account--State Appropriation (FY 2010) .................... $24,551,000
   Public Safety and Education
   Account--State Appropriation (FY 2011) .................... $24,374,000
   Equal Justice Subaccount of the Public Safety and
   Education Account--State Appropriation (FY 2010) .... $3,175,000
   Equal Justice Subaccount of the Public Safety and
   Education Account--State Appropriation (FY 2011) .... $3,175,000
   Judicial Information Systems Account--State
   Appropriation ....................................................... $43,879,000
   TOTAL APPROPRIATION ............................................ $165,826,000

NEW SECTION.  Sec. 115. FOR THE OFFICE OF PUBLIC DEFENSE
General Fund--State Appropriation (FY 2010) ................ $18,746,000
General Fund--State Appropriation (FY 2011) ................ $17,748,000
Public Safety and Education Account--State
   Appropriation (FY 2010) .......................................... $7,084,000
   Public Safety and Education Account--State
   Appropriation (FY 2011) .......................................... $7,028,000
   Equal Justice Subaccount of the Public Safety and
NEW SECTION.  Sec. 116. FOR THE OFFICE OF CIVIL LEGAL AID

General Fund--State Appropriation (FY 2010) ............. $7,361,000
General Fund--State Appropriation (FY 2011) ............. $7,612,000
Public Safety and Education
   Account--State Appropriation (FY 2010) ............. $2,326,000
   Account--State Appropriation (FY 2011) ............. $2,380,000
Equal Justice Subaccount of the Public Safety and
   Education Account--State Appropriation (FY 2010) ........ $927,000
   Education Account--State Appropriation (FY 2011) ........ $927,000
Violence Reduction and Drug Enforcement
   Account--State Appropriation (FY 2010) ............. $1,494,000
   Account--State Appropriation (FY 2011) ............. $1,493,000
TOTAL APPROPRIATION ................. $24,520,000

The appropriations in this section are subject to the following conditions and limitations:
(1) $40,000 of the general fund--state appropriation for fiscal year 2010 and $40,000 of the general fund--state appropriation for fiscal year 2011 are provided solely to continue support for the existing agricultural dispute resolution system funded through the office of civil legal aid for disputes between farmers and farm workers.
(2) An amount not to exceed $40,000 of the general fund--state appropriation for fiscal year 2010 and an amount not to exceed $40,000 of the general fund--state appropriation for fiscal year 2011 may be used to provide telephonic legal advice and assistance to otherwise
eligible persons who are sixty years of age or older on matters
authorized by RCW 2.53.030(2)(a) through (k) regardless of household
income or asset level.

<table>
<thead>
<tr>
<th>NEW SECTION.</th>
<th>Sec. 117. FOR THE OFFICE OF THE GOVERNOR</th>
</tr>
</thead>
<tbody>
<tr>
<td>General Fund--State Appropriation (FY 2010)</td>
<td>$6,409,000</td>
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<td>General Fund--State Appropriation (FY 2011)</td>
<td>$6,426,000</td>
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<td>Economic Development Strategic Reserve</td>
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<tr>
<td>Account--State Appropriation</td>
<td>$6,500,000</td>
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<td>TOTAL APPROPRIATION</td>
<td>$19,335,000</td>
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<th>NEW SECTION.</th>
<th>Sec. 118. FOR THE LIEUTENANT GOVERNOR</th>
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<tbody>
<tr>
<td>General Fund--State Appropriation (FY 2010)</td>
<td>$733,000</td>
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<tr>
<td>General Fund--State Appropriation (FY 2011)</td>
<td>$754,000</td>
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<tr>
<td>General Fund--Private/Local Appropriation</td>
<td>$90,000</td>
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<td>TOTAL APPROPRIATION</td>
<td>$1,577,000</td>
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<table>
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<tr>
<th>NEW SECTION.</th>
<th>Sec. 119. FOR THE PUBLIC DISCLOSURE COMMISSION</th>
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<tr>
<td>General Fund--State Appropriation (FY 2010)</td>
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<td>General Fund--State Appropriation (FY 2011)</td>
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<td>TOTAL APPROPRIATION</td>
<td>$4,961,000</td>
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<th>NEW SECTION.</th>
<th>Sec. 120. FOR THE SECRETARY OF STATE</th>
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<tr>
<td>General Fund--State Appropriation (FY 2010)</td>
<td>$22,265,000</td>
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<td>General Fund--State Appropriation (FY 2011)</td>
<td>$22,449,000</td>
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<tr>
<td>General Fund--Federal Appropriation</td>
<td>$8,149,000</td>
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<tr>
<td>Archives and Records Management Account--State</td>
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<tr>
<td>Appropriation</td>
<td>$8,978,000</td>
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<tr>
<td>Department of Personnel Service Account--State</td>
<td></td>
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<tr>
<td>Appropriation</td>
<td>$766,000</td>
</tr>
<tr>
<td>Local Government Archives Account--State Appropriation</td>
<td>$11,842,000</td>
</tr>
<tr>
<td>Election Account--Federal Appropriation</td>
<td>$29,723,000</td>
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<td>TOTAL APPROPRIATION</td>
<td>$102,172,000</td>
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</table>

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

(1) $4,101,000 of the general fund--state appropriation for fiscal
year 2010 is provided solely to reimburse counties for the state's
share of primary and general election costs and the costs of conducting
mandatory recounts on state measures. Counties shall be reimbursed only for those odd-year election costs that the secretary of state validates as eligible for reimbursement.

(2)(a) $1,932,000 of the general fund--state appropriation for fiscal year 2010, and $2,095,000 of the general fund--state appropriation for fiscal year 2011 are provided solely for contracting with a nonprofit organization to produce gavel-to-gavel television coverage of state government deliberations and other events of statewide significance during the 2009-2011 biennium. The funding level for each year of the contract shall be based on the amount provided in this subsection. The nonprofit organization shall be required to raise contributions or commitments to make contributions, in cash or in kind, in an amount equal to forty percent of the state contribution. The office of the secretary of state may make full or partial payment once all criteria in this subsection have been satisfactorily documented.

(b) The legislature finds that the commitment of 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.
NEW SECTION.  Sec. 121. FOR THE GOVERNOR'S OFFICE OF INDIAN AFFAIRS

General Fund--State Appropriation (FY 2010) .................... $275,000
General Fund--State Appropriation (FY 2011) .................... $286,000
TOTAL APPROPRIATION ........................................ $561,000

The appropriations in this section are subject to the following conditions and limitations: The office shall assist the department of personnel 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 personnel shall be responsible for all of the administrative aspects of the training, including the billing and collection of the fees for the training.

NEW SECTION.  Sec. 122. FOR THE COMMISSION ON ASIAN PACIFIC AMERICAN AFFAIRS

General Fund--State Appropriation (FY 2010) .................... $262,000
General Fund--State Appropriation (FY 2011) .................... $251,000
TOTAL APPROPRIATION ........................................ $513,000

NEW SECTION.  Sec. 123. FOR THE STATE TREASURER

State Treasurer's Service Account--State Appropriation .............. $15,755,000

NEW SECTION.  Sec. 124. FOR THE STATE AUDITOR

General Fund--State Appropriation (FY 2010) .................... $735,000
General Fund--State Appropriation (FY 2011) .................... $746,000
State Auditing Services Revolving Account--State Appropriation ...... $12,728,000
TOTAL APPROPRIATION ........................................ $14,209,000

The appropriations in this section are subject to the following conditions and limitations: Audits of school districts by the division of municipal corporations shall include findings regarding the accuracy of: (1) Student enrollment data; and (2) the experience and education of the district's certified instructional staff, as reported to the superintendent of public instruction for allocation of state funding.

HB 1244  p. 8
NEW SECTION.  Sec. 125. FOR THE CITIZENS' COMMISSION ON SALARIES FOR ELECTED OFFICIALS

General Fund--State Appropriation (FY 2010) ............. $163,000
General Fund--State Appropriation (FY 2011) ............. $232,000
TOTAL APPROPRIATION ...................................... $395,000

NEW SECTION.  Sec. 126. FOR THE ATTORNEY GENERAL

General Fund--State Appropriation (FY 2010) ............. $5,192,000
General Fund--State Appropriation (FY 2011) ............. $5,515,000
General Fund--Federal Appropriation ...................... $4,026,000
Public Safety and Education Account--State
  Appropriation (FY 2010) ..................................... $1,202,000
Public Safety and Education Account--State
  Appropriation (FY 2011) ..................................... $1,243,000
New Motor Vehicle Arbitration Account--State
  Appropriation .................................................. $1,354,000
Legal Services Revolving Account--State Appropriation .. $222,583,000
Tobacco Prevention and Control Account--State
  Appropriation .................................................. $270,000
TOTAL APPROPRIATION .......................................... $241,385,000

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

(1) The attorney general shall report each fiscal year on actual legal services expenditures and actual attorney staffing levels for each agency receiving legal services. The report shall be submitted to the office of financial management and the fiscal committees of the senate and house of representatives no later than ninety days after the end of each fiscal year. As part of its by agency report to the legislative fiscal committees and the office of financial management, the office of the attorney general shall include information detailing the agency's expenditures for its agency-wide overhead and a breakdown by division of division administration expenses.

(2) Prior to entering into any negotiated settlement of a claim against the state that exceeds five million dollars, the attorney general shall notify the director of financial management and the chairs of the senate committee on ways and means and the house of representatives committee on ways and means.
### NEW SECTION. Sec. 127. FOR THE CASELOAD FORECAST COUNCIL

<table>
<thead>
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<th>Description</th>
<th>Amount</th>
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<tbody>
<tr>
<td>General Fund--State Appropriation (FY 2010)</td>
<td>$784,000</td>
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<tr>
<td>General Fund--State Appropriation (FY 2011)</td>
<td>$786,000</td>
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<td><strong>TOTAL APPROPRIATION</strong></td>
<td><strong>$1,570,000</strong></td>
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### NEW SECTION. Sec. 128. FOR THE DEPARTMENT OF COMMUNITY, TRADE, AND ECONOMIC DEVELOPMENT

<table>
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<tr>
<th>Description</th>
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<tr>
<td>General Fund--State Appropriation (FY 2010)</td>
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<tr>
<td>General Fund--State Appropriation (FY 2011)</td>
<td>$62,107,000</td>
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<tr>
<td>General Fund--Federal Appropriation</td>
<td>$251,707,000</td>
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<tr>
<td>General Fund--Private/Local Appropriation</td>
<td>$14,707,000</td>
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<td>Public Safety and Education Account--State Appropriation (FY 2010)</td>
<td>$5,313,000</td>
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<tr>
<td>Public Safety and Education Account--State Appropriation (FY 2011)</td>
<td>$5,262,000</td>
</tr>
<tr>
<td>Public Works Assistance Account--State Appropriation</td>
<td>$3,018,000</td>
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<tr>
<td>Tourism Development and Promotion Account--State Appropriation</td>
<td>$1,004,000</td>
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<tr>
<td>Drinking Water Assistance Administrative Account--State Appropriation</td>
<td>$439,000</td>
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<tr>
<td>Lead Paint Account--State Appropriation</td>
<td>$18,000</td>
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<tr>
<td>Building Code Council Account--State Appropriation</td>
<td>$1,190,000</td>
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<tr>
<td>Home Security Fund Account--State Appropriation</td>
<td>$16,718,000</td>
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<td>Affordable Housing for All Account--State Appropriation</td>
<td>$11,900,000</td>
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<tr>
<td>Independent Youth Housing Account--State Appropriation</td>
<td>$83,000</td>
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<tr>
<td>Financial Fraud and Identity Theft Crimes Investigation and Prosecution Account--State Appropriation</td>
<td>$678,000</td>
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<tr>
<td>Low-Income Weatherization Assistance Account--State Appropriation</td>
<td>$8,387,000</td>
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<tr>
<td>Manufacturing Innovation and Modernization Account--State Appropriation</td>
<td>$246,000</td>
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<tr>
<td>Community and Economic Development Fee Account--State Appropriation</td>
<td>$1,844,000</td>
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<tr>
<td>Washington Housing Trust Account--State Appropriation</td>
<td>$26,873,000</td>
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<tr>
<td>Manufactured Housing Account--State Appropriation</td>
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<td>Public Facility Construction Loan Revolving Account--State Appropriation</td>
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</tr>
<tr>
<td><strong>TOTAL APPROPRIATION</strong></td>
<td><strong>$473,084,000</strong></td>
</tr>
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</table>
The appropriations in this section are subject to the following conditions and limitations:

(1) $1,987,000 of the general fund--state appropriation for fiscal year 2010 and $1,987,000 of the general fund--state appropriation for fiscal year 2011 are provided solely for a contract with the Washington technology center for work essential to the mission of the Washington technology center and conducted in partnership with universities.

(2) Repayments of outstanding loans granted under RCW 43.63A.600, the mortgage and rental assistance program, shall be remitted to the department, including any current revolving account balances. The department shall collect payments on outstanding loans, and deposit them into the state general fund. Repayments of funds owed under the program shall be remitted to the department according to the terms included in the original loan agreements.

(3) $100,000 of the general fund--state appropriation for fiscal year 2010 and $100,000 of the general fund--state appropriation for fiscal year 2011 are provided solely to implement section 3(2) of Z-0375/09 (land use and transportation planning for marine container ports). If the bill is not enacted by June 30, 2009, the amounts provided in this subsection shall lapse.

NEW SECTION. Sec. 129. FOR THE ECONOMIC AND REVENUE FORECAST COUNCIL

General Fund--State Appropriation (FY 2010) ............... $795,000
General Fund--State Appropriation (FY 2011) ............... $752,000
TOTAL APPROPRIATION ....................................... $1,547,000

The appropriations in this section are subject to the following conditions and limitations: The economic and revenue forecast council, in its quarterly revenue forecasts, shall forecast the total revenue for the state general fund and near general fund, as those funds are determined by the legislative evaluation and accountability program committee.

NEW SECTION. Sec. 130. FOR THE OFFICE OF FINANCIAL MANAGEMENT

General Fund--State Appropriation (FY 2010) ............... $21,437,000
General Fund--State Appropriation (FY 2011) ............... $20,837,000
General Fund--Federal Appropriation ......................... $23,603,000
General Fund--Private/Local Appropriation ................. $1,271,000
State Auditing Services Revolving Account--State Appropriation ...................... $25,000

Economic Development Strategic Reserve Account--
State Appropriation .............................. $280,000
TOTAL APPROPRIATION ........................... $67,453,000

NEW SECTION.  Sec. 131.  FOR THE OFFICE OF ADMINISTRATIVE HEARINGS
Administrative Hearings Revolving Account--State Appropriation ................. $33,753,000

NEW SECTION.  Sec. 132.  FOR THE DEPARTMENT OF PERSONNEL
General Fund--State Appropriation (FY 2010) ........................ $39,000
General Fund--State Appropriation (FY 2011) ........................ $39,000
Department of Personnel Service Account--State Appropriation .................. $24,176,000
Higher Education Personnel Services Account--State Appropriation ............... $1,785,000
TOTAL APPROPRIATION ........................... $26,039,000

The appropriations in this section are subject to the following conditions and limitations: The department shall coordinate with the governor's office of Indian affairs 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 shall be responsible for all of the administrative aspects of the training, including the billing and collection of the fees for the training.

NEW SECTION.  Sec. 133.  FOR THE WASHINGTON STATE LOTTERY
Lottery Administrative Account--State Appropriation .......................... $27,994,000

NEW SECTION.  Sec. 134.  FOR THE COMMISSION ON HISPANIC AFFAIRS
General Fund--State Appropriation (FY 2010) .............................. $280,000
General Fund--State Appropriation (FY 2011) ........................ ...... $289,000
TOTAL APPROPRIATION .............................. $569,000
NEW SECTION.  Sec. 135. FOR THE COMMISSION ON AFRICAN-AMERICAN AFFAIRS

General Fund--State Appropriation (FY 2010) ............... $270,000
General Fund--State Appropriation (FY 2011) ............... $273,000
TOTAL APPROPRIATION .................................... $543,000

NEW SECTION.  Sec. 136. FOR THE DEPARTMENT OF RETIREMENT SYSTEMS--OPERATIONS

Department of Retirement Systems Expense
Account--State Appropriation .......................... $49,501,000

NEW SECTION.  Sec. 137. FOR THE DEPARTMENT OF REVENUE

General Fund--State Appropriation (FY 2010) ............... $104,018,000
General Fund--State Appropriation (FY 2011) ............... $105,691,000
Timber Tax Distribution Account--State Appropriation .... $5,950,000
Waste Reduction/Recycling/Litter
Control--State Appropriation ............................. $131,000
Waste Tire Removal Account--State Appropriation .......... $2,000
Real Estate Excise Tax Grant Account--State
Appropriation ............................................... $1,050,000
State Toxics Control Account--State Appropriation ....... $88,000
Oil Spill Prevention Account--State Appropriation ....... $20,000
TOTAL APPROPRIATION ................................... $216,950,000

NEW SECTION.  Sec. 138. FOR THE STATE INVESTMENT BOARD

State Investment Board Expense Account--State
Appropriation ............................................... $30,040,000

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

(1) $2,471,000 of the state investment board expense account--state appropriation is provided solely for development of a risk management information system, with the intent that further expenditures for this project be made only by appropriation.

(2) The state investment board shall include funding for any future salary increases authorized under RCW 43.33A.100 in the agency's budget request submitted in accordance with chapter 43.88 RCW in advance of granting related salary increases. The biennial salary survey required under RCW 43.33A.100 shall also be provided to the office of financial
management and to the fiscal committees of the legislature as part of
the state investment board's biennial budget submittal, and shall
include the total amount of compensation increases proposed, as well as
recommended salary ranges.

NEW SECTION. Sec. 139. FOR THE BOARD OF TAX APPEALS
General Fund--State Appropriation (FY 2010) . . . . . . . . . . . . $1,411,000
General Fund--State Appropriation (FY 2011) . . . . . . . . . . . . $1,419,000
TOTAL APPROPRIATION . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . $2,830,000

NEW SECTION. Sec. 140. FOR THE MUNICIPAL RESEARCH COUNCIL
General Fund--State Appropriation (FY 2010) . . . . . . . . . . . . $201,000
General Fund--State Appropriation (FY 2011) . . . . . . . . . . . . $199,000
County Research Services Account--State Appropriation . . . . . $940,000
City and Town Research Services--State Appropriation . . . . . $4,945,000
TOTAL APPROPRIATION . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . $6,285,000

NEW SECTION. Sec. 141. FOR THE OFFICE OF MINORITY AND WOMEN'S
BUSINESS ENTERPRISES
OMWBE Enterprises Account--State Appropriation . . . . . . . . . . . $3,652,000

NEW SECTION. Sec. 142. FOR THE DEPARTMENT OF GENERAL
ADMINISTRATION
General Fund--State Appropriation (FY 2010) . . . . . . . . . . . . $3,393,000
General Fund--State Appropriation (FY 2011) . . . . . . . . . . . . $3,391,000
General Fund--Federal Appropriation . . . . . . . . . . . . . . . . . . . $3,661,000
General Administration Service Account--State
Appropriation . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . $36,617,000
TOTAL APPROPRIATION . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . $47,065,000

The appropriations in this section are subject to the following
conditions and limitations: $2,706,000 of the general fund--state
appropriation for fiscal year 2010 and $2,706,000 of the general fund--
state appropriation for fiscal year 2011 are provided solely for the
temporary emergency food assistance program. Emphasis will be placed
on meeting the nutritional needs of infants, seniors, and other special
needs clients.
NEW SECTION. Sec. 143. FOR THE DEPARTMENT OF INFORMATION SERVICES

General Fund--Federal Appropriation ....................... $704,000
Public Safety and Education Account--State
  Appropriation (FY 2010) ....................... $1,005,000
Public Safety and Education Account--State
  Appropriation (FY 2011) ....................... $1,004,000
Data Processing Revolving Account--State Appropriation ... $7,865,000
  TOTAL APPROPRIATION ....................... $10,578,000

NEW SECTION. Sec. 144. FOR THE INSURANCE COMMISSIONER

General Fund--Federal Appropriation ....................... $1,949,000
Insurance Commissioners Regulatory Account--State
  Appropriation ....................... $46,805,000
  TOTAL APPROPRIATION ....................... $48,754,000

NEW SECTION. Sec. 145. FOR THE BOARD OF ACCOUNTANCY

Certified Public Accountants' Account--State
  Appropriation ....................... $3,034,000

NEW SECTION. Sec. 146. FOR THE FORENSIC INVESTIGATION COUNCIL

Death Investigations Account--State Appropriation ........ $286,000

The appropriation in this section is subject to the following conditions and limitations: $250,000 of the death investigation account appropriation is provided solely for providing financial assistance to local jurisdictions in multiple death investigations. The forensic investigation council shall develop criteria for awarding these funds for multiple death investigations involving an unanticipated, extraordinary, and catastrophic event or those involving multiple jurisdictions.

NEW SECTION. Sec. 147. FOR THE HORSE RACING COMMISSION

Horse Racing Commission Operating Account--State
  Appropriation ....................... $5,153,000
Horse Racing Commission Washington Bred Owners' Bonus
  Fund Account--Private/Local Appropriation ........ $1,924,000
  TOTAL APPROPRIATION ....................... $7,077,000
NEW SECTION.  Sec. 148. FOR THE LIQUOR CONTROL BOARD
Liquor Control Board Construction and Maintenance
   Account--State Appropriation .................. $8,817,000
Liquor Revolving Account--State Appropriation .......... $198,993,000
   TOTAL APPROPRIATION ......................... $207,810,000

NEW SECTION.  Sec. 149. FOR THE BOARD FOR VOLUNTEER FIREFIGHTERS
Volunteer Firefighters' and Reserve Officers'
   Administrative Account--State Appropriation .......... $1,059,000

NEW SECTION.  Sec. 150. FOR THE UTILITIES AND TRANSPORTATION
COMMISSION
Public Service Revolving Account--State Appropriation . . . . $31,555,000
Pipeline Safety Account--State Appropriation .............. $3,209,000
Pipeline Safety Account--Federal Appropriation ............ $1,546,000
   TOTAL APPROPRIATION ........................... $36,310,000

NEW SECTION.  Sec. 151. FOR THE MILITARY DEPARTMENT
General Fund--State Appropriation (FY 2010) ................ $10,315,000
General Fund--State Appropriation (FY 2011) ................ $10,412,000
General Fund--Federal Appropriation ....................... $149,380,000
Enhanced 911 Account--State Appropriation ................. $39,615,000
Disaster Response Account--State Appropriation .......... $16,580,000
Disaster Response Account--Federal Appropriation ........ $53,310,000
Military Department Rent and Lease Account--State
   Appropriation .................................... $615,000
Military Department Active State Service Account--Federal
   Appropriation .................................... $200,000
Worker and Community Right-to-Know Account--State
   Appropriation .................................... $345,000
Nisqually Earthquake Account--State Appropriation ........ $469,000
Nisqually Earthquake Account--Federal Appropriation .... $2,142,000
   TOTAL APPROPRIATION ........................... $283,383,000

The appropriations in this section are subject to the following
conditions and limitations:
   (1) $16,580,000 of the disaster response account--state
   appropriation and $53,310,000 of the disaster response account--federal
   appropriation may be spent only on disasters declared by the governor
and with the approval of the office of financial management. The military department shall submit a report quarterly to the office of financial management and the legislative fiscal committees 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 2009-2011 biennium based on current revenue and expenditure patterns.

(2) $469,000 of the Nisqually earthquake account--state appropriation and $2,142,000 of the Nisqually earthquake account--federal appropriation are provided solely for response and recovery costs associated with the February 28, 2001, earthquake. The military department shall submit a report quarterly to the office of financial management and the legislative fiscal committees detailing earthquake recovery costs, including: (a) Estimates of total costs; (b) incremental changes from the previous estimate; (c) actual expenditures; (d) estimates of total remaining costs to be paid; and (e) estimates of future payments by biennium. This information shall be displayed by fund, by type of assistance, and by amount paid on behalf of state agencies or local organizations. The military department shall also submit a report quarterly to the office of financial management and the legislative fiscal committees detailing information on the Nisqually earthquake 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 2009-2011 biennium based on current revenue and expenditure patterns.

(3) $85,000,000 of the general fund--federal appropriation is provided solely for homeland security, subject to the following conditions:

(a) Any communications equipment purchased by local jurisdictions or state agencies shall be consistent with standards set by the Washington state interoperability executive committee;

(b) The department shall submit a quarterly report to the office of financial management and the legislative fiscal committees detailing the governor's domestic security advisory group recommendations; homeland security revenues and expenditures, including estimates of total federal funding for the state; incremental changes from the
previous estimate, planned and actual homeland security expenditures by
the state and local governments with this federal funding; and matching
or accompanying state or local expenditures; and
  (c) The department shall submit a report by December 1st of each
year to the office of financial management and the legislative fiscal
committees detailing homeland security revenues and expenditures for
the previous fiscal year by county and legislative district.
  (4) $500,000 of the general fund--state appropriation for fiscal
year 2010 and $500,000 of the general fund--state appropriation for
fiscal year 2011 are provided solely for the military department to
contract with the Washington information network 2-1-1 to operate a
statewide 2-1-1 system. The department shall provide the entire amount
for 2-1-1 and shall use any of the funds for administrative purposes.

NEW SECTION. Sec. 152. FOR THE PUBLIC EMPLOYMENT RELATIONS
COMMISSION
General Fund--State Appropriation (FY 2010) .......... $3,203,000
General Fund--State Appropriation (FY 2011) .......... $3,244,000
Department of Personnel Service Account--State
  Appropriation ........................................ $3,370,000
  TOTAL APPROPRIATION .............................. $9,817,000

NEW SECTION. Sec. 153. FOR THE GROWTH MANAGEMENT HEARINGS BOARD
General Fund--State Appropriation (FY 2010) .......... $1,861,000
General Fund--State Appropriation (FY 2011) .......... $1,877,000
  TOTAL APPROPRIATION .............................. $3,738,000

NEW SECTION. Sec. 154. FOR THE STATE CONVENTION AND TRADE CENTER
State Convention and Trade Center Account--State
  Appropriation ...................................... $60,127,000
State Convention and Trade Center Operating
  Account--State Appropriation ....................... $58,047,000
  TOTAL APPROPRIATION .............................. $118,174,000

(End of part)
NEW SECTION. Sec. 201. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES. (1) 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 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.

(4) The department is authorized to develop an integrated health care program designed to slow the progression of illness and disability and better manage medicaid expenditures for the aged and disabled population. Under this Washington medicaid integration partnership (WMIP), the department may combine and transfer such medicaid funds appropriated under sections 204, 206, 208, and 209 of this act as may be necessary to finance a unified health care plan for the WMIP program.
enrollment. The WMIP pilot projects shall not exceed a daily enrollment of 6,000 persons, nor expand beyond one county, during the 2009-2011 biennium. The amount of funding assigned to the pilot projects from each program may not exceed the average per capita cost assumed in this act for individuals covered by that program, actuarially adjusted for the health condition of persons enrolled in the pilot project, times the number of clients enrolled in the pilot project. In implementing the WMIP pilot projects, the department may:

(a) Withhold from calculations of "available resources" as set forth in RCW 71.24.025 a sum equal to the capitated rate for individuals enrolled in the pilots; and (b) employ capitation financing and risk-sharing arrangements in collaboration with health care service contractors licensed by the office of the insurance commissioner and qualified to participate in both the medicaid and medicare programs. The department shall conduct an evaluation of the WMIP, measuring changes in participant health outcomes, changes in patterns of service utilization, participant satisfaction, participant access to services, and the state fiscal impact.

(5) 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. However, after May 1, 2010, unless specifically prohibited by this act, the department may transfer general fund--state appropriations for fiscal year 2010 among programs after approval by the director of financial management.

NEW SECTION. Sec. 202. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES--CHILDREN AND FAMILY SERVICES PROGRAM

General Fund--State Appropriation (FY 2010) . . . . . . . . . $334,701,000
General Fund--State Appropriation (FY 2011) . . . . . . . . . $343,701,000
General Fund--Federal Appropriation . . . . . . . . . . . . . . . $487,177,000
General Fund--Private/Local Appropriation . . . . . . . . . . . $400,000
Public Safety and Education Account--
  State Appropriation (FY 2010) . . . . . . . . . . . . . . . . . . . . . $3,001,000
Public Safety and Education Account--
  State Appropriation (FY 2011) . . . . . . . . . . . . . . . . . . . . . $3,004,000
Domestic Violence Prevention Account--
  State Appropriation . . . . . . . . . . . . . . . . . . . . . . . . . . . $1,154,000
  TOTAL APPROPRIATION . . . . . . . . . . . . . . . . . . . . . . . . . . $1,173,138,000
NEW SECTION.  Sec. 203.  FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES--JUVENILE REHABILITATION PROGRAM

General Fund--State Appropriation (FY 2010) .................. $101,476,000
General Fund--State Appropriation (FY 2011) .................. $98,194,000
General Fund--Federal Appropriation ......................... $5,452,000
General Fund--Private/Local Appropriation ................. $1,901,000
Washington Auto Theft Prevention Authority Account--
    State Appropriation ........................................... $196,000
Juvenile Accountability Incentive Account--
    Federal Appropriation ....................................... $2,807,000
    TOTAL APPROPRIATION ......................................... $210,026,000

NEW SECTION.  Sec. 204.  FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES--MENTAL HEALTH PROGRAM

General Fund--State Appropriation (FY 2010) .................. $408,629,000
General Fund--State Appropriation (FY 2011) .................. $461,763,000
General Fund--Federal Appropriation ......................... $588,997,000
General Fund--Private/Local Appropriation ................. $81,416,000
    TOTAL APPROPRIATION ......................................... $1,540,805,000

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

(1) $121,125,000 of the general fund--state appropriation for fiscal year 2010 and $120,952,000 of the general fund--state appropriation for fiscal year 2011 are provided solely for persons and services not covered by the medicaid program. These funds shall be distributed proportionally to each regional support network's percentage of the total state population.

(2) From the general fund--state appropriations in this subsection, the secretary of social and health services shall assure that regional support networks reimburse the aging and disability services administration for the general fund--state cost of medicaid personal care services that enrolled regional support network consumers use because of their psychiatric disability.

(3) The department is authorized to continue to contract directly, rather than through contracts with regional support networks, for children's long-term inpatient facility services.

(4) The state psychiatric hospitals may use funds appropriated in
this subsection to purchase goods and supplies through hospital group
purchasing organizations when it is cost-effective to do so.

NEW SECTION. Sec. 205. FOR THE DEPARTMENT OF SOCIAL AND HEALTH
SERVICES--DEVELOPMENTAL DISABILITIES PROGRAM
General Fund--State Appropriation (FY 2010) . . . . . . . $420,308,000
General Fund--State Appropriation (FY 2011) . . . . . . . $497,698,000
General Fund--Federal Appropriation . . . . . . . . . . . $956,286,000
General Fund--Private/Local Appropriation . . . . . . . $22,441,000
TOTAL APPROPRIATION . . . . . . . . . . . . . . . . . . . . $1,896,733,000

The appropriations in this subsection are subject to the following
conditions and limitations:
(1) Individuals receiving family support or high school transition
payments as supplemental security income (SSI) state supplemental
payments shall not become eligible for medical assistance under RCW
74.09.510 due solely to the receipt of SSI state supplemental payments.
(2) The developmental disabilities program is authorized to use
funds appropriated in this section to purchase goods and supplies
through direct contracting with vendors when the program determines it
is cost-effective to do so.

NEW SECTION. Sec. 206. FOR THE DEPARTMENT OF SOCIAL AND HEALTH
SERVICES--AGING AND ADULT SERVICES PROGRAM
General Fund--State Appropriation (FY 2010) . . . . . . . $632,791,000
General Fund--State Appropriation (FY 2011) . . . . . . . $771,501,000
General Fund--Federal Appropriation . . . . . . . . . . . $1,646,047,000
General Fund--Private/Local Appropriation . . . . . . . $19,592,000
Traumatic Brain Injury Account--State Appropriation . . . . . $2,800,000
TOTAL APPROPRIATION . . . . . . . . . . . . . . . . . . . . $3,072,731,000

The appropriations in this section are subject to the following
conditions and limitations:
(1) For purposes of implementing chapter 74.46 RCW, the weighted
average nursing facility payment rate shall not exceed $157.12 for
fiscal year 2010 and $157.37 for fiscal year 2011.
(2) Within amounts appropriated in this section, the department is
authorized to expand the number of boarding homes and adult family
homes that receive exceptional care rates for persons with Alzheimer's
disease and related dementias who might otherwise require nursing home
care. The department may expand the number of licensed boarding home facilities that specialize in caring for such conditions by up to 100 beds. The department shall be authorized to provide adult family homes that specialize in caring for such conditions with exceptional care rates for up to 50 beds. The department will develop standards for adult family homes to qualify for such exceptional care rates in order to enhance consumer choice.

NEW SECTION.  Sec. 207. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES--ECONOMIC SERVICES PROGRAM

General Fund--State Appropriation (FY 2010) .................. $441,032,000
General Fund--State Appropriation (FY 2011) .................. $443,972,000
General Fund--Federal Appropriation  ......................... $1,178,947,000
General Fund--Private/Local Appropriation .................... $27,920,000
TOTAL APPROPRIATION  ................................. $2,091,871,000

(1) The appropriations in this section are subject to the following conditions and limitations: $323,750,000 of the general fund--state appropriation for fiscal year 2010, $323,308,000 of the general fund--state appropriation for fiscal year 2011, and $733,276,000 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.

(2) The department shall continue the three percent grant increase to the temporary assistance for needy families grant standard in effect during the 2007-2009 biennium.

NEW SECTION.  Sec. 208. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES--ALCOHOL AND SUBSTANCE ABUSE PROGRAM

General Fund--State Appropriation (FY 2010) ................. $82,349,000
General Fund--State Appropriation (FY 2011) ................. $82,588,000
General Fund--Federal Appropriation  ........................ $138,261,000
General Fund--Private/Local Appropriation ................... $632,000
Public Safety and Education Account--State Appropriation (FY 2010) ...................... $3,146,000
Public Safety and Education Account--State Appropriation (FY 2011) ...................... $3,145,000
Criminal Justice Treatment Account--State Appropriation .............. $17,748,000
Problem Gambling Account--State Appropriation ......................... $1,460,000
TOTAL APPROPRIATION ........................................... $329,329,000

NEW SECTION. Sec. 209. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES--MEDICAL ASSISTANCE PROGRAM

General Fund--State Appropriation (FY 2010) .............. $1,668,910,000
General Fund--State Appropriation (FY 2011) .............. $2,126,709,000
General Fund--Federal Appropriation ........................... $4,692,875,000
General Fund--Private/Local Appropriation ..................... $12,911,000
Emergency Medical Services and Trauma Care Systems
Trust Account--State Appropriation .............................. $15,076,000
Tobacco Prevention and Control Account--
State Appropriation ............................................. $3,766,000
TOTAL APPROPRIATION ........................................... $8,520,247,000

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

(1) Based on quarterly expenditure reports and caseload forecasts, if the department estimates that expenditures for the medical assistance program will exceed the appropriations, the department 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.

(2) In determining financial eligibility for medicaid-funded services, the department is authorized to disregard recoveries by Holocaust survivors of insurance proceeds or other assets, as defined in RCW 48.104.030.

(3) In accordance with RCW 74.46.625, $6,000,000 of the general fund--federal appropriation is provided solely for supplemental payments to nursing homes operated by public hospital districts. The public hospital district shall be responsible for providing the required nonfederal match for the supplemental payment, and the payments shall not exceed the maximum allowable under federal rules. It is the legislature's intent that the payments shall be supplemental to and shall not in any way offset or reduce the payments calculated and provided in accordance with part E of chapter 74.46 RCW. It is the legislature's further intent that costs otherwise allowable for rate-
setting and settlement against payments under chapter 74.46 RCW shall not be disallowed solely because such costs have been paid by revenues retained by the nursing home from these supplemental payments. The supplemental payments are subject to retrospective interim and final cost settlements based on the nursing homes' as-filed and final medicare cost reports. The timing of the interim and final cost settlements shall be at the department's discretion. During either the interim cost settlement or the final cost settlement, the department shall recoup from the public hospital districts the supplemental payments that exceed the medicaid cost limit and/or the medicare upper payment limit. The department shall apply federal rules for identifying the eligible incurred medicaid costs and the medicare upper payment limit.

(4) $5,402,000 of the general fund--federal appropriation, $2,701,000 of the general fund--state appropriation for fiscal year 2010, and $2,701,000 of the general fund--state appropriation for fiscal year 2011 are provided solely for grants to rural hospitals. The department shall distribute the funds under a formula that provides a relatively larger share of the available funding to hospitals that (a) serve a disproportionate share of low-income and medically indigent patients and (b) have relatively smaller net financial margins, to the extent allowed by the federal medicaid program.

(5) $10,546,000 of the general fund--state appropriation for fiscal year 2010, $10,546,000 of the general fund--state appropriation for fiscal year 2011, and $19,725,000 of the general fund--federal appropriation are provided solely for grants to nonrural hospitals. The department shall distribute the funds under a formula that provides a relatively larger share of the available funding to hospitals that (a) serve a disproportionate share of low-income and medically indigent patients and (b) have relatively smaller net financial margins, to the extent allowed by the federal medicaid program.

(6) The department shall continue the inpatient hospital certified public expenditures program for the 2009-11 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 department shall submit reports to the governor and legislature by November 1, 2009, and by November 1, 2010, 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 department 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 2010 and fiscal year 2011, hospitals in the program shall be paid and shall retain (a) one hundred percent of the federal portion of the allowable hospital cost for each medicaid inpatient fee-for-service claim payable by medical assistance; and (b) one hundred percent of the federal portion of the maximum disproportionate share hospital payment allowable under federal regulations. Inpatient medicaid payments shall be established using an allowable methodology that approximates the cost of claims submitted by the hospitals. Payments made to each hospital in the program in each fiscal year of the biennium shall be compared to a baseline amount. The baseline amount will be determined by the total of (a) the inpatient claim payment amounts that would have been paid during the fiscal year had the hospital not been in the CPE program, and (b) disproportionate share hospital payment amounts paid to and retained by each hospital during fiscal year 2005 that pertain to fiscal year 2005. If payments during the fiscal year exceed the hospital's baseline amount, no additional payments will be made to the hospital except the federal portion of allowable disproportionate share hospital payments for which the hospital can certify allowable match. If payments during the fiscal year are less than the baseline amount, the hospital will be paid a state grant equal to the difference between payments during the fiscal year and the applicable baseline amount. Payment of the state grant shall be made in the applicable fiscal year and distributed in monthly payments. The grants will be recalculated and redistributed as the baseline is updated during the fiscal year. The grant payments are subject to an interim settlement within eleven months after the end of the fiscal year. A final settlement shall be performed. To the extent that either settlement determines that a hospital has received funds in excess of what it would have received as described in this subsection, the hospital must repay the excess amounts to the state when requested. $46,985,000 of the general fund--state appropriation for fiscal year 2010, of which $6,570,000 is appropriated in section 204(1) of this act and the balance in this section, and $45,349,000 of the general fund--state appropriation for
fiscal year 2011, of which $1,500,000 is appropriated in section 204(1) of this act and the balance in this section, are provided solely for state grants for the participating hospitals.

(7) The department is authorized to use funds appropriated in this section to purchase goods and supplies through direct contracting with vendors when the department determines it is cost-effective to do so.

NEW SECTION. Sec. 210. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES--VOCATIONAL REHABILITATION PROGRAM

General Fund--State Appropriation (FY 2010) .................. $10,690,000
General Fund--State Appropriation (FY 2011) .................. $10,512,000
General Fund--Federal Appropriation ............................. $78,998,000
Telecommunications Devices for the Hearing and Speech Impaired--State Appropriation .......................... $1,981,000

TOTAL APPROPRIATION .............................................. $102,181,000

NEW SECTION. Sec. 211. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES--SPECIAL COMMITMENT PROGRAM

General Fund--State Appropriation (FY 2010) .................. $54,230,000
General Fund--State Appropriation (FY 2011) .................. $53,533,000

TOTAL APPROPRIATION .............................................. $107,763,000

NEW SECTION. Sec. 212. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES--ADMINISTRATION AND SUPPORTING SERVICES PROGRAM

General Fund--State Appropriation (FY 2010) .................. $35,882,000
General Fund--State Appropriation (FY 2011) .................. $37,740,000
General Fund--Federal Appropriation ............................. $59,669,000
General Fund--Private/Local Appropriation ...................... $1,526,000

TOTAL APPROPRIATION .............................................. $134,817,000

NEW SECTION. Sec. 213. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES--PAYMENTS TO OTHER AGENCIES PROGRAM

General Fund--State Appropriation (FY 2010) .................. $57,271,000
General Fund--State Appropriation (FY 2011) .................. $57,312,000
General Fund--Federal Appropriation ............................. $53,572,000

TOTAL APPROPRIATION .............................................. $168,155,000
NEW SECTION. Sec. 214. FOR THE STATE HEALTH CARE AUTHORITY

General Fund--State Appropriation (FY 2010) $210,463,000
General Fund--State Appropriation (FY 2011) $225,649,000
General Fund--Federal Appropriation $4,191,000
State Health Care Authority Administration Account--
State Appropriation $31,456,000
Medical Aid Account--State Appropriation $530,000
TOTAL APPROPRIATION $472,289,000

NEW SECTION. Sec. 215. FOR THE HUMAN RIGHTS COMMISSION

General Fund--State Appropriation (FY 2010) $3,417,000
General Fund--State Appropriation (FY 2011) $3,441,000
General Fund--Federal Appropriation $1,326,000
TOTAL APPROPRIATION $8,184,000

NEW SECTION. Sec. 216. FOR THE BOARD OF INDUSTRIAL INSURANCE APPEALS

Worker and Community Right-to-Know Account--
State Appropriation $20,000
Accident Account--State Appropriation $18,584,000
Medical Aid Account--State Appropriation $18,584,000
TOTAL APPROPRIATION $37,188,000

NEW SECTION. Sec. 217. FOR THE CRIMINAL JUSTICE TRAINING COMMISSION

General Fund--State Appropriation (FY 2010) $306,000
General Fund--State Appropriation (FY 2011) $306,000
Death Investigations Account--State Appropriation $148,000
Public Safety and Education Account--State Appropriation (FY 2010) $24,155,000
Public Safety and Education Account--State Appropriation (FY 2011) $23,501,000
Municipal Criminal Justice Assistance Account--
State Appropriation $460,000
Washington Auto Theft Prevention Authority Account--
State Appropriation $13,844,000
TOTAL APPROPRIATION $62,720,000
The appropriations in this section are subject to the following conditions and limitations:

(1) $4,657,000 of the public safety and education account--state appropriation for fiscal year 2010 and $3,850,000 of the public safety and education account--state appropriation for fiscal year 2011 are provided solely for 21 additional basic law enforcement academies in fiscal year 2010 and 20 additional basic law enforcement academies in fiscal year 2011.

(2) $1,191,000 of the public safety and education account--state appropriation for fiscal year 2010 and $1,191,000 of the public safety and education account--state appropriation for fiscal year 2011 are provided solely for the Washington association of sheriffs and police chiefs to continue to develop, maintain, and operate the jail booking and reporting system (JBRS) and the statewide automated victim information and notification system (SAVIN).

(3) $5,000,000 of the public safety and education account--state appropriation for fiscal year 2010 and $5,000,000 of the public safety and education account--state appropriation for fiscal year 2011 are provided to the Washington association of sheriffs and police chiefs solely to verify the address and residency of all registered sex offenders and kidnapping offenders under RCW 9A.44.130. The Washington association of sheriffs and police chiefs shall:

(a) Enter into performance-based agreements with units of local government to ensure that registered offender address and residency are verified:

(A) For level I offenders, every twelve months;

(B) For level II offenders, every six months; and

(C) For level III offenders, every three months.

For the purposes of this subsection, unclassified offenders and kidnapping offenders shall be considered at risk level I unless in the opinion of the local jurisdiction a higher classification is in the interest of public safety.

(b) Collect performance data from all participating jurisdictions sufficient to evaluate the efficiency and effectiveness of the address and residency verification program.

(c) Submit a report on the effectiveness of the address and residency verification program to the governor and the appropriate
committees of the house of representatives and senate by December 31, each year.
The Washington association of sheriffs and police chiefs may retain up to three percent of the amount provided in this subsection for the cost of administration. Any funds not disbursed for address and residency verification or retained for administration may be allocated to local prosecutors for the prosecution costs associated with failing to register offenses.

NEW SECTION. Sec. 218. FOR THE DEPARTMENT OF LABOR AND INDUSTRIES

General Fund--State Appropriation (FY 2010) ......................... $8,910,000
General Fund--State Appropriation (FY 2011) ......................... $8,979,000
General Fund--Federal Appropriation .............................. $100,000
Public Safety and Education Account--State Appropriation (FY 2010) ............. $15,585,000
Public Safety and Education Account--State Appropriation (FY 2011) ............. $16,739,000
Public Safety and Education Account--Federal Appropriation .................... $10,000,000
Asbestos Account--State Appropriation ................................ $889,000
Electrical License Account--State Appropriation .................. $42,088,000
Farm Labor Revolving Account--Private/Local Appropriation ... $28,000
Worker and Community Right-to-Know Account--State Appropriation .......... $1,995,000
Public Works Administration Account--State Appropriation .. $5,797,000
Manufactured Home Installation Training Account--State Appropriation .......... $142,000
Accident Account--State Appropriation .......................... $247,211,000
Accident Account--Federal Appropriation .......................... $13,622,000
Medical Aid Account--State Appropriation .................. $249,352,000
Medical Aid Account--Federal Appropriation ........................ $3,186,000
Manufactured Housing Account--State Appropriation ........ $8,000
Plumbing Certificate Account--State Appropriation .......... $1,706,000
Pressure Systems Safety Account--State Appropriation .... $3,817,000
TOTAL APPROPRIATION ............................................. $630,154,000
NEW SECTION. Sec. 219. FOR THE INDETERMINATE SENTENCE REVIEW BOARD

General Fund--State Appropriation (FY 2010) ........ $1,959,000
General Fund--State Appropriation (FY 2011) ........ $1,972,000
TOTAL APPROPRIATION ......................... $3,931,000

NEW SECTION. Sec. 220. FOR THE DEPARTMENT OF VETERANS AFFAIRS

General Fund--State Appropriation (FY 2010) .......... $12,875,000
General Fund--State Appropriation (FY 2011) .......... $11,308,000
General Fund--Federal Appropriation ................ $47,213,000
General Fund--Private/Local Appropriation ........... $35,684,000
Veterans Innovations Program Account--State Appropriation ........ $150,000
Veteran Estate Management Account--Private/Local Appropriation ........ $1,078,000
Charitable, Educational, Penal, and Reformatory Institutions Account--State Appropriation ........ $10,000
TOTAL APPROPRIATION ......................... $108,318,000

NEW SECTION. Sec. 221. FOR THE HOME CARE QUALITY AUTHORITY

General Fund--State Appropriation (FY 2010) .......... $1,504,000
General Fund--State Appropriation (FY 2011) .......... $1,500,000
TOTAL APPROPRIATION ......................... $3,004,000

NEW SECTION. Sec. 222. FOR THE DEPARTMENT OF HEALTH

General Fund--State Appropriation (FY 2010) .......... $122,338,000
General Fund--State Appropriation (FY 2011) .......... $94,921,000
General Fund--Federal Appropriation ................ $474,860,000
General Fund--Private/Local Appropriation ........... $139,147,000
Hospital Data Collection Account--State Appropriation .... $336,000
Health Professions Account--State Appropriation ........ $73,337,000
Aquatic Lands Enhancement Account--State Appropriation .... $604,000
Emergency Medical Services and Trauma Care Systems Trust Account--State Appropriation .......... $12,615,000
Safe Drinking Water Account--State Appropriation ...... $2,742,000
Drinking Water Assistance Account--Federal Appropriation .......... $19,585,000
Waterworks Operator Certification--State Appropriation .. $1,527,000
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<th>Appropriation</th>
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<td>State Toxics Control Account--State Appropriation</td>
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<td>Medical Test Site Licensure Account--State Appropriation</td>
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<td>Public Health Supplemental Account--Private/Local</td>
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<td>Appropriation</td>
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<td>Accident Account--State Appropriation</td>
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<td>Medical Aid Account--State Appropriation</td>
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<td>Tobacco Prevention and Control Account--</td>
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The appropriations in this section are subject to the following conditions and limitations: 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 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.

NEW SECTION. Sec. 223. FOR THE DEPARTMENT OF CORRECTIONS

(1) ADMINISTRATION AND SUPPORT SERVICES

<table>
<thead>
<tr>
<th>Account</th>
<th>Fiscal Year</th>
<th>Appropriation</th>
</tr>
</thead>
<tbody>
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<tr>
<td>General Fund--State Appropriation (FY 2011)</td>
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<tr>
<td>Public Safety and Education Account--State</td>
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<tr>
<td>Appropriation (FY 2010)</td>
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</table>
The appropriations in this subsection are subject to the following conditions and limitations:

(a) The department may expend funds generated by contractual agreements entered into for mitigation of severe overcrowding in local jails. Any funds generated in excess of actual costs shall be deposited in the state general fund. Expenditures shall not exceed revenue generated by such agreements and shall be treated as a recovery of costs.

(b) The Harborview medical center shall provide inpatient and outpatient hospital services to offenders confined in department of corrections facilities at a rate no greater than the average rate that the department has negotiated with other community hospitals in Washington state.

(3) COMMUNITY SUPERVISION

The appropriations in this subsection are subject to the following conditions and limitations: For the acquisition of properties and facilities, the department of corrections is authorized to enter into financial contracts, paid for from operating resources, 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. This authority applies to the following: Lease-develop with the option to purchase or lease-purchase work release beds in facilities throughout the state for $8,561,000.

(4) CORRECTIONAL INDUSTRIES

General Fund--State Appropriation (FY 2010) .......... $2,578,000
General Fund--State Appropriation (FY 2011) .......... $2,570,000
TOTAL APPROPRIATION .................. $5,148,000

(5) INTERAGENCY PAYMENTS

General Fund--State Appropriation (FY 2010) ........ $42,641,000
General Fund--State Appropriation (FY 2011) ........ $43,737,000
TOTAL APPROPRIATION .................. $85,378,000

NEW SECTION.  Sec. 224. FOR THE DEPARTMENT OF SERVICES FOR THE BLIND

General Fund--State Appropriation (FY 2010) .......... $2,549,000
General Fund--State Appropriation (FY 2011) .......... $2,579,000
General Fund--Federal Appropriation ................ $17,488,000
General Fund--Private/Local Appropriation ........... $20,000
TOTAL APPROPRIATION .................. $22,636,000

NEW SECTION.  Sec. 225. FOR THE SENTENCING GUIDELINES COMMISSION

General Fund--State Appropriation (FY 2010) .......... $1,370,000
General Fund--State Appropriation (FY 2011) .......... $1,374,000
TOTAL APPROPRIATION .................. $2,744,000

NEW SECTION.  Sec. 226. FOR THE EMPLOYMENT SECURITY DEPARTMENT

General Fund--State Appropriation (FY 2010) .......... $57,000
General Fund--State Appropriation (FY 2011) .......... $57,000
General Fund--Federal Appropriation ................ $266,274,000
General Fund--Private/Local Appropriation ........... $33,829,000
Unemployment Compensation Administration
   Account--Federal Appropriation ................ $259,802,000
Administrative Contingency Account--State
   Appropriation .......................... $28,830,000
Employment Service Administrative Account--
   State Appropriation ................... $42,071,000
TOTAL APPROPRIATION ....................... $630,920,000

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

(1) $19,216,000 of the unemployment compensation administration account--federal appropriation is provided from amounts made available to the state by section 903(d) of the social security act (Reed Act). This amount is authorized to continue current unemployment insurance functions.

(2) $32,067,000 of the unemployment compensation administration account--federal appropriation is provided from amounts made available to the state by section 903(d) of the social security act (Reed Act). This amount is authorized to fund the replacement of the unemployment insurance tax information system (TAXIS) for the employment security department.

(End of part)
NEW SECTION. Sec. 301. FOR THE COLUMBIA RIVER GORGE COMMISSION

General Fund--State Appropriation (FY 2010) ................ $471,000
General Fund--State Appropriation (FY 2011) ................ $477,000
General Fund--Federal Appropriation ....................... $30,000
General Fund--Private/Local Appropriation ................. $1,068,000
TOTAL APPROPRIATION .................................... $2,046,000

NEW SECTION. Sec. 302. FOR THE DEPARTMENT OF ECOLOGY

General Fund--State Appropriation (FY 2010) ................ $63,265,000
General Fund--State Appropriation (FY 2011) ................ $61,558,000
General Fund--Federal Appropriation ....................... $82,824,000
General Fund--Private/Local Appropriation ................ $16,710,000
Special Grass Seed Burning Research Account--State
  Appropriation ............................................ $14,000
Reclamation Account--State Appropriation .................. $3,718,000
Flood Control Assistance Account--State
  Appropriation ............................................ $3,961,000
Waste Reduction/Recycling/Litter Control--State
  Appropriation ............................................ $14,664,000
State Drought Preparedness Account--State
  Appropriation ............................................ $118,000
State and Local Improvements Revolving Account
  (Water Supply Facilities)--State Appropriation ........... $431,000
Freshwater Aquatic Algae Control Account--State
  Appropriation ............................................ $509,000
Water Rights Tracking System Account--State
  Appropriation ............................................ $116,000
Site Closure Account--State Appropriation ................. $706,000
Wood Stove Education and Enforcement Account--
  State Appropriation ................................... $616,000
Worker and Community Right-to-Know Account--
  State Appropriation ................................ $1,689,000
State Toxics Control Account--State Appropriation ....... $102,909,000
State Toxics Control Account--Private/Local
Appropriation ........................................... $387,000
Local Toxics Control Account--State Appropriation ........ $25,863,000
Water Quality Permit Account--State Appropriation ........ $35,012,000
Underground Storage Tank Account--State Appropriation .... $3,342,000
Biosolids Permit Account--State Appropriation ............. $1,422,000
Hazardous Waste Assistance Account--State Appropriation .
Air Pollution Control Account--State Appropriation ........ $3,188,000
Oil Spill Prevention Account--State Appropriation ........ $10,794,000
Air Operating Permit Account--State Appropriation ......... $2,639,000
Freshwater Aquatic Weeds Account--State Appropriation ...
Oil Spill Response Account--State Appropriation .......... $7,078,000
Metals Mining Account--State Appropriation ............... $14,000
Water Pollution Control Revolving Account--State Appropriation .... $471,000
Water Pollution Control Revolving Account--Federal Appropriation .......... $1,957,000

TOTAL APPROPRIATION ................................. $453,677,000

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

(1) $170,000 of the oil spill prevention account--state appropriation is provided solely for a contract with the University of Washington's sea grant program to continue an educational program targeted to small spills from commercial fishing vessels, ferries, cruise ships, ports, and marinas.

(2) $240,000 of the woodstove education and enforcement account--state appropriation is provided solely for citizen outreach efforts to improve understanding of burn curtailments, the proper use of wood heating devices, and public awareness of the adverse health effects of woodsmoke pollution.

(3) $3,000,000 of the general fund--private/local appropriation is provided solely for contracted toxic-site cleanup actions at sites where multiple potentially liable parties agree to provide funding.

(4) $3,600,000 of the local toxics account--state appropriation is provided solely for the standby emergency rescue tug stationed at Neah
Federal legislation is anticipated to establish a permanent, industry-funded tug at the entrance of the Strait of Juan de Fuca by July 1, 2010.

(5) $811,000 of the state toxics account--state appropriation is provided solely for oversight of toxic cleanup at facilities that treat, store, and dispose of hazardous wastes.

(6) $1,456,000 of the state toxics account--state appropriation is provided solely for toxic cleanup at sites where willing parties negotiate prepayment agreements with the department and provide necessary funding.

(7) $558,000 of the state toxics account--state appropriation and $3,000,000 of the local toxics account--state appropriation are provided solely for grants and technical assistance to Puget Sound-area local governments engaged in updating shoreline master programs.

(8) $950,000 of the state toxics control account--state appropriation is provided solely for measuring water and habitat quality to determine watershed health and assist salmon recovery, beginning in fiscal year 2011.

(9) RCW 70.105.280 authorizes the department to assess reasonable service charges against those facilities that store, treat, incinerate, or dispose of dangerous or extremely hazardous waste that involves both a nonradioactive hazardous component and a radioactive component. Service charges may not exceed the costs to the department in carrying out the duties in RCW 70.105.280. The current service charges do not meet the costs of the department to carry out its duties. Pursuant to RCW 43.135.055 and 70.105.280, the department is authorized to increase the service charges no greater than 15 percent for fiscal year 2010 and no greater than 12 percent for fiscal year 2011.

NEW SECTION. Sec. 303. FOR THE STATE PARKS AND RECREATION COMMISSION

General Fund--State Appropriation (FY 2010) . . . . . . . . . . . $47,412,000
General Fund--State Appropriation (FY 2011) . . . . . . . . . . . $47,006,000
General Fund--Federal Appropriation . . . . . . . . . . . . . . . . . $7,584,000
General Fund--Private/Local Appropriation . . . . . . . . . . . . . $87,000
Winter Recreation Program Account--State Appropriation . . . . . . . . . . . . . . . . . . $1,562,000
Off Road Vehicle Account--State Appropriation . . . . . . . . . . . $241,000
Snowmobile Account--State Appropriation $4,845,000
Aquatic Lands Enhancement Account--State Appropriation $366,000
Public Safety and Education Account--State Appropriation (FY 2010) $23,000
Public Safety and Education Account--State Appropriation (FY 2011) $24,000
Parks Renewal and Stewardship Account--State Appropriation $42,750,000
Parks Renewal and Stewardship Account--Private/Local Appropriation $300,000
TOTAL APPROPRIATION $152,200,000

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 2010 and $79,000 of the general fund--state appropriation for fiscal year 2011 are provided solely for a grant for the operation of the Northwest avalanche center.
(2) $50,000 of the general fund--state appropriation for fiscal year 2010 is provided solely for moving costs and information technology infrastructure changes associated with moving staff from the department of archaeology and historic preservation into the state parks and recreation commission's Tumwater headquarters building.

NEW SECTION.  Sec. 304.  FOR THE RECREATION AND CONSERVATION FUNDING BOARD
General Fund--State Appropriation (FY 2010) $1,389,000
General Fund--State Appropriation (FY 2011) $1,399,000
General Fund--Federal Appropriation $10,431,000
General Fund--Private/Local Appropriation $250,000
Aquatic Lands Enhancement Account--State Appropriation $278,000
Firearms Range Account--State Appropriation $39,000
Recreation Resources Account--State Appropriation $2,823,000
NOVA Program Account--State Appropriation $1,062,000
TOTAL APPROPRIATION $17,671,000

The appropriations in this section are subject to the following conditions and limitations: The recreation and conservation office, under the direction of the salmon recovery funding board, shall assess watershed and regional-scale capacity issues relating to the support
and implementation of salmon recovery. The assessment shall examine priority setting and incentives to further promote coordination to ensure that effective and efficient mechanisms for delivery of salmon recovery funding board funds are being utilized. The salmon recovery funding board shall distribute its operational funding to the appropriate entities based on this assessment.

NEW SECTION. **Sec. 305. FOR THE ENVIRONMENTAL HEARINGS OFFICE**

| General Fund--State Appropriation (FY 2010) | $1,106,000 |
| General Fund--State Appropriation (FY 2011) | $1,103,000 |
| **TOTAL APPROPRIATION** | **$2,209,000** |

NEW SECTION. **Sec. 306. FOR THE CONSERVATION COMMISSION**

| General Fund--State Appropriation (FY 2010) | $7,704,000 |
| General Fund--State Appropriation (FY 2011) | $7,728,000 |
| General Fund--Federal Appropriation | $1,179,000 |
| **TOTAL APPROPRIATION** | **$16,611,000** |

NEW SECTION. **Sec. 307. FOR THE DEPARTMENT OF FISH AND WILDLIFE**

| General Fund--State Appropriation (FY 2010) | $44,577,000 |
| General Fund--State Appropriation (FY 2011) | $43,583,000 |
| General Fund--Federal Appropriation | $51,945,000 |
| General Fund--Private/Local Appropriation | $37,671,000 |
| Off Road Vehicle Account--State Appropriation | $419,000 |
| Aquatic Lands Enhancement Account--State Appropriation | $6,722,000 |
| Public Safety and Education Account--State Appropriation (FY 2010) | $269,000 |
| Public Safety and Education Account--State Appropriation (FY 2011) | $325,000 |
| Recreational Fisheries Enhancement--State Appropriation | $3,653,000 |
| Warm Water Game Fish Account--State Appropriation | $2,892,000 |
| Eastern Washington Pheasant Enhancement Account--State Appropriation | $755,000 |
| Aquatic Invasive Species Enforcement Account--State Appropriation | $204,000 |
| Aquatic Invasive Species Prevention Account-- |  |
State Appropriation .......................... $845,000
Wildlife Account--State Appropriation ............. $62,869,000
Wildlife Account--Federal Appropriation .......... $34,769,000
Wildlife Account--Private/Local Appropriation .... $10,064,000
Game Special Wildlife Account--State Appropriation.... $2,388,000
Game Special Wildlife Account--Federal Appropriation... $8,929,000
Game Special Wildlife Account--Private/Local Appropriation $487,000
Wildlife Rehabilitation Account--State Appropriation ... $270,000
Regional Fisheries Salmonid Recovery Account--
Federal Appropriation ............................. $5,001,000
Oil Spill Prevention Account--State Appropriation ..... $889,000
Oyster Reserve Land Account--State Appropriation ..... $918,000
TOTAL APPROPRIATION ........................... $320,444,000

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

(1) $294,000 of the aquatic lands enhancement account--state appropriation is provided solely for the implementation of hatchery reform recommendations defined by the hatchery scientific review group.

(2) $400,000 of the general fund--state appropriation for fiscal year 2010 and $400,000 of the general fund--state appropriation for fiscal year 2011 are provided solely for a state match to support the Puget Sound nearshore partnership between the department and the U.S. army corps of engineers.

(3) $536,000 of the general fund--state appropriation for fiscal year 2010 and $603,000 of the general fund--state appropriation for fiscal year 2011 are provided solely for the department to implement a pilot project with the Confederated Tribes of the Colville Reservation to develop expanded recreational fishing opportunities on Lake Rufus Woods and its northern shoreline and to conduct joint enforcement of lake fisheries on Lake Rufus Woods and adjoining waters, pursuant to state and tribal intergovernmental agreements developed under the Columbia River water supply program. For the purposes of the pilot project:

(a) A fishing permit issued to a nontribal member by the Colville Tribes shall satisfy the license requirement of RCW 77.32.010 on the waters of Lake Rufus Woods and on the north shore of Lake Rufus Woods;
(b) The Colville Tribes have agreed to provide to holders of its nontribal member fishing permits a means to demonstrate that fish in their possession were lawfully taken in Lake Rufus Woods;

(c) A Colville tribal member identification card shall satisfy the license requirement of RCW 77.32.010 on all waters of Lake Rufus Woods;

(d) The department and the Colville Tribes shall jointly designate fishing areas on the north shore of Lake Rufus Woods for the purposes of enhancing access to the recreational fisheries on the lake; and

(e) The Colville Tribes have agreed to recognize a fishing license issued under RCW 77.32.470 or RCW 77.32.490 as satisfying the nontribal member fishing permit requirements of Colville tribal law on the reservation portion of the waters of Lake Rufus Woods and at designated fishing areas on the north shore of Lake Rufus Woods;

(4) Prior to submitting its 2011-2013 biennial operating and capital budget request related to state fish hatcheries to the office of financial management, the department shall contract with the hatchery scientific review group (HSRG) to review this request. This review shall: (a) Determine if the proposed requests are consistent with HSRG recommendations; (b) prioritize the components of the requests based on their contributions to protecting wild salmonid stocks and meeting the recommendations of the HSRG; and (c) evaluate whether the proposed requests are being made in the most cost effective manner. The department shall provide a copy of the HSRG review to the office of financial management with their agency budget proposal.

(5) Within existing funds, the department shall continue implementing its capital program action plan dated September 1, 2007, including the purchase of the necessary maintenance and support costs for the capital programs and engineering tools. The department shall report to the office of financial management and the appropriate committees of the legislature, its progress in implementing the plan, including improvements instituted in its capital program, by September 30, 2011.

(6) $100,000 of the general fund--state appropriation for fiscal year 2010 and $100,000 of the general fund--state appropriation for fiscal year 2011 are provided solely for removal of derelict gear in Washington waters.
### NEW SECTION. Sec. 308. FOR THE DEPARTMENT OF NATURAL RESOURCES

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<tr>
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<td>General Fund--State Appropriation (FY 2011)</td>
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<td>Forest Development Account--State Appropriation</td>
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<td>Off Road Vehicle Account--State Appropriation</td>
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<td>Agricultural College Trust Management Account--State Appropriation</td>
<td>$2,654,000</td>
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**TOTAL APPROPRIATION**                                                                 | **$305,974,000**

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

1. $1,355,000 of the general fund--state appropriation for fiscal year 2010 and $1,299,000 of the general fund--state appropriation for fiscal year 2011 are provided solely for deposit into the agricultural college trust management account and are provided solely to manage approximately 70,700 acres of Washington State University's agricultural college trust lands.
(2) $11,378,000 of the general fund--state appropriation for fiscal year 2010, $11,378,000 of the general fund--state appropriation for fiscal year 2011, and $5,000,000 of the disaster response account--state appropriation are provided solely for emergency fire suppression. None of the general fund and disaster response account amounts provided in this subsection may be used to fund agency indirect and administrative expenses. Agency indirect and administrative costs shall be allocated among the agency's remaining accounts and appropriations.

(3) $5,000,000 of the forest and fish support account--state appropriation is provided solely for adaptive management, monitoring, and participation grants to tribes. If federal funding for this purpose is reinstated, the amount provided in this subsection shall lapse.

(4) $600,000 of the derelict vessel removal account--state appropriation is provided solely for removal of derelict and abandoned vessels that have the potential to contaminate Puget Sound.

NEW SECTION. Sec. 309. FOR THE DEPARTMENT OF AGRICULTURE

General Fund--State Appropriation (FY 2010) ................ $12,727,000
General Fund--State Appropriation (FY 2011) ................ $12,534,000
General Fund--Federal Appropriation ......................... $11,623,000
General Fund--Private/Local Appropriation .................. $198,000
Aquatic Lands Enhancement Account--State Appropriation ........ $2,568,000
State Toxics Control Account--State Appropriation .......... $4,290,000
Water Quality Permit Account--State Appropriation .......... $62,000
TOTAL APPROPRIATION ........................................ $44,002,000

The appropriations in this section are subject to the following conditions and limitations: $350,000 of the aquatic lands enhancement account appropriation is provided solely for funding to the Pacific county noxious weed control board to eradicate remaining spartina in Willipa Bay.

NEW SECTION. Sec. 310. FOR THE WASHINGTON POLLUTION LIABILITY REINSURANCE PROGRAM

Pollution Liability Insurance Program Trust Account--State Appropriation ........ $643,000
NEW SECTION. Sec. 311. FOR THE PUGET SOUND PARTNERSHIP

General Fund--State Appropriation (FY 2010) .................. $3,989,000
General Fund--State Appropriation (FY 2011) .................. $3,663,000
General Fund--Federal Appropriation .......................... $3,624,000
Aquatic Lands Enhancement Account--State Appropriation .... $500,000
State Toxics Control Account--State Appropriation .......... $682,000
TOTAL APPROPRIATION ........................................... $12,458,000

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

(1) $305,000 of the general fund--state appropriation for fiscal year 2010 and $170,000 of the state toxics control account--state appropriation for fiscal year 2010 are provided solely for measuring water and habitat quality to determine watershed health and assist salmon recovery.

(2) Within the amounts appropriated in this section, the Puget Sound partnership shall provide independent advice and assessment of the state's oil spill prevention, preparedness, and response programs to the departments of ecology and fish and wildlife, including review of existing activities and recommendations for any necessary improvements.

(End of part)
PART IV
TRANSPORTATION

NEW SECTION. Sec. 401. FOR THE DEPARTMENT OF LICENSING

General Fund--State Appropriation (FY 2010) ............... $1,846,000
General Fund--State Appropriation (FY 2011) ............... $2,096,000
Architects' License Account--State Appropriation .......... $773,000
Cemetery Account--State Appropriation .................. $244,000
Professional Engineers' Account--State Appropriation ... $3,619,000
Real Estate Commission Account--State Appropriation ... $10,115,000
Master License Account--State Appropriation ............ $13,362,000
Uniform Commercial Code Account--State Appropriation ... $3,119,000
Real Estate Education Account--State Appropriation .... $276,000
Real Estate Appraiser Commission Account--State Appropriation $1,352,000
Business and Professions Account--State Appropriation .... $12,762,000
Real Estate Research Account--State Appropriation ....... $320,000
Funeral Directors And Embalmers Account--State Appropriation $609,000
Geologists' Account--State Appropriation ............... $60,000
Derelict Vessel Removal Account--State Appropriation .... $31,000
TOTAL APPROPRIATION ....... $50,577,000

NEW SECTION. Sec. 402. FOR THE STATE PATROL

General Fund--State Appropriation (FY 2010) ............. $41,967,000
General Fund--State Appropriation (FY 2011) ............. $41,002,000
General Fund--Federal Appropriation ...................... $11,440,000
General Fund--Private/Local Appropriation ................. $1,238,000
Death Investigations Account--State Appropriation ....... $6,060,000
Public Safety and Education Account--State Appropriation (FY 2010) $1,525,000
Public Safety and Education Account--State Appropriation (FY 2011) $1,531,000
Enhanced 911 Account--State Appropriation ................ $609,000
County Criminal Justice Assistance Account--State Appropriation $3,149,000

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## Appropriation

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

1. $200,000 of the fire service training account--state appropriation is provided solely for two FTEs in the office of the state director of fire protection to exclusively review K-12 construction documents for fire and life safety in accordance with the state building code. It is the intent of this appropriation to provide these services only to those districts that are located in counties without qualified review capabilities.

2. $8,000,000 of the disaster response account--state appropriation is provided solely for Washington state fire service resource mobilization costs incurred in response to an emergency or disaster authorized under RCW 43.43.960 and 43.43.964.
NEW SECTION. Sec. 501. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION

General Fund--State Appropriation (FY 2010) .......... $30,647,000
General Fund--State Appropriation (FY 2011) .......... $29,095,000
General Fund--Federal Appropriation ................. $77,858,000

TOTAL APPROPRIATION ............................. $137,600,000

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

1. A maximum of $21,370,000 of the general fund--state appropriation for fiscal year 2010, $19,556,000 of the general fund--state appropriation for fiscal year 2011, and $21,478,000 of the general fund--federal appropriation is for state agency operations.

2. $12,578,000 of the general fund--state appropriation for fiscal year 2010 and $12,123,000 of the general fund--state appropriation for fiscal year 2011 are provided solely for the operation and expenses of the office of the superintendent of public instruction. Within the amounts provided in this subsection, 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. The students selected for the award must demonstrate understanding through completion of at least one of the classroom-based civics assessment models developed by the superintendent of public instruction, and through leadership in the civic life of their communities. The superintendent shall select two students from eastern Washington and two students from western Washington to receive the award, and shall notify the governor and legislature of the names of the recipients.

3. Of the amounts provided in this subsection (1)(a), $169,000 of the general fund--state appropriation for fiscal year 2010 and $167,000 of the general fund--state appropriation for fiscal year 2011 are provided solely to the office of the superintendent of public instruction to coordinate school district financial health technical assistance provided to local school districts by educational service districts.
(ii) Within the amounts provided in this subsection (1)(a), the superintendent of public instruction is to conduct the following activity to identify efficiencies in the organization and structure of school districts. The superintendent shall make recommendations for a streamlined school district consolidation process, develop appropriate criteria, and provide needed statutory changes to meet the following goals: Reduce operating costs; reduce administrative duplication; and create efficiencies to offer better programmatic opportunities to students. Recommendations shall also include specific proposals for realigned school districts. The superintendent of public instruction shall report to the governor and the appropriate legislative committees by November 1, 2009.

(b) $815,000 of the general fund--state appropriation for fiscal year 2010 and $815,000 of the general fund--state appropriation for fiscal year 2011 are provided solely for the operation and expenses of the state board of education, including basic education assistance activities.

(c) $5,247,000 of the general fund--state appropriation for fiscal year 2010 and $5,247,000 of the general fund--state appropriation for fiscal year 2011 are provided solely to the professional educator standards board for the following:

(i) $1,141,000 in fiscal year 2010 and $1,141,000 in fiscal year 2011 are for the operation and expenses of the Washington professional educator standards board, including administering the alternative routes to certification program, pipeline for paraeducators conditional scholarship loan program, and the retooling to teach math conditional loan program;

(ii) $3,431,000 of the general fund--state appropriation for fiscal year 2010 and $3,431,000 of the general fund--state appropriation for fiscal year 2011 are for conditional scholarship loans and mentor stipends provided through the alternative routes to certification program administered by the professional educator standards board. Of the amounts provided in this subsection (1)(c)(ii):

(A) $500,000 each year is provided solely for conditional scholarships to candidates seeking an endorsement in special education, math, science, or bilingual education;

(B) $2,372,000 for fiscal year 2010 and $2,372,000 for fiscal year 2011 are for the expansion of conditional scholarship loans and mentor
stipends for individuals enrolled in alternative route state partnership programs and seeking endorsements in math, science, special education or bilingual education;

(C) Remaining amounts in this subsection (1)(c)(ii) shall be used to continue existing alternative routes to certification programs; and

(D) Candidates seeking math and science endorsements under (A) and (B) of this subsection shall receive priority for funding;

(iii) $231,000 of the general fund--state appropriation for fiscal year 2010 and $231,000 of the general fund--state appropriation for fiscal year 2011 are for the recruiting Washington teachers program;

(iv) $200,000 of the general fund--state appropriation for fiscal year 2010 and $200,000 of the general fund--state appropriation for fiscal year 2011 are for $4,000 conditional loan stipends for paraeducators participating in the pipeline for paraeducators program; and

(v) $244,000 of the general fund--state appropriation for fiscal year 2010 and $244,000 of the general fund--state appropriation for fiscal year 2011 are for conditional stipends for certificated teachers pursuing a mathematics or science endorsement under the retooling to teach mathematics or science program. The conditional stipends shall be for endorsement exam fees as well as stipends for teachers who must also complete coursework.

(d) $1,503,000 of the general fund--state appropriation for fiscal year 2010 and $144,000 of the general fund--state appropriation for fiscal year 2011 are provided solely for replacement of the apportionment and grant payment system, which includes the processes that collect school district budget and expenditure information, staffing characteristics, and the student enrollments that drive the funding process.

(e) $1,227,000 of the general fund--state appropriation for fiscal year 2010 and $1,227,000 of the general fund--state appropriation for fiscal year 2011 are provided solely for the creation of a statewide data base of longitudinal student information. This amount is conditioned on the department satisfying the requirements in section 902 of this act.

(f) During the 2009-11 biennium, to the maximum extent possible, in adopting new agency rules or making any changes to existing rules or policies related to the fiscal provisions in the administration of part
V of this act, the office of the superintendent of public instruction shall attempt to request approval through the normal legislative budget process.

(2) $9,587,000 of the general fund--state appropriation for fiscal year 2010, $9,587,000 of the general fund--state appropriation for fiscal year 2011, and $55,890,000 of the general fund--federal appropriation are provided solely for statewide programs.

(a) HEALTH AND SAFETY

(i) $2,541,000 of the general fund--state appropriation for fiscal year 2010 and $2,541,000 of the general fund--state appropriation for fiscal year 2011 are provided solely for a corps of nurses located at educational service districts, as determined by the superintendent of public instruction, to be dispatched to the most needy schools to provide direct care to students, health education, and training for school staff.

(ii) $96,000 of the general fund--state appropriation for fiscal year 2010 and $96,000 of the general fund--state appropriation for fiscal year 2011 are provided solely for the school safety center in the office of the superintendent of public instruction subject to the following conditions and limitations:

(A) The safety center shall: Disseminate successful models of school safety plans and cooperative efforts; provide assistance to schools to establish a comprehensive safe school plan; select models of cooperative efforts that have been proven successful; act as an information dissemination and resource center when an incident occurs in a school district either 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 develop and maintain a school safety information web site.

(B) The school safety center advisory committee shall develop a training program, using the best practices in school safety, for all school safety personnel.

(iii) $100,000 of the general fund--state appropriation for fiscal year 2010 and $100,000 of the general fund--state appropriation for fiscal year 2011 are provided solely for a school safety training program provided by the criminal justice training commission. The commission, in collaboration with the school safety center advisory
committee, shall provide the school safety training for all school
administrators and school safety personnel, including school safety
personnel hired after the effective date of this section.

(iv) $9,670,000 of the general fund--federal appropriation is
provided for safe and drug free schools and communities grants for drug
and violence prevention activities and strategies.

(b) TECHNOLOGY

$1,939,000 of the general fund--state appropriation for fiscal year
2010 and $1,939,000 of the general fund--state appropriation for fiscal
year 2011 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) GRANTS AND ALLOCATIONS

(i) $1,329,000 of the general fund--state appropriation for fiscal
year 2010 and $1,329,000 of the general fund--state appropriation for
fiscal year 2011 are provided solely to expand the special services
pilot project to include up to seven participating districts. The
office of the superintendent of public instruction shall allocate these
funds to the district or districts participating in the pilot program
according to the provisions of RCW 28A.630.016.

(ii) $31,000 of the general fund--state appropriation for fiscal
year 2010 and $31,000 of the general fund--state appropriation for
fiscal year 2011 are provided solely for operation of the Cispus
environmental learning center.

(iii) $800,000 of the general fund--state appropriation for fiscal
year 2010 and $800,000 of the general fund--state appropriation for
fiscal year 2011 are provided solely for the Washington state achievers
scholarship 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.

(iv) $175,000 of the general fund--state appropriation for fiscal
year 2010 and $175,000 of the general fund--state appropriation for
fiscal year 2011 are provided solely for incentive grants for districts
and pilot projects to develop preapprenticeship programs. Incentive
grant awards up to $10,000 each shall be used to support the program's
design, school/business/labor agreement negotiations, and recruiting high school students for preapprenticeship programs in the building trades and crafts.

(v) $2,576,000 of the general fund--state appropriation for fiscal year 2010 and $2,576,000 of the general fund--state appropriation for fiscal year 2011 are provided solely for the dissemination of the Navigation 101 curriculum to all districts, including disseminating electronic student planning tools and software for analyzing the impact of the implementation of Navigation 101 on student performance, and grants to at least one hundred school districts each year for the implementation of the Navigation 101 program. The implementation grants will be limited to a maximum of two years and the school districts selected shall represent various regions of the state and reflect differences in school district size and enrollment characteristics.

NEW SECTION. Sec. 502. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION--FOR GENERAL APPORTIONMENT

General Fund--State Appropriation (FY 2010) . . . . . . . . $5,099,869,000
General Fund--State Appropriation (FY 2011) . . . . . . . . $5,128,882,000
TOTAL APPROPRIATION . . . . . . . . . . . . . . . . . . . $10,228,751,000

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) Allocations for certificated staff salaries for the 2009-10 and 2010-11 school years shall be determined using formula-generated staff units calculated pursuant to this subsection. Staff allocations for small school enrollments in (e) through (g) of this subsection shall be reduced for vocational full-time equivalent enrollments. Staff allocations for small school enrollments in grades K-6 shall be the greater of that generated under (a) of this subsection, or under (d) and (e) of this subsection. Certificated staffing allocations shall be as follows:

(a) On the basis of each 1,000 average annual full-time equivalent enrollments, excluding full-time equivalent enrollment otherwise
recognized for certificated staff unit allocations under (d) through (g) of this subsection:

(i) Four certificated administrative staff units per thousand full-time equivalent students in grades K-12;

(ii) Forty-nine certificated instructional staff units per thousand full-time equivalent students in grades K-3;

(iii) Forty-six certificated instructional staff units per thousand full-time equivalent students in grades 4-12; and

(iv) An additional 4.2 certificated instructional staff units for grades K-3 and an additional 7.2 certificated instructional staff units for grade 4. Any funds allocated for the additional certificated units provided in this subsection (iv) shall not be considered as basic education funding;

(A) Funds provided under this subsection (2)(a)(iv) in excess of the amount required to maintain the statutory minimum ratio established under RCW 28A.150.260(2)(b) shall be allocated only if the district documents an actual ratio in grades K-4 equal to or greater than 53.2 certificated instructional staff per thousand full-time equivalent students. For any school district documenting a lower certificated instructional staff ratio, the allocation shall be based on the district's actual grades K-4 certificated instructional staff ratio achieved in that school year, or the statutory minimum ratio established under RCW 28A.150.260(2)(b), if greater;

(B) Districts at or above 51.0 certificated instructional staff per one thousand full-time equivalent students in grades K-4 may dedicate up to 1.3 of the 53.2 funding ratio to employ additional classified instructional assistants assigned to basic education classrooms in grades K-4. For purposes of documenting a district's staff ratio under this section, funds used by the district to employ additional classified instructional assistants shall be converted to a certificated staff equivalent and added to the district's actual certificated instructional staff ratio. Additional classified instructional assistants, for the purposes of this subsection, shall be determined using the 1989-90 school year as the base year;

(C) Any district maintaining a ratio in grades K-4 equal to or greater than 53.2 certificated instructional staff per thousand full-time equivalent students may use allocations generated under this subsection (2)(a)(iv) in excess of that required to maintain the
minimum ratio established under RCW 28A.150.260(2)(b) to employ additional basic education certificated instructional staff or classified instructional assistants in grades 5-6. Funds allocated under this subsection (2)(a)(iv) shall only be expended to reduce class size in grades K-6. No more than 1.3 of the certificated instructional funding ratio amount may be expended for provision of classified instructional assistants;

(b) For school districts with a minimum enrollment of 250 full-time equivalent students whose full-time equivalent student enrollment count in a given month exceeds the first of the month full-time equivalent enrollment count by 5 percent, an additional state allocation of 110 percent of the share that such increased enrollment would have generated had such additional full-time equivalent students been included in the normal enrollment count for that particular month;

(c)(i) On the basis of full-time equivalent enrollment in:

(A) Vocational education programs approved by the superintendent of public instruction, a maximum of 0.92 certificated instructional staff units and 0.08 certificated administrative staff units for each 19.5 full-time equivalent vocational students; and

(B) Skills center programs meeting the standards for skills center funding established in January 1999 by the superintendent of public instruction with a waiver allowed for skills centers in current operation that are not meeting this standard until the 2008-09 school year, 0.92 certificated instructional staff units and 0.08 certificated administrative units for each 16.67 full-time equivalent vocational students;

(ii) Vocational 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 vocational enrollments on the same monthly basis as those adjustments for enrollment for students eligible for basic support; and

(iii) Indirect cost charges by a school district to vocational-secondary programs shall not exceed 15 percent of the combined basic education and vocational enhancement allocations of state funds;

(d) 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 state board of education 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;

   (e) 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 state board of education:

   (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;

   (f) 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:

   (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.

Units calculated under (g)(ii) of this subsection shall be reduced by certificated staff units at the rate of forty-six certificated instructional staff units and four certificated administrative staff units per thousand vocational full-time equivalent students;

(g) 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; and

(i) 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.

(3) Allocations for classified salaries for the 2009-10 and 2010-11 school years shall be calculated using formula-generated classified staff units determined as follows:

(a) For enrollments generating certificated staff unit allocations under subsection (2)(e) through (i) of this section, one classified staff unit for each 2.94 certificated staff units allocated under such subsections;

(b) For all other enrollment in grades K-12, including vocational full-time equivalent enrollments, one classified staff unit for each 58.75 average annual full-time equivalent students; and

(c) 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.

(4) Fringe benefit allocations shall be calculated at a rate of 15.89 percent in the 2009-10 school year and 15.89 percent in the 2010-11 school year for certificated salary allocations provided under subsection (2) of this section, and a rate of 17.08 percent in the 2009-10 school year and 17.08 percent in the 2010-11 school year for classified salary allocations provided under subsection (3) of this section.
(5) Insurance benefit allocations shall be calculated at the maintenance rate specified in section 504(2) of this act, based on the number of benefit units determined as follows:

(a) The number of certificated staff units determined in subsection (2) of this section; and

(b) The number of classified staff units determined in subsection (3) of this section multiplied by 1.152. This factor is intended to adjust allocations so that, for the purposes of distributing insurance benefits, full-time equivalent classified employees may be calculated on the basis of 1440 hours of work per year, with no individual employee counted as more than one full-time equivalent.

(6)(a) For nonemployee-related costs associated with each certificated staff unit allocated under subsection (2)(a), (b), and (d) through (h) of this section, there shall be provided a maximum of $10,179 per certificated staff unit in the 2009-10 school year and a maximum of $10,455 per certificated staff unit in the 2010-11 school year.

(b) For nonemployee-related costs associated with each vocational certificated staff unit allocated under subsection (2)(c)(i)(A) of this section, there shall be provided a maximum of $24,999 per certificated staff unit in the 2009-10 school year and a maximum of $25,474 per certificated staff unit in the 2010-11 school year.

(c) For nonemployee-related costs associated with each vocational certificated staff unit allocated under subsection (2)(c)(i)(B) of this section, there shall be provided a maximum of $19,395 per certificated staff unit in the 2009-10 school year and a maximum of $19,764 per certificated staff unit in the 2010-11 school year.

(7) Allocations for substitute costs for classroom teachers shall be distributed at a maintenance rate of $607.44 for the 2009-10 and 2010-11 school years per allocated classroom teachers exclusive of salary increase amounts provided in section 504 of this act. Solely for the purposes of this subsection, allocated classroom teachers shall be equal to the number of certificated instructional staff units allocated under subsection (2) of this section, multiplied by the ratio between the number of actual basic education certificated teachers and the number of actual basic education certificated instructional staff reported statewide for the prior school year.
(8) 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.

(9) The superintendent may distribute a maximum of $7,289,000 outside the basic education formula during fiscal years 2010 and 2011 as follows:

(a) For fire protection for school districts located in a fire protection district as now or hereafter established pursuant to chapter 52.04 RCW, a maximum of $567,000 may be expended in fiscal year 2010 and a maximum of $578,000 may be expended in fiscal year 2011;

(b) For summer vocational programs at skills centers, a maximum of $2,385,000 may be expended for the 2010 fiscal year and a maximum of $2,385,000 for the 2011 fiscal year. 20 percent of each fiscal year amount may carry over from one year to the next;

(c) A maximum of $404,000 may be expended for school district emergencies; and

(d) A maximum of $485,000 each fiscal year may be expended 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.

(10) For purposes of RCW 84.52.0531, the increase per full-time equivalent student is 4.0 percent from the 2008-09 school year to the 2009-10 school year and 4.0 percent from the 2009-10 school year to the 2010-11 school year.

(11) If two or more school districts consolidate and each district was receiving additional basic education formula staff units pursuant to subsection (2)(b) through (h) of this section, the following shall 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 (2)(a) through (h) of this section
shall be reduced in increments of twenty percent per year.

NEW SECTION. Sec. 503. FOR THE SUPERINTENDENT OF PUBLIC
INSTRUCTION--BASIC EDUCATION EMPLOYEE COMPENSATION. (1) The following
calculations determine the salaries used in the general fund
allocations for certificated instructional, certificated
administrative, and classified staff units under section 502 of this
act:

(a) Salary allocations for certificated instructional staff units
shall be determined for each district by multiplying the district's
certificated instructional total base salary shown on LEAP Document 2
by the district's average staff mix factor for certificated
instructional staff in that school year, computed using LEAP Document
1; and

(b) Salary allocations for certificated administrative staff units
and classified staff units for each district shall be based on the
district's certificated administrative and classified salary allocation
amounts shown on LEAP Document 2.

(2) For the purposes of this section:

(a) "LEAP Document 1" means the staff mix factors for certificated
instructional staff according to education and years of experience, as
developed by the legislative evaluation and accountability program
committee on December 12, 2008, 05:18 hours; and

(b) "LEAP Document 2" means the school year salary allocations for
certificated administrative staff and classified staff and derived and
total base salaries for certificated instructional staff as developed
by the legislative evaluation and accountability program committee on
December 12, 2008, 08:01 hours.

(3)(a) Pursuant to RCW 28A.150.410, the following state-wide salary
Allocation schedules for certificated instructional staff are established for basic education salary allocations:

### K-12 Salary Allocation Schedule For Certificated Instructional Staff

#### 2009-10 School Year

<table>
<thead>
<tr>
<th>Years of Service</th>
<th>MA</th>
<th>MA+45</th>
<th>MA+90</th>
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<tbody>
<tr>
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### K-12 Salary Allocation Schedule For Certificated Instructional Staff

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(b) As used in this subsection, the column headings "BA+(N)" refer to the number of credits earned since receiving the baccalaureate degree.

(c) For credits earned after the baccalaureate degree but before the masters degree, any credits in excess of forty-five credits may be counted after the masters degree. Thus, as used in this subsection, the column headings "MA+(N)" refer to the total of:

(i) Credits earned since receiving the masters degree; and

(ii) Any credits in excess of forty-five credits that were earned after the baccalaureate degree but before the masters degree.

(4) For the purposes of this section:

(a) "BA" means a baccalaureate degree.

(b) "MA" means a masters degree.

(c) "PHD" means a doctorate degree.

(d) "Years of service" shall be calculated under the same rules adopted by the superintendent of public instruction.

(e) "Credits" means college quarter hour credits and equivalent in-service credits computed in accordance with RCW 28A.415.020 and 28A.415.023.

(5) No more than ninety college quarter-hour credits received by any employee after the baccalaureate degree may be used to determine compensation allocations under the state salary allocation schedule and LEAP documents referenced in this act, or any replacement schedules and documents, unless:

(a) The employee has a masters degree; or
(b) The credits were used in generating state salary allocations before January 1, 1992.

(6) The certificated instructional staff base salary specified for each district in LEAP Document 2 and the salary schedules in subsection (3)(a) of this section include two learning improvement days. A school district is eligible for the learning improvement day funds only if the learning improvement days have been added to the 180-day contract year. If fewer days are added, the additional learning improvement allocation shall be adjusted accordingly. The additional days shall be limited to specific activities identified in RCW 28A.415.360(2), related to math, science, and reading, and shall not be considered part of basic education. Where appropriate, priority shall be given to math and science training. The principal in each school shall assure that the days are used accordingly. The school principal and the district superintendent shall maintain documentation as to their approval of these activities. The total hours of a learning improvement day shall not be less than the length of a full day under the base contract. The superintendent of public instruction shall ensure that school districts adhere to the intent and purposes of this subsection.

(7) The salary allocation schedules established in this section are for allocation purposes only except as provided in RCW 28A.400.200(2) and subsection (6) of this section.

NEW SECTION. Sec. 504. For the superintendent of public instruction -- for school employee compensation adjustments

General Fund--State Appropriation (FY 2010) ................ $35,330,000
General Fund--State Appropriation (FY 2011) ................ $92,574,000
General Fund--Federal Appropriation .......................... $58,000
TOTAL APPROPRIATION ........................................... $127,962,000

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

(1) $127,962,000 is for adjustments to insurance benefit allocations. The maintenance rate for insurance benefit allocations is $732.00 per month for the 2009-10 and 2010-11 school years. The appropriations in this section provide for a rate increase to $774.00 per month for the 2009-10 school year and $831.00 per month for the 2010-11 school year. The adjustments to health insurance benefit allocations are at the following rates:
(2) The rates specified in this section are subject to revision each year by the legislature.

NEW SECTION.  Sec. 505.  FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION--FOR PUPIL TRANSPORTATION

General Fund--State Appropriation (FY 2010) . . . . . . . . . . . . $314,588,000
General Fund--State Appropriation (FY 2011) . . . . . . . . . . . . $313,426,000
TOTAL APPROPRIATION . . . . . . . . . . . . . . . . . . . . . . . . . . . $628,014,000

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 maximum of $878,000 of this fiscal year 2010 appropriation and a maximum of $895,000 of the fiscal year 2011 appropriation may be expended for regional transportation coordinators and related activities. The transportation coordinators shall ensure that data submitted by school districts for state transportation funding shall, to the greatest extent practical, reflect the actual transportation activity of each district.

(3) $5,000 of the fiscal year 2010 appropriation and $5,000 of the fiscal year 2011 appropriation are provided solely for the transportation of students enrolled in "choice" programs. Transportation shall be limited to low-income students who are transferring to "choice" programs solely for educational reasons.

(4) Allocations for transportation of students shall be based on reimbursement rates of $48.27 per weighted mile in the 2009-10 school year and $48.53 per weighted mile in the 2010-11 school year exclusive of salary and benefit adjustments provided in section 504 of this act. Allocations for transportation of students transported more than one
radius mile shall be based on weighted miles as determined by
superintendent of public instruction multiplied by the per mile
reimbursement rates for the school year pursuant to the formulas
adopted by the superintendent of public instruction. Allocations for
transportation of students living within one radius mile shall be based
on the number of enrolled students in grades kindergarten through five
living within one radius mile of their assigned school multiplied by
the per mile reimbursement rate for the school year multiplied by 1.29.

(5) $12,500,000 of the general fund--state appropriation for fiscal
year 2010 and $12,500,000 of the general fund--state appropriation for
fiscal year 2011 are provided solely for temporary assistance to school
districts for pupil transportation programs. The office of the
superintendent of public instruction, in consultation with the joint
legislative audit and review committee and the office of financial
management, will develop a method of allocating these funds to school
districts. The allocation method shall be based on the findings and
analysis of recent transportation reports.

(6) The office of the superintendent of public instruction shall
provide reimbursement funding to a school district 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 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.

NEW SECTION. Sec. 506. FOR THE SUPERINTENDENT OF PUBLIC
INSTRUCTION--FOR SCHOOL FOOD SERVICE PROGRAMS
General Fund--State Appropriation (FY 2010) . . . . . . . . . . . . . . . . . . . $3,159,000
General Fund--State Appropriation (FY 2011) . . . . . . . . . . . . . . . . . . . $3,159,000
General Fund--Federal Appropriation . . . . . . . . . . . . . . . . . . . . . . . . $280,400,000
TOTAL APPROPRIATION . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . $286,718,000
The appropriations in this section are subject to the following conditions and limitations:

(1) $3,000,000 of the general fund--state appropriation for fiscal year 2010 and $3,000,000 of the general fund--state appropriation for fiscal year 2011 are provided for state matching money for federal child nutrition programs.

(2) $100,000 of the general fund--state appropriation for fiscal year 2010 and $100,000 of the 2011 fiscal year appropriation are provided for summer food programs for children in low-income areas.

(3) $59,000 of the general fund--state appropriation for fiscal year 2010 and $59,000 of the general fund--state appropriation for fiscal year 2011 are provided solely to reimburse school districts for school breakfasts served to students enrolled in the free or reduced price meal program pursuant to chapter 287, Laws of 2005 (requiring school breakfast programs in certain schools).

NEW SECTION. Sec. 507. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION--FOR SPECIAL EDUCATION PROGRAMS

General Fund--State Appropriation (FY 2010) .............. $644,356,000
General Fund--State Appropriation (FY 2011) .............. $656,881,000
General Fund--Federal Appropriation ...................... $434,697,000
Education Legacy Trust Account--State Appropriation .... $756,000
TOTAL APPROPRIATION .................................. $1,736,690,000

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

(1) Funding for special education programs is provided on an excess cost basis, pursuant to RCW 28A.150.390. School districts shall ensure that special education students as a class receive their full share of the general apportionment allocation accruing through sections 502 and 504 of this act. To the extent a school district cannot provide an appropriate education for special education students under chapter 28A.155 RCW through the general apportionment allocation, it shall provide services through the special education excess cost allocation funded in this section.

(2) The superintendent of public instruction shall ensure that:

(a) Special education students are basic education students first;

(b) As a class, special education students are entitled to the full basic education allocation;
(c) Special education students are basic education students for the entire school day; and

(d) All school districts continue to use the full cost method of excess cost accounting.

(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) The superintendent of public instruction shall distribute state funds to school districts based on two categories: (a) The first category includes (i) children birth through age two who are eligible for the optional program for special education eligible developmentally delayed infants and toddlers, and (ii) students eligible for the mandatory special education program and who are age three or four, or five and not yet enrolled in kindergarten; and (b) the second category includes students who are eligible for the mandatory special education program and who are age five and enrolled in kindergarten and students age six through 21.

(5)(a) For the 2009-10 and 2010-11 school years, the superintendent shall make allocations to each district based on the sum of:

(i) A district's annual average headcount enrollment of students ages birth through four and those five year olds not yet enrolled in kindergarten, as defined in subsection (4) of this section, multiplied by the district's average basic education allocation per full-time equivalent student, multiplied by 1.15; and

(ii) A district's annual average full-time equivalent basic education enrollment multiplied by the funded enrollment percent determined pursuant to subsection (6)(b) of this section, multiplied by the district's average basic education allocation per full-time equivalent student multiplied by 0.9309.

(b) For purposes of this subsection, "average basic education allocation per full-time equivalent student" for a district shall be based on the staffing ratios required by RCW 28A.150.260 and shall not include enhancements, secondary vocational education, or small schools.

(6) The definitions in this subsection apply throughout this section.

(a) "Annual average full-time equivalent basic education enrollment" means the resident enrollment including students enrolled through choice (RCW 28A.225.225) and students from nonhigh districts
(RCW 28A.225.210) and excluding students residing in another district enrolled as part of an interdistrict cooperative program (RCW 28A.225.250).

(b) "Enrollment percent" means the district's resident special education annual average enrollment, excluding the birth through age four enrollment and those five year olds not yet enrolled in kindergarten, as a percent of the district's annual average full-time equivalent basic education enrollment.

Each district's general fund--state funded special education enrollment shall be the lesser of the district's actual enrollment percent or 12.7 percent.

(7) 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 subsection (6)(b) of this section, 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.

(8) To the extent necessary, $73,668,000 of the general fund--state appropriation and $29,574,000 of the general fund--federal appropriation are provided for safety net awards for districts with demonstrated needs for special education funding beyond the amounts provided in subsection (5) of this section. If the federal safety net awards based on the federal eligibility threshold exceed the federal appropriation in this subsection (8) in any fiscal year, the superintendent shall expend all available federal discretionary funds necessary to meet this need. Safety net funds shall be awarded by the state safety net oversight committee subject to the following conditions and limitations:

(a) The committee shall consider unmet needs for districts that can convincingly demonstrate that all legitimate expenditures for special education exceed all available revenues from state funding formulas. In the determination of need, the committee shall also consider additional available revenues from federal sources. Differences in program costs attributable to district philosophy, service delivery choice, or accounting practices are not a legitimate basis for safety
net awards. In the determination of need, the committee shall require that districts demonstrate that they are maximizing their eligibility for all state and federal revenues related to services for special education-eligible students. Awards associated with (b) and (c) of this subsection shall not exceed the total of a district's specific determination of need.

(b) The committee shall then consider the extraordinary high cost needs of one or more individual special education students. Differences in costs attributable to district philosophy, service delivery choice, or accounting practices are not a legitimate basis for safety net awards.

(c) Using criteria developed by the committee, the committee shall then consider extraordinary costs associated with communities that draw a larger number of families with children in need of special education services. The safety net awards to school districts shall be adjusted to reflect amounts awarded under (b) of this subsection.

(d) The maximum allowable indirect cost for calculating safety net eligibility may not exceed the federal restricted indirect cost rate for the district plus one percent.

(e) Safety net awards must be adjusted for any audit findings or exceptions related to special education funding.

(f) Safety net awards shall be adjusted based on the percent of potential medicaid eligible students billed as calculated by the superintendent in accordance with chapter 318, Laws of 1999. The state safety net oversight committee shall ensure that safety net documentation and awards are based on current medicaid revenue amounts.

(9) The superintendent of public instruction may adopt such rules and procedures as are necessary to administer the special education funding and safety net award process. Prior to revising any standards, procedures, or rules, the superintendent shall consult with the office of financial management and the fiscal committees of the legislature.

(10) The safety net oversight committee appointed by the superintendent of public instruction shall consist of:

(a) One staff from the office of superintendent of public instruction;

(b) Staff of the office of the state auditor who shall be nonvoting members of the committee; and
(c) One or more representatives from school districts or educational service districts knowledgeable of special education programs and funding.

(11) The office of the superintendent of public instruction shall review and streamline the application process to access safety net funds, provide technical assistance to school districts, and annually survey school districts regarding improvement to the process.

(12) A maximum of $678,000 may be expended from the general fund--state appropriations to fund 5.43 full-time equivalent teachers and 2.1 full-time equivalent aides at children's orthopedic hospital and medical center. This amount is in lieu of money provided through the home and hospital allocation and the special education program.

(13) A maximum of $1,000,000 of the general fund--federal appropriation is provided for projects to provide special education students with appropriate job and independent living skills, including work experience where possible, to facilitate their successful transition out of the public school system. The funds provided by this subsection shall be from federal discretionary grants.

(14) $50,000 of the general fund--state appropriation for fiscal year 2010, $50,000 of the general fund--state appropriation for fiscal year 2011, and $100,000 of the general fund--federal appropriation shall be expended to support a special education ombudsman program within the office of superintendent of public instruction. The purpose of the program is to provide support to parents, guardians, educators, and students with disabilities. The program will provide information to help families and educators understand state laws, rules, and regulations, and access training and support, technical information services, and mediation services. The ombudsman program will provide data, information, and appropriate recommendations to the office of superintendent of public instruction, school districts, educational service districts, state need projects, and the parent and teacher information center. Within the appropriations in this section there is sufficient funding provided to also provide at least a half-time support staff position for the special education ombudsman program.

(15) 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.

(16) A maximum of $1,200,000 of the general fund--federal appropriation may be expended by the superintendent for projects related to use of inclusion strategies by school districts for provision of special education services.

(17) The superintendent, consistent with federal IDEA reauthorization, shall continue to educate school districts on how to implement a birth-to-three program and review the cost effectiveness and learning benefits of early intervention.

(18) 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.

NEW SECTION.  Sec. 508. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION--FOR EDUCATIONAL SERVICE DISTRICTS

General Fund--State Appropriation (FY 2010) .................. $9,650,000
General Fund--State Appropriation (FY 2011) .................. $9,686,000
TOTAL APPROPRIATION ........................................ $19,336,000

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

(1) The educational service districts shall continue to furnish financial services required by the superintendent of public instruction and RCW 28A.310.190 (3) and (4).

(2) $3,355,000 of the general fund--state appropriation in fiscal year 2010 and $3,355,000 of the general fund--state appropriation in fiscal year 2011 are provided solely for regional professional development related to mathematics and science curriculum and instructional strategies. For each educational service district, $372,357 is provided in each fiscal year for professional development activities related to mathematics and science curriculum and instruction. 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. The
office of superintendent of public instruction shall also allocate to
each educational service district additional amounts provided in
section 504 of this act for compensation increases associated with the
salary amounts and staffing provided in this subsection (2).

(3) The educational service districts, at the request of the state
board of education pursuant to RCW 28A.310.010 and 28A.310.340, 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.

(4) $1,327,000 of the general fund--state appropriation for fiscal
year 2010 and $1,362,000 of the general fund--state appropriation for
fiscal year 2011 are provided solely to educational service districts
to provide financial technical assistance to school districts,
including review of school district budget and revenue conditions,
monitoring of fund balances, and support for school districts facing
binding conditions, as well as oversight for school districts in
binding conditions. These efforts shall be coordinated through and
with the office of the superintendent of public instruction.

NEW SECTION. Sec. 509. FOR THE SUPERINTENDENT OF PUBLIC
INSTRUCTION--FOR LOCAL EFFORT ASSISTANCE
General Fund--State Appropriation (FY 2010) .......... $195,277,000
General Fund--State Appropriation (FY 2011) .......... $165,536,000
TOTAL APPROPRIATION .................. $360,813,000

NEW SECTION. Sec. 510. FOR THE SUPERINTENDENT OF PUBLIC
INSTRUCTION--FOR INSTITUTIONAL EDUCATION PROGRAMS
General Fund--State Appropriation (FY 2010) .......... $20,127,000
General Fund--State Appropriation (FY 2011) .......... $19,797,000
TOTAL APPROPRIATION .................. $39,924,000

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

(1) Each general fund--state fiscal year appropriation includes
such funds as are necessary to complete the school year ending in the
fiscal year and for prior fiscal year adjustments.
(2) State funding provided under this section is based on salaries and other expenditures for a 220-day school year. The superintendent of public instruction shall monitor school district expenditure plans for institutional education programs to ensure that districts plan for a full-time summer program.

(3) State funding for each institutional education program shall be based on the institution's annual average full-time equivalent student enrollment. Staffing ratios for each category of institution shall remain the same as those funded in the 1995-97 biennium.

(4) The funded staffing ratios for education programs for juveniles age 18 or less in department of corrections facilities shall be the same as those provided in the 1997-99 biennium.

(5) $215,000 of the general fund--state appropriation for fiscal year 2010 and $215,000 of the general fund--state appropriation for fiscal year 2011 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, and programs for juveniles under the juvenile rehabilitation administration.

(6) Ten percent of the funds allocated for each institution may be carried over from one year to the next.

NEW SECTION. Sec. 511. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION--FOR PROGRAMS FOR HIGHLY CAPABLE STUDENTS

General Fund--State Appropriation (FY 2010) . . . . . . . . . $9,485,000
General Fund--State Appropriation (FY 2011) . . . . . . . . . $9,516,000
TOTAL APPROPRIATION . . . . . . . . . . . . . . . . . . . . . $19,001,000

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) Allocations for school district programs for highly capable students shall be distributed at a maximum rate of $404.81 per funded
student for the 2009-10 school year and $404.81 per funded student for
the 2010-11 school year, exclusive of salary and benefit adjustments
pursuant to section 504 of this act. The number of funded students
shall be a maximum of 2.314 percent of each district's full-time
equivalent basic education enrollment.
(3) $170,000 of the fiscal year 2010 appropriation and $170,000 of
the fiscal year 2011 appropriation are provided for the centrum program
at Fort Worden state park.
(4) $90,000 of the fiscal year 2010 appropriation and $90,000 of
the fiscal year 2011 appropriation are provided for the Washington
destination imagination network and future problem-solving programs.

NEW SECTION. Sec. 512. FOR THE SUPERINTENDENT OF PUBLIC
INSTRUCTION--FOR MISCELLANEOUS PURPOSES UNDER THE ELEMENTARY AND
SECONDARY SCHOOL IMPROVEMENT ACT AND THE NO CHILD LEFT BEHIND ACT
General Fund--Federal Appropriation . . . . . . . . . . . . . . . . $43,450,000

NEW SECTION. Sec. 513. FOR THE SUPERINTENDENT OF PUBLIC
INSTRUCTION--EDUCATION REFORM PROGRAMS
General Fund--State Appropriation (FY 2010) . . . . . . . . . . . . . $91,038,000
General Fund--State Appropriation (FY 2011) . . . . . . . . . . . . . $99,889,000
General Fund--Federal Appropriation . . . . . . . . . . . . . . . . . . . . . . . . . $152,626,000
Education Legacy Trust Account--State Appropriation . . $101,209,000
TOTAL APPROPRIATION . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . $444,762,000

The appropriations in this section are subject to the following
conditions and limitations:
(1) $39,108,000 of the general fund--state appropriation for fiscal
year 2010, $40,668,000 of the general fund--state appropriation for
fiscal year 2011, $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 assessments of student learning
(WASL), including: (i) Development and implementation of retake
assessments for high school students who are not successful in one or
more content areas of the WASL; and (ii) development and implementation
of alternative assessments or appeals procedures to implement the
certificate of academic achievement. The superintendent of public
instruction shall report quarterly on the progress on development and
implementation of alternative assessments or appeals procedures. Within these amounts, the superintendent of public instruction shall contract for the early return of 10th grade student WASL results, on or around June 10th of each year.

(2) $3,249,000 of the general fund--state appropriation for fiscal year 2010 and $3,249,000 of the general fund--state appropriation for fiscal year 2011 are provided solely for end-of-course tests in math.

(3) $250,000 of the general fund--state appropriation for fiscal year 2010, $250,000 of the general fund--state appropriation for fiscal year 2011, and $4,400,000 of the education legacy trust account--state appropriation is provided solely for the development and implementation of diagnostic assessments to support the development and implementation of voluntary classroom-based diagnostic assessments and progress monitoring tools for all subject areas included in the WASL by the office of the superintendent of public instruction.

(4) $70,000 of the general fund--state appropriation for fiscal year 2010 and $70,000 of the general fund--state appropriation for fiscal year 2011 are provided solely for the second grade assessments.

(5) $1,014,000 of the education legacy trust account appropriation is provided solely for allocations to districts for salaries and benefits for the equivalent of two additional professional development days for fourth and fifth grade teachers during the 2008-09 school year. Districts may use the funding to support additional days for professional development as well as job-embedded forms of professional development.

(6) $1,385,000 of the education legacy trust fund appropriation is provided solely for allocations to districts for salaries and benefits for the equivalent of three additional professional development days for middle and high school math teachers and the equivalent of three additional professional development days for middle and high school science teachers during the 2008-09 school year. Districts may use the funding to support additional days for professional development as well as job-embedded forms of professional development.

(7) $1,856,000 of the education legacy trust fund appropriation is provided solely for allocations to districts for specialized professional development in math for one math teacher and one science teacher in each middle school and one math teacher and one science teacher in each high school during the 2008-09 school year. The
allocations shall be based on five additional professional development
days per teacher and an additional allocation per teacher of $1,500 for
training costs. In order to generate an allocation under this
subsection, a teacher must participate in specialized professional
development that leads to the implementation of mathematics and science
courses that add new rigor to the math and science course offerings in
the school.

(8) $7,472,000 of the education legacy trust account--state
appropriation is provided solely for a math and science instructional
coaches program. Funding shall be used to provide grants to schools
and districts for salaries, benefits, and professional development
activities for twenty-five instructional coaches in middle and high
school math in each year and twenty-five instructional coaches in
middle and high school science in each year; and up to $300,000 may be
used by the office of the superintendent of public instruction to
administer and coordinate the program. Each instructional coach will
receive five days of training at a coaching institute prior to being
assigned to serve two schools each. These coaches will attend meetings
during the year to further their training and assist with coordinating
statewide trainings on math and science.

(9) $139,000 of the general fund--state appropriation for fiscal
year 2010 and $139,000 of the general fund--state appropriation for
fiscal year 2011 are provided solely for (a) staff at the office of the
superintendent of public instruction to coordinate and promote efforts
to develop integrated math, science, technology, and engineering
programs in schools and districts across the state; and (b) grants of
$2,500 to provide twenty middle and high school teachers each year
professional development training for implementing integrated math,
science, technology, and engineering program in their schools.

(10) $3,079,000 of the general fund--state appropriation for fiscal
year 2010 and $3,079,000 of the general fund--state appropriation for
fiscal year 2011 are provided solely for the Washington state
leadership assistance for science education reform (LASER) regional
partnership coordinated at the Pacific science center.

(11) $81,020,000 of the education legacy trust account--state
appropriation is provided solely for grants for voluntary full-day
kindergarten at the highest poverty schools. The office of the
superintendent of public instruction shall provide allocations to
districts for recipient schools in accordance with the funding formulas provided in section 502 of this act. Each kindergarten student who enrolls for the voluntary full-day program in a recipient school shall count as one-half of one full-time equivalent student for the purpose of making allocations under this subsection. Although the allocations are formula-driven, the office of the superintendent shall consider the funding provided in this subsection as a fixed amount, and shall limit the number of recipient schools so as to stay within the amounts appropriated each fiscal year in this subsection. The funding provided in this subsection is estimated to provide full-day kindergarten programs for 20 percent of kindergarten enrollment in the 2009-10 school year and 20 percent of kindergarten enrollment in the 2010-11 school year. Funding priority shall be given to schools with the highest poverty levels, as measured by prior year free and reduced priced lunch eligibility rates in each school. Additionally, as a condition of funding, school districts must agree to provide the full-day program to the children of parents who request it in each eligible school. For the purposes of calculating a school district levy base, funding provided in this subsection shall be considered a state block grant program under RCW 84.52.0531.

(a) Of the amounts provided in this subsection, a maximum of $272,000 may be used for administrative support of the full-day kindergarten program within the office of the superintendent of public instruction.

(b) Student enrollment pursuant to this program shall not be included in the determination of a school district's overall K-12 FTE for the allocation of student achievement programs and other funding formulas unless specifically stated.

(12) $2,062,000 of the education legacy trust account--state appropriation is provided solely for grants for three demonstration projects for kindergarten through grade three during the 2008-09 and 2009-10 school years. The purpose of the grants is to implement best practices in developmental learning in kindergarten through third grade.

(13) $800,000 of the general fund--state appropriation for fiscal year 2010 and $1,000,000 of the general fund--state appropriation for fiscal year 2011 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 implement 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, with varying roles, 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.

(14) $200,000 of the general fund--state appropriation for fiscal year 2010 and $100,000 of the general fund--state appropriation for fiscal year 2011 are provided solely for the professional educator standards board (PESB) to design a teacher induction program that: (a) Meets the needs of new teachers; (b) is based upon research; and (c) is aligned with the state certification system. The final design shall guide beginning teachers through skill development from initial certification (the residency certificate) to preparation for the professional level certificate assessment. The PESB shall consult with organizations in the state of Washington performing related work, including privately funded entities, as well as education and higher education stakeholders. Recommendations shall be reported to the governor and education committees of the senate and house of representatives by October 1, 2010.

(15) $105,765,000 of the general fund--federal appropriation is provided for preparing, training, and recruiting high quality teachers and principals under Title II of the no child left behind act.

(16) $488,000 of the general fund--state appropriation for fiscal year 2010 and $488,000 of the general fund--state appropriation for fiscal year 2011 are provided solely for a principal support program. The office of the superintendent of public instruction may contract with an independent organization to administer the program. The program shall include: (a) Development of an individualized professional growth plan for a new principal or principal candidate; and (b) participation of a mentor principal who works over a period of between one and three years with the new principal or principal candidate to help him or her build the skills identified as critical to
the success of the professional growth plan. Within the amounts provided, $25,000 per year shall be used to support additional participation of secondary principals.

(17) $3,046,000 of the general fund--state appropriation for fiscal year 2010 and $3,046,000 of the general fund--state appropriation for fiscal year 2011 are provided solely to the office of the superintendent of public instruction for focused assistance. The office of the superintendent of public instruction shall conduct educational audits of low-performing schools and enter into performance agreements between school districts and the office to implement the recommendations of the audit and the community. Each educational audit shall include recommendations for best practices and ways to address identified needs and shall be presented to the community in a public meeting to seek input on ways to implement the audit and its recommendations.

(18) $1,000,000 of the general fund--state appropriation for fiscal year 2010 and $1,000,000 of the general fund--state appropriation for fiscal year 2011 are provided solely for a high school and school district improvement program modeled after the office of the superintendent of public instruction's existing focused assistance program. The state funding for this improvement program will match an equal amount committed by a nonprofit foundation in furtherance of a jointly funded program.

(19) $125,000 of the general fund--state appropriation for fiscal year 2010 and $125,000 of the general fund--state appropriation for fiscal year 2011 are provided solely for the improvement of reading achievement and implementation of research-based reading models.

(20) $30,702,000 of the general fund--federal appropriation is provided for the reading first program under Title I of the no child left behind act.

(21) $1,667,000 of the general fund--state appropriation for fiscal year 2010 and $1,667,000 of the general fund--state appropriation for fiscal year 2011 are provided solely to eliminate the lunch co-pay for students in grades kindergarten through third grade that are eligible for reduced price lunch.

(22) $400,000 of the education legacy trust account--state appropriation is provided solely for the development of mathematics support activities provided by community organizations in after school
programs. The office of the superintendent of public instruction shall administer grants to community organizations that partner with school districts to provide these activities and develop a mechanism to report program and student success.

(23) $5,285,000 of the general fund--state appropriation for fiscal year 2010 and $5,285,000 of the general fund--state appropriation for fiscal year 2011 are provided solely for: (a) The meals for kids program under RCW 28A.235.145 through 28A.235.155; (b) to eliminate the breakfast co-pay for students eligible for reduced price lunch; and (c) for additional assistance for school districts initiating a summer food service program.

(24) (a) $24,595,000 of the general fund--state appropriation for fiscal year 2010 and $31,772,000 of the general fund--state appropriation for fiscal year 2011 are provided solely for the following bonuses for teachers who hold valid, unexpired certification from the national board for professional teaching standards and who are teaching in a Washington public school, subject to the following conditions and limitations:

(i) For national board certified teachers, a bonus of $5,105 per teacher per year. National board certified teachers who become public school principals shall continue to receive this bonus for as long as they are principals and maintain the national board certification;

(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; and

(b) Included in the amounts provided in this subsection are amounts for mandatory fringe benefits.

(25) $600,000 of the general fund--state appropriation for fiscal year 2010 and $600,000 of the general fund--state appropriation for fiscal year 2011 are provided solely for the local farms and healthy kids grant program.

(26) $1,133,000 of the general fund--state appropriation for fiscal year 2010 and $1,133,000 of the general fund--state appropriation for
fiscal year 2011 are provided solely to allow approved middle and
junior high school career and technical education programs to receive
enhanced vocational funding. The office of the superintendent of
public instruction shall provide allocations to districts for middle
and junior high school students in accordance with the funding formulas
provided in section 502 of this act. Although the allocations are
formula-driven, the office of the superintendent shall consider the
funding provided in this subsection as a fixed amount, and shall adjust
funding to stay within the amounts provided in this subsection.

(27) $2,750,000 of the general fund--state appropriation for fiscal
year 2010 and $2,750,000 of the general fund--state appropriation for
fiscal year 2011 are provided solely for secondary career and technical
education grants pursuant to chapter 170, Laws of 2008.

NEW SECTION. Sec. 514. FOR THE SUPERINTENDENT OF PUBLIC
INSTRUCTION--FOR TRANSITIONAL BILINGUAL PROGRAMS
General Fund--State Appropriation (FY 2010) ........ $78,674,000
General Fund--State Appropriation (FY 2011) ........ $81,810,000
General Fund--Federal Appropriation ............... $45,263,000
TOTAL APPROPRIATION .................. $205,747,000
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) The superintendent shall distribute a maximum of $911.45 per
eligible bilingual student in the 2009-10 school year and $911.45 in
the 2010-11 school year, exclusive of salary and benefit adjustments
provided in section 504 of this act.

(3) The superintendent may withhold up to 1.5 percent of the school
year allocations to school districts in subsection (2) of this section,
and adjust the per eligible pupil rates in subsection (2) of this
section accordingly, solely for the central provision of assessments as
provided in RCW 28A.180.090 (1) and (2).

(4) $70,000 of the amounts appropriated in this section are
provided solely to track current and former transitional bilingual
program students.
The general fund--federal appropriation in this section is provided 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.

NEW SECTION. Sec. 515. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION--FOR THE LEARNING ASSISTANCE PROGRAM

General Fund--State Appropriation (FY 2010) . . . . . . . . $102,245,000
General Fund--State Appropriation (FY 2011) . . . . . . . . $104,918,000
General Fund--Federal Appropriation . . . . . . . . . . . . . $365,019,000
Education Legacy Trust Account--State Appropriation . . . . $47,980,000
TOTAL APPROPRIATION . . . . . . . . . . . . . . . . . . . . . . . $620,162,000

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

(1) The general fund--state appropriations in this section are subject to the following conditions and limitations:

(a) The appropriations include such funds as are necessary to complete the school year ending in the fiscal year and for prior fiscal year adjustments.

(b) Funding for school district learning assistance programs shall be allocated at maximum rates of $284.47 per funded student for the 2009-10 school year and $285.42 per funded student for the 2010-11 school year exclusive of salary and benefit adjustments provided under section 504 of this act.

(c) A school district's funded students for the learning assistance program shall be the sum of the following as appropriate:

(i) The district's full-time equivalent enrollment in grades K-12 for the prior school year multiplied by the district's percentage of October headcount enrollment in grades K-12 eligible for free or reduced price lunch in the prior school year; and

(ii) If, in the prior school year, the district's percentage of October headcount enrollment in grades K-12 eligible for free or reduced price lunch exceeded forty percent, subtract forty percent from the district's percentage and multiply the result by the district's K-12 annual average full-time equivalent enrollment for the prior school year.

(d) Within amounts appropriated in this section, funding is
provided for an additional amount shall be allocated to school
districts with high concentrations of poverty and English language
learner students pursuant to chapter 328, Laws of 2008.

(2) The general fund--federal appropriation in this section is
provided for Title I Part A allocations of the no child left behind act

(3) Small school districts are encouraged to make the most
efficient use of the funding provided by using regional educational
service district cooperatives to hire staff, provide professional
development activities, and implement reading and mathematics programs
consistent with research-based guidelines provided by the office of the
superintendent of public instruction.

(4) A school district may carry over from one year to the next up
to 10 percent of the general fund--state or education legacy trust
funds allocated under this program; however, carryover funds shall be
expended for the learning assistance program.

(5) School districts are encouraged to coordinate the use of these
funds with other federal, state, and local sources to serve students
who are below grade level and to make efficient use of resources in
meeting the needs of students with the greatest academic deficits.

(6) Within amounts appropriated in this section, funding is
provided for the extended learning program to provide additional
instructional services for eligible students in grades eight, eleven,
and twelve during the regular school day, evenings, on weekends, or at
other times in order to meet the needs of these students pursuant to

NEW SECTION.  Sec. 516. FOR THE SUPERINTENDENT OF PUBLIC
INSTRUCTION--FOR STUDENT ACHIEVEMENT PROGRAM
Student Achievement Account--State
Appropriation (FY 2010) .................. $374,679,000
Student Achievement Account--State
Appropriation (FY 2011) .................. $358,199,000
TOTAL APPROPRIATION ................ $732,878,000

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

(1) Funding for school district student achievement programs shall
be allocated at a maximum rate of $364.14 per FTE student for the 2009--
school year and $364.14 per FTE student for the 2010-11 school year. For the purposes of this section, FTE student refers to the annual average full-time equivalent enrollment of the school district in grades kindergarten through twelve for the prior school year, as reported to the office of the superintendent of public instruction by August 31st of the previous school year.

(2) The superintendent of public instruction shall distribute the school year allocation according to the monthly apportionment schedule defined in RCW 28A.510.250.

NEW SECTION.  Sec. 517. K-12 CARRYFORWARD AND PRIOR SCHOOL YEAR ADJUSTMENTS. State general fund and state student achievement fund appropriations provided to the superintendent of public instruction for state entitlement programs in the public schools in this part V of this act may be expended as needed by the superintendent for adjustments to apportionment for prior fiscal periods. Recoveries of state general fund moneys from school districts and educational service districts for a prior fiscal period shall be made as reductions in apportionment payments for the current fiscal period and shall be shown as prior year adjustments on apportionment reports for the current period. Such recoveries shall not be treated as revenues to the state, but as a reduction in the amount expended against the appropriation for the current fiscal period.

(End of part)
NEW SECTION. Sec. 601. The appropriations in sections 605 through 611 of this act are subject to the following conditions and limitations:

(1) "Institutions" means the institutions of higher education receiving appropriations under sections 604 through 610 of this act.

(2) The legislature, the office of financial management, and other state agencies need consistent and accurate personnel data from institutions of higher education for policy planning purposes. Institutions of higher education shall report personnel data to the department of personnel for inclusion in the department's data warehouse. Uniform reporting procedures shall be established by the department of personnel for use by the reporting institutions, including provisions for common job classifications and common definitions of full-time equivalent staff. Annual contract amounts, number of contract months, and funding sources shall be consistently reported for employees under contract.

(3) In addition to waivers granted under the authority of RCW 28B.15.910, the governing boards and the state board may waive all or a portion of operating fees for any student. State general fund appropriations shall not be provided to replace tuition and fee revenue foregone as a result of waivers granted under this subsection.

(4) The colleges of education for institutions with appropriations in sections 605 through 610 shall develop a plan, by October 30, 2009, to increase the number of math and science teacher endorsements and certificates granted by the institution. The plan shall address the college's math and science teacher endorsement and certification completion goal for each of the next six years, beginning with the 2010-2011 academic year, and shall be reported to the governor, the higher education coordinating board (HECB) and the professional educator standards board (PESB). Plan components may address: Student advising practices, increase outreach and recruitment efforts, linkages with university mathematics and science departments, and implementation of redesigned, innovative endorsement and certification programs. To accomplish this work, enrollments may need to be shifted from low-need
endorsement and certificate areas to math and science. A report shall be made each October 30th to the HECB and PESB regarding the degree to which plan goals have been met and activities undertaken to support those outcomes.

NEW SECTION. Sec. 602. PUBLIC BACCALAUREATE INSTITUTIONS. The tuition fees, as defined in RCW 28B.15.020, charged to students at the state's institutions of higher education may be adjusted by the governing boards of the state universities, regional universities, and The Evergreen State College for the 2009-10 and 2010-11 academic years, including summer sessions, subject to the limitations set forth in this section.

(1) The governing boards of the research universities, regional universities, and The Evergreen State College may implement annual increases no greater than seven percent over tuition fees charged to resident undergraduate students for the prior academic year.

(2) Each of the governing boards of the public four-year institutions is authorized to raise nonresident undergraduate and resident and nonresident graduate and professional tuition pursuant to RCW 28B.15.067.

(3) Each of the governing boards of the public four-year institutions is authorized to raise summer quarter or semester tuition fees for resident and nonresident undergraduate, graduate, and professional students pursuant to RCW 28B.15.067.

NEW SECTION. Sec. 603. STATE BOARD FOR COMMUNITY AND TECHNICAL COLLEGES. The tuition fees, as defined in RCW 28B.15.020, charged to students at the state's community and technical colleges may be adjusted by the state board for community and technical colleges for the 2009-10 and 2010-11 academic years, subject to the following conditions and limitations:

(1) The state board for community and technical colleges may implement annual increases no greater than five percent over tuition fees charged to resident students for the prior academic year. The state board for community and technical colleges may increase tuition fees under this subsection differentially based on student credit hour load at their discretion, provided that the overall increase in average tuition revenue per student does not exceed five percent.
For the 2009-10 and 2010-11 academic years, the technical colleges may increase tuition fees by no more than five percent over tuition fees charged to full-time resident students for the prior academic year, to conform with the percentage increase in community college tuition fees.

The state board for community and technical colleges is authorized to raise nonresident tuition pursuant to RCW 28B.15.067, and the governing boards of the technical colleges are authorized to raise nonresident tuition pursuant to RCW 28B.50.327.

The state board for community and technical colleges may increase tuition fees by no more than seven percent over tuition fees charged for upper division courses in applied baccalaureate programs in the prior academic year.

NEW SECTION. Sec. 604. FOR THE STATE BOARD FOR COMMUNITY AND TECHNICAL COLLEGES

General Fund--State Appropriation (FY 2010) ......... $683,151,000
General Fund--State Appropriation (FY 2011) ......... $686,413,000
Education Legacy Trust Account--State Appropriation .... $95,135,000
TOTAL APPROPRIATION ......... $1,464,699,000

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

(1) $28,761,000 of the general fund--state appropriation for fiscal year 2010 and $28,761,000 of the general fund--state appropriation for fiscal year 2011 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 up to 6,200 full-time equivalent students in each fiscal year.

(2) $2,725,000 of the general fund--state appropriation for fiscal year 2010 and $2,725,000 of the general fund--state appropriation for fiscal year 2011 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 appropriate policy and fiscal committees of the legislature regarding implementation of this section, listing the scope of grant awards, the distribution of funds by educational sector and region of the state, and the results of the partnerships supported by these funds.
(3) Of the amounts appropriated in this section, $3,500,000 is provided for the student achievement initiative.

(4) The community and technical colleges shall manage budget reductions to minimize the impact to students. In recognition of the fact that higher education is an important driver of economic development, the colleges must continue to prepare graduates in certain programs with high employer demand. Community and technical colleges shall produce at least 22,000 completers in job preparatory and apprenticeship programs.

NEW SECTION. Sec. 605. FOR THE UNIVERSITY OF WASHINGTON

General Fund--State Appropriation (FY 2010) . . . . . . . $344,798,000
General Fund--State Appropriation (FY 2011) . . . . . . . $334,079,000
Education Legacy Trust Account--State Appropriation . . . . $54,627,000
Accident Account--State Appropriation . . . . . . . . . . . $6,797,000
Medical Aid Account--State Appropriation . . . . . . . . . $6,604,000
Biotoxin Account--State Appropriation . . . . . . . . . . . $450,000
TOTAL APPROPRIATION . . . . . . . . . . . . . . . . . . . $747,355,000

The appropriations in this section are subject to the following conditions and limitations: The president and regents shall manage budget reductions to minimize the impact to students. In recognition of the fact that higher education is an important driver of economic development, each institution must continue to prepare graduates in certain programs with high employer demand. The University of Washington shall produce at least 3,996 graduates in the following programs: Natural resources/conservation, computer science, mathematics, engineering, physical sciences, biological sciences, and health professions/clinical sciences.

NEW SECTION. Sec. 606. FOR WASHINGTON STATE UNIVERSITY

General Fund--State Appropriation (FY 2010) . . . . . . . $218,885,000
General Fund--State Appropriation (FY 2011) . . . . . . . $213,166,000
Education Legacy Trust Account--State Appropriation . . . . $34,698,000
TOTAL APPROPRIATION . . . . . . . . . . . . . . . . . . . $466,749,000

The appropriations in this section are subject to the following conditions and limitations: The president and regents shall manage budget reductions to minimize the impact to students. In recognition of the fact that higher education is an important driver of economic development.
development, each institution must continue to prepare graduates in certain programs with high employer demand. Washington State University shall produce at least 1,429 graduates in the following programs: Natural resources/conservation, computer science, mathematics, engineering, physical sciences, biological sciences, and health professions/clinical sciences.

**NEW SECTION. Sec. 607. FOR EASTERN WASHINGTON UNIVERSITY**

General Fund--State Appropriation (FY 2010) . . . . . . . . . . . . . . . . $46,755,000
General Fund--State Appropriation (FY 2011) . . . . . . . . . . . . . . . . $45,307,000
Education Legacy Trust Account--State Appropriation . . . . $16,087,000
TOTAL APPROPRIATION . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . $108,149,000

The appropriations in this section are subject to the following conditions and limitations: The president and regents shall manage budget reductions to minimize the impact to students. In recognition of the fact that higher education is an important driver of economic development, each institution must continue to prepare graduates in certain programs with high employer demand. Eastern Washington University shall produce at least 463 graduates in the following programs: Natural resources/conservation, computer science, mathematics, engineering, physical sciences, biological sciences, and health professions/clinical sciences.

**NEW SECTION. Sec. 608. FOR CENTRAL WASHINGTON UNIVERSITY**

General Fund--State Appropriation (FY 2010) . . . . . . . . . . . . . . . . $45,946,000
General Fund--State Appropriation (FY 2011) . . . . . . . . . . . . . . . . $44,209,000
Education Legacy Trust Account--State Appropriation . . . . $19,076,000
TOTAL APPROPRIATION . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . $109,231,000

The appropriations in this section are subject to the following conditions and limitations: The president and regents shall manage budget reductions to minimize the impact to students. In recognition of the fact that higher education is an important driver of economic development, each institution must continue to prepare graduates in certain programs with high employer demand. Central Washington University shall produce at least 274 graduates in the following programs: Natural resources/conservation, computer science, mathematics, engineering, physical sciences, biological sciences, and health professions/clinical sciences.
NEW SECTION. Sec. 609. FOR THE EVERGREEN STATE COLLEGE

General Fund--State Appropriation (FY 2010) .............. $25,986,000
General Fund--State Appropriation (FY 2011) .............. $24,813,000
Education Legacy Trust Account--State Appropriation .... $5,450,000
TOTAL APPROPRIATION ................................ $56,249,000

NEW SECTION. Sec. 610. FOR WESTERN WASHINGTON UNIVERSITY

General Fund--State Appropriation (FY 2010) .............. $61,219,000
General Fund--State Appropriation (FY 2011) .............. $59,770,000
Education Legacy Trust Account--State Appropriation .... $13,036,000
TOTAL APPROPRIATION ................................ $134,025,000

The appropriations in this section are subject to the following conditions and limitations: The president and regents shall manage budget reductions to minimize the impact to students. In recognition of the fact that higher education is an important driver of economic development, each institution must continue to prepare graduates in certain programs with high employer demand. Western Washington University shall produce at least 534 graduates in the following programs: Natural resources/conservation, computer science, mathematics, engineering, physical sciences, biological sciences, and health professions/clinical sciences.

NEW SECTION. Sec. 611. FOR THE HIGHER EDUCATION COORDINATING BOARD--POLICY COORDINATION AND ADMINISTRATION

General Fund--State Appropriation (FY 2010) .............. $8,571,000
General Fund--State Appropriation (FY 2011) .............. $8,492,000
General Fund--Federal Appropriation ...................... $4,358,000
TOTAL APPROPRIATION ................................ $21,421,000

The appropriations in this section are subject to the following conditions and limitations: The higher education coordinating board, in coordination with the research and regional colleges and universities, shall review options and develop a recommended approach for implementing a graduated tuition policy. The review shall address related impacts in the state need grant and the guaranteed education tuition (GET) program. Recommendations shall be submitted to the governor and the higher education and ways and means committees of the legislature by October 1, 2009.
NEW SECTION.  Sec. 612. FOR THE HIGHER EDUCATION COORDINATING BOARD--FINANCIAL AID AND GRANT PROGRAMS

General Fund--State Appropriation (FY 2010) . . . . . . . . . . $193,235,000
General Fund--State Appropriation (FY 2011) . . . . . . . . . . $205,944,000
General Fund--Federal Appropriation . . . . . . . . . . . . . . . . $13,135,000
Education Legacy Trust Account--State Appropriation . . . . . . $96,262,000
TOTAL APPROPRIATION . . . . . . . . . . . . . . . . . . . . . . . $508,576,000

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

(1) $181,942,000 of the general fund--state appropriation for fiscal year 2010, $194,648,000 of the general fund--state appropriation for fiscal year 2011, $39,782,000 of the education legacy trust account appropriation for fiscal year 2010, $40,050,000 of the education legacy trust account appropriation for fiscal year 2011, and $2,886,000 of the general fund--federal appropriation are provided solely for student financial aid payments under the state need grant; the state work study program including up to a four percent administrative allowance; the Washington scholars program; and the Washington award for vocational excellence. State need grant, state work study, and the Washington award for vocational excellence programs shall increase grant awards sufficiently to offset the full cost of the resident undergraduate tuition increases authorized under this act.

(2)(a) Within the funds appropriated in this section, eligibility for the state need grant shall include students with family incomes at or below 65 percent of the state median family income (MFI), adjusted for family size. Awards for students with incomes between 51 and 65 percent of the state median shall be prorated at the following percentages of the award amount granted to those with incomes below 51 percent of the MFI: 70 percent for students with family incomes between 51 and 55 percent MFI; 65 percent for students with family incomes between 56 and 60 percent MFI; and 60 percent for students with family incomes between 61 and 65 percent MFI.

(b) The maximum grant awards for students at private four-year colleges shall be held constant from the fiscal year 2009 level for those students with family incomes less than 51 percent of median family income. Grant awards for private school students with family incomes between 51 and 65 percent median family income shall be
adjusted from the maximum private school award according to percentages in (a) of this subsection.

(3) $1,500,000 of the general fund--state appropriation for fiscal year 2010 and $1,500,000 of the general fund--state appropriation for fiscal year 2011 are provided solely for the GET ready for math and science program.

(4) $7,400,000 of the education legacy trust account appropriation is provided solely for investment to fulfill the scholarship commitments in the college bound scholarship program.

(5) $1,000,000 of the education legacy trust account--state appropriation is provided solely to encourage more students to teach secondary mathematics and science. $500,000 of this amount is for the future teacher scholarship and conditional loan program. $500,000 of this amount is provided to support state work study positions for students to intern in secondary schools and classrooms.

(6) $4,672,000 of the education legacy trust account--state appropriation is provided solely for the passport to college scholarship program. Funds are provided for student scholarships, provider training, and for incentive payments to the colleges they attend for individualized student support services which may include, but are not limited to, college and career advising, counseling, tutoring, costs incurred for students while school is not in session, personal expenses, health insurance, and emergency services.

(7) $246,000 of the general fund--state appropriation for fiscal year 2010 and $246,000 of the general fund--state appropriation for fiscal year 2011 are for community scholarship matching grants and its administration. To be eligible for the matching grant, nonprofit groups organized under section 501(c)(3) of the federal internal revenue code must demonstrate they have raised at least $2,000 in new moneys for college scholarships after the effective date of this section. Groups may receive no more than one $2,000 matching grant per year and preference shall be given to groups affiliated with scholarship America. Up to a total of $46,000 per year of the amount appropriated in this section may be awarded to a nonprofit community organization to administer scholarship matching grants, with preference given to an organization affiliated with scholarship America.

(8) $500,000 of the general fund--state appropriation for fiscal year 2010 and $500,000 of the general fund--state appropriation for
fiscal year 2011 are provided solely for state need grants provided to
students enrolled in three to five credit-bearing quarter credits, or
the equivalent semester credits. Total state expenditures on this
program shall not exceed the amounts appropriated in this subsection.

NEW SECTION. Sec. 613. FOR THE WORK FORCE TRAINING AND EDUCATION
COORDINATING BOARD
General Fund--State Appropriation (FY 2010) . . . . . . . . . $1,690,000
General Fund--State Appropriation (FY 2011) . . . . . . . . . $1,671,000
General Fund--Federal Appropriation . . . . . . . . . . . . . . . $54,057,000
TOTAL APPROPRIATION . . . . . . . . . . . . . . . . . . . . . $57,418,000

NEW SECTION. Sec. 614. FOR THE SPOKANE INTERCOLLEGIATE RESEARCH
AND TECHNOLOGY INSTITUTE
General Fund--State Appropriation (FY 2010) . . . . . . . . . $1,629,000
General Fund--State Appropriation (FY 2011) . . . . . . . . . $1,648,000
TOTAL APPROPRIATION . . . . . . . . . . . . . . . . . . . . . $3,277,000

NEW SECTION. Sec. 615. FOR THE DEPARTMENT OF EARLY LEARNING
General Fund--State Appropriation (FY 2010) . . . . . . . . . $62,223,000
General Fund--State Appropriation (FY 2011) . . . . . . . . . $62,662,000
General Fund--Federal Appropriation . . . . . . . . . . . . . . . $222,467,000
TOTAL APPROPRIATION . . . . . . . . . . . . . . . . . . . . . $347,352,000

The appropriations in this section are subject to the following
conditions and limitations:
(1) $56,437,000 of the general fund--state appropriation for fiscal
year 2010 and $56,437,000 of the general fund--state appropriation for
fiscal year 2011 are provided solely for early childhood education and
assistance program services. This appropriation shall fund 8,226 slots
per year at an average rate of $6,674 per slot. Of these amounts,
$10,284,000 is a portion of the biennial amount of state matching
dollars required to receive federal child care and development fund
grant dollars.

(2) $500,000 of the general fund--state appropriation for fiscal
year 2010 and $500,000 of the general fund--state appropriation for
fiscal year 2011 are provided to the department of early learning to
contract with Thrive by Five, Washington to pilot a quality rating and
improvement system to provide parents with the information they need to
choose quality early care and education programs and to improve the
quality of early care and education programs.

(3) The department is the lead agency for and recipient of the
federal child care and development fund grant. Amounts within this
grant shall be used to fund child care licensing, quality initiatives,
agency administration, and other costs associated with child care
subsidies. The department shall transfer a portion of this grant to
the department of social and health services to partially fund the
child care subsidies paid by the department of social and health
services on behalf of the department of early learning.

(4) The department shall use child care development fund money to
satisfy the federal audit requirement of the improper payments act
(IPIA) of 2002. In accordance with the IPIA's rules, the money spent
on the audits will not count against the five percent state limit on
administrative expenditures.

NEW SECTION. Sec. 616. FOR THE STATE SCHOOL FOR THE BLIND
General Fund--State Appropriation (FY 2010) . . . . . . . . . . . . . $6,328,000
General Fund--State Appropriation (FY 2011) . . . . . . . . . . . . . $6,350,000
General Fund--Private/Local Appropriation . . . . . . . . . . . . . . $1,959,000
TOTAL APPROPRIATION . . . . . . . . . . . . . . . . . . . . . . . . $14,637,000

The appropriations in this section are subject to the following
conditions and limitations: $135,000 of the general fund--
private/local appropriation for fiscal year 2010 and $136,000 of the
general fund--private/local appropriation for fiscal year 2011 are
provided solely for the operation of a short course program. The
school for the blind shall provide this service to the extent it is
funded by contracts with school districts and educational service
districts.

NEW SECTION. Sec. 617. FOR THE STATE SCHOOL FOR THE DEAF
General Fund--State Appropriation (FY 2010) . . . . . . . . . . . . . $9,033,000
General Fund--State Appropriation (FY 2011) . . . . . . . . . . . . . $9,150,000
General Fund--Private/Local Appropriation . . . . . . . . . . . . . . $526,000
TOTAL APPROPRIATION . . . . . . . . . . . . . . . . . . . . . . . . $18,709,000

The appropriations in this section are subject to the following
conditions and limitations: $126,000 of the general fund--
private/local appropriation for fiscal year 2010 and $168,000 of the
general fund--private/local appropriation for fiscal year 2011 are
provided solely for the operation of a shared reading video outreach
program. The school for the deaf shall provide this service to the
extent it is funded by contracts with school districts and educational
service districts.

NEW SECTION. Sec. 618. FOR THE WASHINGTON STATE ARTS COMMISSION
General Fund--State Appropriation (FY 2010) .................. $2,505,000
General Fund--State Appropriation (FY 2011) .................. $2,519,000
General Fund--Federal Appropriation .......................... $1,620,000
General Fund--Private/Local Appropriation .................... $1,054,000
TOTAL APPROPRIATION ........................................ $7,698,000

NEW SECTION. Sec. 619. FOR THE WASHINGTON STATE HISTORICAL
SOCIETY
General Fund--State Appropriation (FY 2010) ................. $4,050,000
General Fund--State Appropriation (FY 2011) ................. $4,160,000
TOTAL APPROPRIATION ........................................ $8,210,000

(End of part)
NEW SECTION. Sec. 701. FOR THE STATE TREASURER--BOND RETIREMENT AND INTEREST, AND ONGOING BOND REGISTRATION AND TRANSFER CHARGES: FOR DEBT SUBJECT TO THE DEBT LIMIT
General Fund--State Appropriation (FY 2010) $851,820,000
General Fund--State Appropriation (FY 2011) $896,632,000
State Building Construction Account--State Appropriation $11,707,000
Columbia River Basin Water Supply Development Account--State Appropriation $92,000
Hood Canal Aquatic Rehabilitation Bond Account--State Appropriation $11,000
State Taxable Building Construction Account--State Appropriation $1,136,000
Gardner-Evans Higher Education Construction Account--State Appropriation $260,000
Debt-Limit Reimbursable Bond Retirement Account--State Appropriation $2,619,000
TOTAL APPROPRIATION $1,764,277,000

The appropriations in this section are subject to the following conditions and limitations: The general fund appropriations are for expenditure into the debt-limit general fund bond retirement account. The entire general fund--state appropriation for fiscal year 2010 shall be expended into the debt-limit general fund bond retirement account by June 30, 2010.

NEW SECTION. Sec. 702. FOR THE STATE TREASURER--BOND RETIREMENT AND INTEREST, AND ONGOING BOND REGISTRATION AND TRANSFER CHARGES: FOR GENERAL OBLIGATION DEBT TO BE REIMBURSED BY ENTERPRISE ACTIVITIES
State Convention and Trade Center Account--State Appropriation $14,543,000
Accident Account--State Appropriation $5,171,000
Medical Aid Account--State Appropriation $5,171,000
TOTAL APPROPRIATION $24,885,000
NEW SECTION.  Sec. 703.  FOR THE STATE TREASURER--BOND RETIREMENT
AND INTEREST, AND ONGOING BOND REGISTRATION AND TRANSFER CHARGES: FOR
GENERAL OBLIGATION DEBT TO BE REIMBURSED AS PRESCRIBED BY STATUTE
General Fund--State Appropriation (FY 2010) .................. $26,463,000
General Fund--State Appropriation (FY 2011) .................. $27,811,000
School Construction and Skill Centers Building
Account--State Appropriation .................. $477,000
Nondebt-Limit Reimbursable Bond Retirement Account--
State Appropriation .................. $141,507,000
TOTAL APPROPRIATION .................. $196,258,000

The appropriations in this section are subject to the following
conditions and limitations: The general fund appropriation is for
expenditure into the nondebt-limit general fund bond retirement
account. The entire general fund--state appropriation for fiscal year
2010 shall be expended into the nondebt-limit general fund bond
retirement account by June 30, 2010.

NEW SECTION.  Sec. 704.  FOR THE STATE TREASURER--BOND RETIREMENT
AND INTEREST, AND ONGOING BOND REGISTRATION AND TRANSFER CHARGES: FOR
BOND SALE EXPENSES
General Fund--State Appropriation .................. $2,714,000
State Building Construction Account--State
Appropriation .................. $1,273,000
Columbia River Basin Water Supply Development
Account--State Appropriation .................. $6,000
Hood Canal Aquatic Rehabilitation Bond Account--
State Appropriation .................. $1,000
State Taxable Building Construction Account--State
Appropriation .................. $72,000
Gardner-Evans Higher Education Construction
Account--State Appropriation .................. $18,000
School Construction and Skill Centers Building
Account--State Appropriation .................. $30,000
TOTAL APPROPRIATION .................. $4,114,000

NEW SECTION.  Sec. 705.  FOR THE OFFICE OF FINANCIAL MANAGEMENT--
FIRE CONTINGENCY
General Fund--State Appropriation (FY 2010) .................. $4,000,000
General Fund--State Appropriation (FY 2011) ............. $4,000,000
TOTAL APPROPRIATION ............... $8,000,000

The appropriations in this section are subject to the following conditions and limitations: The appropriations are provided solely for expenditure into the disaster response account.

NEW SECTION.  Sec. 706.  FOR THE OFFICE OF FINANCIAL MANAGEMENT--DISASTER RESPONSE ACCOUNT

General Fund--State Appropriation (FY 2010) ............. $8,800,000
General Fund--State Appropriation (FY 2011) ............. $8,800,000
TOTAL APPROPRIATION ............... $17,600,000

The appropriation in this section is subject to the following conditions and limitations: The appropriation is provided solely for expenditure into the disaster response account.

NEW SECTION.  Sec. 707.  FOR THE OFFICE OF FINANCIAL MANAGEMENT--EMERGENCY FUND

General Fund--State Appropriation (FY 2010) ............. $850,000
General Fund--State Appropriation (FY 2011) ............. $850,000
TOTAL APPROPRIATION ............... $1,700,000

The appropriations in this section are subject to the following conditions and limitations: The appropriations in this section are for the governor's emergency fund for the critically necessary work of any agency.

NEW SECTION.  Sec. 708.  FOR THE DEPARTMENT OF COMMUNITY, TRADE, AND ECONOMIC DEVELOPMENT--COUNTY PUBLIC HEALTH ASSISTANCE

General Fund--State Appropriation (FY 2010) ............. $24,000,000
General Fund--State Appropriation (FY 2011) ............. $24,000,000
TOTAL APPROPRIATION ............... $48,000,000

The appropriations in this section are subject to the following conditions and limitations: The director of the department of community, trade, and economic development shall distribute the appropriations to the following counties and health districts in the amounts designated:
<table>
<thead>
<tr>
<th>Health District</th>
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<th>FY 2011</th>
<th>FY 2010-11 Biennium</th>
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NEW SECTION. Sec. 709. BELATED CLAIMS. The agencies and institutions of the state may expend moneys appropriated in this act, upon approval of the office of financial management, for the payment of supplies and services furnished to the agency or institution in prior fiscal biennia.

NEW SECTION. Sec. 710. FOR THE DEPARTMENT OF RETIREMENT SYSTEMS--CONTRIBUTIONS TO RETIREMENT SYSTEMS.

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 beginning July 1, 2009, 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.

(1) There is appropriated for state contributions to the law enforcement officers' and firefighters' retirement system:

General Fund--State Appropriation (FY 2010) ................ $17,350,000
General Fund--State Appropriation (FY 2011) ................ $20,150,000
TOTAL APPROPRIATION ........................................... $37,500,000

(2) There is appropriated for contributions to the judicial retirement system:

General Fund--State Appropriation (FY 2010) ................ $11,570,000
General Fund--State Appropriation (FY 2011) ................ $12,860,000
TOTAL APPROPRIATION ........................................... $24,430,000

NEW SECTION. Sec. 711. FOR THE OFFICE OF FINANCIAL MANAGEMENT--EDUCATION TECHNOLOGY REVOLVING ACCOUNT

General Fund--State Appropriation (FY 2010) ................ $8,000,000
General Fund--State Appropriation (FY 2011) ................ $8,000,000
TOTAL APPROPRIATION ........................................... $16,000,000

The appropriations in this section are subject to the following conditions and limitations: The appropriations in this section are provided solely for expenditure into the education technology revolving
account for the purpose of covering ongoing operational and equipment
replacement costs incurred by the K-20 educational network program in
providing telecommunication services to network participants.

NEW SECTION. Sec. 712. FOR THE OFFICE OF FINANCIAL MANAGEMENT--
WATER POLLUTION CONTROL REVOLVING ACCOUNT

General Fund--State Appropriation (FY 2010) . . . . . . . . . . $5,600,000
General Fund--State Appropriation (FY 2011) . . . . . . . . . . $5,600,000
TOTAL APPROPRIATION . . . . . . . . . . . . . . . . . . . . . . $11,200,000

The appropriations in this section are subject to the following
conditions and limitations: The appropriations are provided solely for
expenditure into the water pollution control revolving account.

NEW SECTION. Sec. 713. INCENTIVE SAVINGS--FY 2010. The sum of
one hundred twenty-five million dollars or so much thereof as may be
available on June 30, 2010, from the total amount of unspent fiscal
year 2010 state general fund appropriations, exclusive of amounts
expressly placed into unallotted status by this act, is appropriated
for the purposes of RCW 43.79.460 in the manner provided in this
section.

(1) Of the total appropriated amount, one-half of that portion that
is attributable to incentive savings, not to exceed twenty-five million
dollars, is appropriated to the savings incentive account for the
purpose of improving the quality, efficiency, and effectiveness of
agency services, and credited to the agency that generated the savings.

(2) The remainder of the total amount, not to exceed one hundred
million dollars, is appropriated to the education savings account.

NEW SECTION. Sec. 714. INCENTIVE SAVINGS--FY 2011. The sum of
one hundred twenty-five million dollars or so much thereof as may be
available on June 30, 2011, from the total amount of unspent fiscal
year 2011 state general fund appropriations, exclusive of amounts
expressly placed into unallotted status by this act, is appropriated
for the purposes of RCW 43.79.460 in the manner provided in this
section.

(1) Of the total appropriated amount, one-half of that portion that
is attributable to incentive savings, not to exceed twenty-five million
dollars, is appropriated to the savings incentive account for the purpose of improving the quality, efficiency, and effectiveness of agency services, and credited to the agency that generated the savings.

(2) The remainder of the total amount, not to exceed one hundred million dollars, is appropriated to the education savings account.

NEW SECTION. Sec. 715. FOR THE OFFICE OF FINANCIAL MANAGEMENT--COUNTY SUBSTANCE ABUSE PROGRAMS

General Fund--State Appropriation (FY 2010) . . . . . . . . . . . . . $1,300,000

The appropriations in this section are subject to the following conditions and limitations: The appropriations in this section are provided solely for allocation to counties that are eligible for funding for chemical dependency or substance abuse treatment programs pursuant to RCW 70.96A.325.

NEW SECTION. Sec. 716. FOR THE OFFICE OF FINANCIAL MANAGEMENT--SMALL AGENCY TECHNOLOGY POOL

General Fund--State Appropriation (FY 2010) . . . . . . . . . . . . . $250,000
General Fund--State Appropriation (FY 2011) . . . . . . . . . . . . . $250,000
TOTAL APPROPRIATION . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . $500,000

The appropriations in this section are subject to the following conditions and limitations: The appropriations are provided solely for expenditure into the data processing revolving account for the small agency technology pool.

NEW SECTION. Sec. 717. FOR THE OFFICE OF FINANCIAL MANAGEMENT--CAPITOL BUILDING CONSTRUCTION ACCOUNT

General Fund--State Appropriation (FY 2010) . . . . . . . . . . . . . $860,000
General Fund--State Appropriation (FY 2011) . . . . . . . . . . . . . $860,000
TOTAL APPROPRIATION . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . $1,720,000

The appropriations in this section are subject to the following conditions and limitations: The appropriations are provided solely for expenditure into the capitol building construction account.

NEW SECTION. Sec. 718. FOR THE OFFICE OF FINANCIAL MANAGEMENT--GENERAL ADMINISTRATION BUILDING TENANT RELOCATION

General Fund--State Appropriation (FY 2010) . . . . . . . . . . . . . $136,000
General Fund--State Appropriation (FY 2011) .................. $3,228,000
State Treasurer's Service Account--State Appropriation .... $549,000
General Administration Services Account--State Appropriation .......... $734,000

TOTAL APPROPRIATION ..................................... $4,647,000

The appropriations in this section are subject to the following conditions and limitations: The appropriations are provided solely for allocation to the current tenants of the general administration building who must relocate for move planning costs, relocation costs, and increased on-going lease costs.

NEW SECTION. Sec. 719. FOR THE OFFICE OF FINANCIAL MANAGEMENT--EDUCATION LEGACY TRUST ACCOUNT

General Fund--State Appropriation (FY 2010) .................. $750,000
General Fund--State Appropriation (FY 2011) .................. $2,250,000

TOTAL APPROPRIATION ..................................... $3,000,000

The appropriations in this section are subject to the following conditions and limitations: The appropriations are provided solely for expenditure into the education legacy trust account.

NEW SECTION. Sec. 720. FOR THE OFFICE OF FINANCIAL MANAGEMENT--STUDENT ACHIEVEMENT ACCOUNT

General Fund--State Appropriation (FY 2010) .................. $47,749,000
General Fund--State Appropriation (FY 2011) .................. $143,246,000

TOTAL APPROPRIATION ..................................... $190,995,000

The appropriations in this section are subject to the following conditions and limitations: The appropriations are provided solely for expenditure into the student achievement account.

NEW SECTION. Sec. 721. FOR THE OFFICE OF FINANCIAL MANAGEMENT--HEALTH SERVICES ACCOUNT

General Fund--State Appropriation (FY 2010) .................. $800,000
General Fund--State Appropriation (FY 2011) .................. $2,400,000

TOTAL APPROPRIATION ..................................... $3,200,000

The appropriations in this section are subject to the following conditions and limitations: The appropriations are provided solely for expenditure into the health services account.
NEW SECTION.  Sec. 722. FOR THE OFFICE OF FINANCIAL MANAGEMENT--

BUDGET STABILIZATION ACCOUNT

Budget Stabilization Account--State Appropriation . . . . $609,292,000

The appropriation in this section is subject to the following conditions and limitations: The appropriation is provided solely for expenditure into the state general fund.

(End of part)
NEW SECTION. Sec. 801. FOR THE STATE TREASURER--STATE REVENUES
FOR DISTRIBUTION
General Fund Appropriation for fire insurance
premium distributions .................. $8,268,000
General Fund Appropriation for public utility
district excise tax distributions ........ $50,504,000
General Fund Appropriation for prosecuting
tax attorney distributions ............. $6,281,000
General Fund Appropriation for boating
safety and education distributions .... $4,854,000
General Fund Appropriation for other tax
distributions ................................ $50,000
General Fund Appropriation for habitat conservation
program distributions ................. $3,000,000
Death Investigations Account Appropriation for distribution
to counties for publicly funded autopsies .......... $2,544,000
Aquatic Lands Enhancement Account Appropriation for
harbor improvement revenue distribution ........... $170,000
Timber Tax Distribution Account Appropriation for
distribution to "timber" counties ........... $69,288,000
County Criminal Justice Assistance Appropriation ...... $66,374,000
Municipal Criminal Justice Assistance Appropriation ...... $25,622,000
City-County Assistance Account Appropriation for local
government financial assistance distribution ........ $23,052,000
Liquor Excise Tax Account Appropriation for liquor
excise tax distribution .................. $50,950,000
Streamline Sales and Use Tax Account Appropriation for
distribution to local taxing jurisdictions to mitigate
the unintended revenue redistribution effect of the
sourcing law changes ....................... $65,038,000
Columbia River Water Delivery Account Appropriation for the
Confederated Tribes of the Colville Reservation ...... $7,308,000
Columbia River Water Delivery Account Appropriation for the
Spokane Tribe of Indians .................. $4,676,000

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Liquor Revolving Account Appropriation for liquor
profits distribution ........................................ $80,435,000
TOTAL APPROPRIATION ................................ $468,428,000

The total expenditures from the state treasury under the
appropriations in this section shall not exceed the funds available
under statutory distributions for the stated purposes.

NEW SECTION. Sec. 802. FOR THE STATE TREASURER--FOR THE COUNTY
CRIMINAL JUSTICE ASSISTANCE ACCOUNT
Impaired Driver Safety Account Appropriation ........ $2,351,000

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 2009-11 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

NEW SECTION. Sec. 803. FOR THE STATE TREASURER--FOR THE
MUNICIPAL CRIMINAL JUSTICE ASSISTANCE ACCOUNT
Impaired Driver Safety Account Appropriation ........ $1,543,000

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 2009-11 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,

NEW SECTION.  Sec. 804. FOR THE STATE TREASURER--FEDERAL REVENUES
FOR DISTRIBUTION
General Fund Appropriation for federal flood control funds
distribution ........................................... $70,000
General Fund Appropriation for federal grazing fees
distribution ...........................................$2,296,000
Forest Reserve Fund Appropriation for federal forest reserve fund distribution ...........$85,200,000
TOTAL APPROPRIATION .............................. $87,566,000
The total expenditures from the state treasury under the appropriations in this section shall not exceed the funds available under statutory distributions for the stated purposes.

NEW SECTION.  Sec. 805. FOR THE STATE TREASURER--TRANSFERS.
State Treasurer's Service Account: For transfer to the state general fund, $10,000,000 for fiscal year 2010 and $10,000,000 for fiscal year 2011 .................. $20,000,000
Waste Reduction, Recycling and Litter Control Account: For transfer to the state general fund, $2,000,000 for fiscal year 2010 and $2,000,000 for fiscal year 2011 .................. $4,000,000
State Toxics Control Account: For transfer to the state general fund, $6,500,000 for fiscal year 2010 and $6,500,000 for fiscal year 2011 .................. $13,000,000
Local Toxics Control Account: For transfer to the state general fund, $37,500,000 for fiscal year 2010 and $37,500,000 for fiscal year 2011 ..................$75,000,000
Education Construction Account: For transfer to the state general fund, $102,000,000 for fiscal year 2010 and $102,000,000 for fiscal year 2011 ..................$204,000,000
Aquatics Lands Enhancement Account: For transfer to the motor vehicle account, $750,000 for fiscal year 2010 and $750,000 for fiscal year 2011.

Local Toxics Control Account: For transfer to the oil spill prevention account for fiscal year 2010.

Drinking Water Assistance Account: For transfer to the drinking water assistance repayment account.

Public Works Assistance Account: For transfer to the drinking water assistance account, $4,000,000 for fiscal year 2010 and $4,000,000 for fiscal year 2011.

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.

Tobacco Settlement Account: For transfer to the life sciences discovery fund, in an amount not to exceed the actual amount of the strategic contribution supplemental payment to the tobacco settlement account.

General Fund: For transfer to the tobacco prevention and control account, $9,845,000 for fiscal year 2010 and $9,712,000 for fiscal year 2011.

General Fund: For transfer to the streamline sales and use tax account, $31,447,000 for fiscal year 2010 and $33,591,000 for fiscal year 2011.

State Convention and Trade Center Account: For transfer to the state convention and trade center operations account, $1,000,000 in fiscal year 2010 and $3,100,000 in fiscal year 2011.

(End of part)
NEW SECTION. Sec. 901. EXPENDITURE AUTHORIZATIONS. The appropriations contained in this act are maximum expenditure authorizations. Pursuant to RCW 43.88.037, moneys disbursed from the treasury on the basis of a formal loan agreement shall be recorded as loans receivable and not as expenditures for accounting purposes. To the extent that moneys are disbursed on a loan basis, the corresponding appropriation shall be reduced by the amount of loan moneys disbursed from the treasury during the 2007-2009 biennium.

NEW SECTION. Sec. 902. INFORMATION SYSTEMS PROJECTS. Agencies shall comply with the following requirements regarding information systems projects when specifically directed to do so by this act.

(1) Agency planning and decisions concerning information technology shall be made in the context of its information technology portfolio. "Information technology portfolio" means a strategic management approach in which the relationships between agency missions and information technology investments can be seen and understood, such that: Technology efforts are linked to agency objectives and business plans; the impact of new investments on existing infrastructure and business functions are assessed and understood before implementation; and agency activities are consistent with the development of an integrated, nonduplicative statewide infrastructure.

(2) Agencies shall use their information technology portfolios in making decisions on matters related to the following:

(a) System refurbishment, acquisitions, and development efforts;
(b) Setting goals and objectives for using information technology in meeting legislatively-mandated missions and business needs;
(c) Assessment of overall information processing performance, resources, and capabilities;
(d) Ensuring appropriate transfer of technological expertise for the operation of any new systems developed using external resources; and
(e) Progress toward enabling electronic access to public information.
(3) Each project will be planned and designed to take optimal advantage of Internet technologies and protocols. Agencies shall ensure that the project is in compliance with the architecture, infrastructure, principles, policies, and standards of digital government as maintained by the information services board.

(4) The agency shall produce a feasibility study for information technology projects at the direction of the information services board and in accordance with published department of information services policies and guidelines. At a minimum, such studies shall include a statement of: (a) The purpose or impetus for change; (b) the business value to the agency, including an examination and evaluation of benefits, advantages, and cost; (c) a comprehensive risk assessment based on the proposed project's impact on both citizens and state operations, its visibility, and the consequences of doing nothing; (d) the impact on agency and statewide information infrastructure; and (e) the impact of the proposed enhancements to an agency's information technology capabilities on meeting service delivery demands.

(5) The agency shall produce a comprehensive management plan for each project. The plan or plans shall address all factors critical to successful completion of each project. The plan(s) shall include, but is not limited to, the following elements: A description of the problem or opportunity that the information technology project is intended to address; a statement of project objectives and assumptions; a definition and schedule of phases, tasks, and activities to be accomplished; and the estimated cost of each phase. The planning for the phased approach shall be such that the business case justification for a project needs to demonstrate how the project recovers cost or adds measurable value or positive cost benefit to the agency's business functions within each development cycle.

(6) The agency shall produce quality assurance plans for information technology projects. Consistent with the direction of the information services board and the published policies and guidelines of the department of information services, the quality assurance plan shall address all factors critical to successful completion of the project and successful integration with the agency and state information technology infrastructure. At a minimum, quality assurance plans shall provide time and budget benchmarks against which project progress can be measured, a specification of quality assurance
responsibilities, and a statement of reporting requirements. The quality assurance plans shall set out the functionality requirements for each phase of a project.

(7) A copy of each feasibility study, project management plan, and quality assurance plan shall be provided to the department of information services, the office of financial management, and legislative fiscal committees. The plans and studies shall demonstrate a sound business case that justifies the investment of taxpayer funds on any new project, an assessment of the impact of the proposed system on the existing information technology infrastructure, the disciplined use of preventative measures to mitigate risk, and the leveraging of private-sector expertise as needed. Authority to expend any funds for individual information systems projects is conditioned on the approval of the relevant feasibility study, project management plan, and quality assurance plan by the department of information services and the office of financial management.

(8) Quality assurance status reports shall be submitted to the department of information services, the office of financial management, and legislative fiscal committees at intervals specified in the project's quality assurance plan.

NEW SECTION. Sec. 903. INFORMATION TECHNOLOGY ENTERPRISE SERVICES. Agencies may make use of the department of information services when acquiring information technology services, products, and assets.

"Information technology services" means the acquisition, provisioning, or approval of hardware, software, and purchased or personal services provided by the department of information services. If an information technology enterprise service is provided by the department, or an agency has a specific requirement to acquire hardware, software, or purchased or personal services directly, the agency shall consult with the department of information services.

NEW SECTION. Sec. 904. VIDEO TELECOMMUNICATIONS. The department of information services shall act as lead agency in coordinating video telecommunications services for state agencies. As lead agency, the department shall develop standards and common specifications for leased and purchased telecommunications equipment and assist state agencies in
developing a video telecommunications expenditure plan. No agency may spend any portion of any appropriation in this act for new video telecommunication equipment, new video telecommunication transmission, or new video telecommunication programming, or for expanding current video telecommunication systems without first complying with chapter 43.105 RCW, including but not limited to, RCW 43.105.041(2), and without first submitting a video telecommunications expenditure plan, in accordance with the policies of the department of information services, for review and assessment by the department of information services under RCW 43.105.052. Prior to any such expenditure by a public school, a video telecommunications expenditure plan shall be approved by the superintendent of public instruction. The office of the superintendent of public instruction shall submit the plans to the department of information services in a form prescribed by the department. The office of the superintendent of public instruction shall coordinate the use of video telecommunications in public schools by providing educational information to local school districts and shall assist local school districts and educational service districts in telecommunications planning and curriculum development. Prior to any such expenditure by a public institution of postsecondary education, a telecommunications expenditure plan shall be approved by the higher education coordinating board. The higher education coordinating board shall coordinate the use of video telecommunications for instruction and instructional support in postsecondary education, including the review and approval of instructional telecommunications course offerings.

NEW SECTION. Sec. 905. PRINT ASSESSMENTS. The department of printing shall conduct print assessments of agencies in order to identify opportunities for financial savings and efficiencies and to eliminate redundancies and create consistencies in the printing of state materials. When conducting a print assessment, agencies shall work with the department of printing and provide the necessary information in order for the department to assess costs related to office convenience and production printing, in-house printing facilities and related costs for services, equipment and supplies, and third-party printing costs.
NEW SECTION.  Sec. 906. CENTRAL SERVICES. The governor shall convene a work group consisting of representatives from the central service agencies and their clients to collaborate on methods for providing commonly needed services to state agencies, including, but not limited to: Human resource management, employee benefits, payroll, accounting, purchasing, information technology, real estate services, facility management, building and grounds maintenance, fleet management, printing services, and office mail distribution. The work group should consider the experience of other states and large organizations and should identify opportunities to improve service delivery, including, but not limited to:

(1) Simplifying processes and gaining efficiencies;
(2) Using a shared, common service model;
(3) Centralizing services or activities which may lead to consolidating or eliminating existing programs or state agencies; and
(4) Revising agencies' authority or governance structures.

The work group shall submit a proposal that improves the delivery of central services to state agencies, including changes to the current governance structure, organizational changes that improves and simplifies service delivery, and any statutory changes that may be necessary to the governor by October 1, 2009.

NEW SECTION.  Sec. 907. NATURAL RESOURCES ORGANIZATIONS. The governor shall convene a work group consisting of representatives from the natural resource agencies. The work group shall consider the experience of other states and their organizational structures to identify consolidation opportunities to improve service delivery. The work group shall submit a comprehensive written recommendation to the governor and the office of financial management by September 1, 2009.

NEW SECTION.  Sec. 908. EMERGENCY FUND ALLOCATIONS. Whenever allocations are made from the governor's emergency fund appropriation to an agency that is financed in whole or in part by other than general fund moneys, the director of financial management may direct the repayment of such allocated amount to the general fund from any balance in the fund or funds which finance the agency. No appropriation shall be necessary to effect such repayment.
NEW SECTION. Sec. 909. STATUTORY APPROPRIATIONS. In addition to the amounts appropriated in this act for revenues for distribution, state contributions to the law enforcement officers' and fire fighters' retirement system plan 2, and bond retirement and interest including ongoing bond registration and transfer charges, transfers, interest on registered warrants, and certificates of indebtedness, there is also appropriated such further amounts as may be required or available for these purposes under any statutory formula or under chapters 39.94 and 39.96 RCW or any proper bond covenant made under law.

NEW SECTION. Sec. 910. BOND EXPENSES. In addition to such other appropriations as are made by this act, there is hereby appropriated to the state finance committee from legally available bond proceeds in the applicable construction or building funds and accounts such amounts as are necessary to pay the expenses incurred in the issuance and sale of the subject bonds.

NEW SECTION. Sec. 911. VOLUNTARY RETIREMENT, SEPARATION, AND DOWNSHIFTING INCENTIVES. As a management tool to reduce costs and make more effective use of resources, while improving employee productivity and morale, agencies may implement a voluntary retirement, separation, and/or downshifting incentive program that is cost neutral or results in cost savings, provided that such a program is approved by the director of financial management.

Agencies participating in this authorization may offer voluntary retirement, separation, and/or downshifting incentives and options according to procedures and guidelines established by the office of financial management, in consultation with the department of personnel and the department of retirement systems. The options may include, but are not limited to, financial incentives for: Voluntary separation or retirement, voluntary leave-without-pay, voluntary workweek or work hour reduction, voluntary downward movement, or temporary separation for development purposes. An employee does not have a contractual right to a financial incentive offered pursuant to this section.

Offers shall be reviewed and monitored jointly by the department of personnel and the department of retirement systems. Agencies are required to submit a report by June 30, 2011, to the legislature and the office of financial management on the outcome of their approved
incentive program. The report should include information on the
details of the program including resulting service delivery changes,
agency efficiencies, the cost of the incentive per participant, the
total cost to the state, and the projected or actual net dollar savings
over the 2009-11 biennium.

NEW SECTION. Sec. 912. COMPENSATION--NONREPRESENTED EMPLOYEES--
INSURANCE BENEFITS. Appropriations for state agencies in this act are
sufficient for nonrepresented state employee health benefits for state
agencies, including institutions of higher education are subject to the
following conditions and limitations:

(1)(a) The monthly employer funding rate for insurance benefit
premiums, public employees' benefits board administration, and the
uniform medical plan, shall not exceed $774 per eligible employee for
fiscal year 2010. For fiscal year 2011 the monthly employer funding
rate shall not exceed $831 per eligible employee.

(b) In order to achieve the level of funding provided for health
benefits, the public 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 make other changes to benefits consistent with RCW
41.05.065, but in no case to increase the actuarial value of the plans
offered as compared to the comparable plans offered to enrollees in
calendar year 2007.

(c) The health care authority shall deposit any moneys received on
behalf of the uniform 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 public employees' and retirees' insurance account to
be used for insurance benefits. Such receipts shall not be used for
administrative expenditures.

(2) The health care authority, subject to the approval of the
public employees' benefits board, shall provide subsidies for health
benefit premiums to eligible retired or disabled public employees and
school district employees who are eligible for medicare, pursuant to
RCW 41.05.085. From January 1, 2010, through December 31, 2010, the
subsidy shall be $196.61. Starting January 1, 2011, the subsidy shall
be $211.35 per month.
(3) Technical colleges, school districts, and educational service districts shall remit to the health care authority for deposit into the public employees' and retirees' insurance account established in RCW 41.05.120 the following amounts:

(a) For each full-time employee, $63.72 per month beginning September 1, 2009, and $72.57 beginning September 1, 2010;

(b) For each part-time employee, who at the time of the remittance is employed in an eligible position as defined in RCW 41.32.010 or 41.40.010 and is eligible for employer fringe benefit contributions for basic benefits, $61.29 each month beginning September 1, 2009, and $68.62 beginning September 1, 2010, 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 shall not apply to employees of a technical college, school district, or educational service district who purchase insurance benefits through contracts with the health care authority.

NEW SECTION. Sec. 913. COMPENSATION--REPRESENTED EMPLOYEES OUTSIDE SUPER COALITION--INSURANCE BENEFITS. The appropriations for state agencies, including institutions of higher education are subject to the following conditions and limitations:

(1)(a) The monthly employer funding rate for insurance benefit premiums, public employees' benefits board administration, and the uniform medical plan, for represented employees outside the super coalition under chapter 41.80 RCW, shall not exceed $774 per eligible employee for fiscal year 2010. For fiscal year 2011 the monthly employer funding rate shall not exceed $831 per eligible employee.

(b) In order to achieve the level of funding provided for health benefits, the public 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 make other changes to benefits consistent with RCW 41.05.065, but in no case to increase the actuarial value of the plans offered as compared to the comparable plans offered to enrollees in calendar year 2007.

(c) The health care authority shall deposit any moneys received on behalf of the uniform 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 public employees' and retirees' insurance account to be used for insurance benefits. Such receipts shall not be used for administrative expenditures.

(2) The health care authority, subject to the approval of the public employees' benefits board, shall provide subsidies for health benefit premiums to eligible retired or disabled public employees and school district employees who are eligible for medicare, pursuant to RCW 41.05.085. From January 1, 2010, through December 31, 2010, the subsidy shall be $196.61. Starting January 1, 2011, the subsidy shall be $211.35 per month.

(3) Technical colleges, school districts, and educational service districts shall remit to the health care authority for deposit into the public employees' and retirees' insurance account established in RCW 41.05.120 the following amounts:

(a) For each full-time employee, $63.72 per month beginning September 1, 2009, and $72.57 beginning September 1, 2010;

(b) For each part-time employee, who at the time of the remittance is employed in an eligible position as defined in RCW 41.32.010 or 41.40.010 and is eligible for employer fringe benefit contributions for basic benefits, $61.29 each month beginning September 1, 2009, and $68.62 beginning September 1, 2010, 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 shall not apply to employees of a technical college, school district, or educational service district who purchase insurance benefits through contracts with the health care authority.

NEW SECTION. Sec. 914. COMPENSATION--REPRESENTED EMPLOYEES--SUPER COALITION. Collective bargaining agreements negotiated as part of the super coalition under chapter 41.80 RCW include employer contributions to health insurance premiums at 88% of the cost. Funding rates at this level are currently $774 per month for fiscal year 2010 and $831 per month for fiscal year 2011.

NEW SECTION. Sec. 915. COMPENSATION--REVISE PENSION CONTRIBUTION RATES. The appropriations for school districts and state agencies, including institutions of higher education are subject to the following
conditions and limitations: Appropriations are adjusted to reflect changes to agency appropriations to reflect savings resulting from changes to pension funding as provided in Z-. . . ./09 (revise pension funding). If the bill is not enacted by June 30, 2009, the amount provided in this section shall lapse.

Sec. 916. RCW 28A.300.380 and 2000 c 84 s 2 are each amended to read as follows:

(1) Except during the 2009-2011 biennium, the superintendent of public instruction shall maintain support for statewide coordination for career and technical student organizations by providing program staff support that is available to assist in meeting the needs of career and technical student organizations and their members and students. The superintendent shall provide at least one full-time equivalent program staff for purposes of implementing this section. The superintendent may provide additional support to the organizations through contracting with independent coordinators.

(2) Career and technical student organizations eligible for technical assistance and other support services under this section are organizations recognized as career and technical student organizations by:

(a) The United States department of education; or

(b) The superintendent of public instruction, if such recognition is recommended by the Washington association for career and technical education.

(3) Career and technical student organizations eligible for technical assistance and other support services under this section include, but are not limited to: The national FFA organization; family, career, and community leaders of America; skillsUSA; distributive education clubs of America; future business leaders of America; and the technology student association.

Sec. 917. RCW 28A.400.205 and 2003 1st sp.s. c 20 s 1 are each amended to read as follows:

(1) School district employees shall be provided an annual salary cost-of-living increase in accordance with this section.

(a) The cost-of-living increase shall be calculated by applying the rate of the yearly increase in the cost-of-living index to any state-
funded salary base used in state funding formulas for teachers and
other school district employees. Beginning with the 2001-02 school
year, and for each subsequent school year, except for the ((2003-04))
2009-10 and ((2004-05)) 2010-11 school years, each school district
shall be provided a cost-of-living allocation sufficient to grant this
cost-of-living increase.

(b) A school district shall distribute its cost-of-living
allocation for salaries and salary-related benefits in accordance with
the district's salary schedules, collective bargaining agreements, and
compensation policies. No later than the end of the school year, each
school district shall certify to the superintendent of public
instruction that it has spent funds provided for cost-of-living
increases on salaries and salary-related benefits.

(c) Any funded cost-of-living increase shall be included in the
salary base used to determine cost-of-living increases for school
employees in subsequent years. For teachers and other certificated
instructional staff, the rate of the annual cost-of-living increase
funded for certificated instructional staff shall be applied to the
base salary used with the statewide salary allocation schedule
established under RCW 28A.150.410 and to any other salary models used
to recognize school district personnel costs.

(2) For the purposes of this section, "cost-of-living index" means,
for any school year, the previous calendar year's annual average
consumer price index, using the official current base, compiled by the
bureau of labor statistics, United States department of labor for the
state of Washington. If the bureau of labor statistics develops more
than one consumer price index for areas within the state, the index
covering the greatest number of people, covering areas exclusively
within the boundaries of the state, and including all items shall be
used for the cost-of-living index in this section.

Sec. 918. RCW 28A.405.415 and 2008 c 175 s 2 are each amended to
read as follows:

(1) Certificated instructional staff who have attained
certification from the national board for professional teaching
standards shall receive a bonus each year in which they maintain the
certification. The bonus shall be calculated as follows: The annual
bonus shall be five thousand dollars in the 2007-08 school year. Thereafter, the annual bonus shall increase by inflation, except during the 2009-11 biennium.

(2) Certificated instructional staff who have attained certification from the national board for professional teaching standards shall be eligible for bonuses in addition to that provided by subsection (1) of this section if the individual is in an instructional assignment in a school in which at least seventy percent of the students qualify for the free and reduced-price lunch program.

(3) The amount of the additional bonus under subsection (2) of this section for those meeting the qualifications of subsection (2) of this section is five thousand dollars.

(4) The bonuses provided under this section are in addition to compensation received under a district's salary schedule adopted in accordance with RCW 28A.405.200 and shall not be included in calculations of a district's average salary and associated salary limitations under RCW 28A.400.200.

(5) The bonuses provided under this section shall be paid in a lump sum amount.

Sec. 919. RCW 28A.415.250 and 1993 c 336 s 401 are each amended to read as follows:

The superintendent of public instruction shall adopt rules to establish and, except for fiscal year 2010 and fiscal year 2011, operate a teacher assistance program. For the purposes of this section, the terms "mentor teachers," "beginning teachers," and "experienced teachers" may include any person possessing any one of the various certificates issued by the superintendent of public instruction under RCW 28A.410.010. The program shall provide for:

(1) Assistance by mentor teachers who will provide a source of continuing and sustained support to beginning teachers, or experienced teachers who are having difficulties, or both, both in and outside the classroom. A mentor teacher may not be involved in evaluations under RCW 28A.405.100 of a teacher who receives assistance from said mentor teacher under the teacher assistance program established under this section. The mentor teachers shall also periodically inform their principals respecting the contents of training sessions and other program activities;
(2) Stipends for mentor teachers and beginning and experienced teachers which shall not be deemed compensation for the purposes of salary lid compliance under RCW 28A.400.200: PROVIDED, That stipends shall not be subject to the continuing contract provisions of this title;

(3) Workshops for the training of mentor and beginning teachers;

(4) The use of substitutes to give mentor teachers, beginning teachers, and experienced teachers opportunities to jointly observe and evaluate teaching situations and to give mentor teachers opportunities to observe and assist beginning and experienced teachers in the classroom;

(5) Mentor teachers who are superior teachers based on their evaluations, pursuant to RCW *28A.405.010 through 28A.405.240, and who hold valid continuing certificates;

(6) Mentor teachers shall be selected by the district and may serve as mentors up to and including full time. If a bargaining unit, certified pursuant to RCW 41.59.090 exists within the district, classroom teachers representing the bargaining unit shall participate in the mentor teacher selection process; and

(7) Periodic consultation by the superintendent of public instruction or the superintendent's designee with representatives of educational organizations and associations, including educational service districts and public and private institutions of higher education, for the purposes of improving communication and cooperation and program review.

Sec. 920. RCW 28A.415.315 and 2008 c 65 s 2 are each amended to read as follows:

Except during fiscal year 2010 and fiscal year 2011, the office of the superintendent of public instruction, in consultation with various groups representing school district classified employees, shall develop and offer a training strand through the summer institutes and the winter conference targeted to classified instructional assistants and designed to help them maximize their effectiveness in improving student achievement.

Sec. 921. RCW 28A.500.030 and 2006 c 372 s 904 are each amended to read as follows:
Allocation of state matching funds to eligible districts for local effort assistance shall be determined as follows:

1. Funds raised by the district through maintenance and operation levies shall be matched with state funds using the following ratio of state funds to levy funds:
   (a) The difference between the district's twelve percent levy rate and the statewide average twelve percent levy rate; to
   (b) The statewide average twelve percent levy rate.

2. The maximum amount of state matching funds for districts eligible for local effort assistance shall be the district's twelve percent levy amount, multiplied by the following percentage:
   (a) The difference between the district's twelve percent levy rate and the statewide average twelve percent levy rate; divided by
   (b) The district's twelve percent levy rate.

3. Calendar year 2003 allocations and maximum eligibility under this chapter shall be multiplied by 0.99.

4. From January 1, 2004, to December 31, 2005, allocations and maximum eligibility under this chapter shall be multiplied by 0.937.

5. From January 1, 2006, to December 31, 2006, allocations and maximum eligibility under this chapter shall be multiplied by 0.9563. Beginning with calendar year 2007, allocations and maximum eligibility under this chapter shall be fully funded at one hundred percent and shall not be reduced.

6. From July 1, 2009, through December 31, 2009, allocations and maximum eligibility under this chapter shall be multiplied by 0.93.

7. From January 1, 2010, through December 31, 2011, allocations and maximum eligibility under this chapter shall be multiplied by 0.67.

Sec. 922. RCW 28A.500.040 and 1999 c 317 s 4 are each amended to read as follows:

1. Local effort assistance funds shall be distributed to qualifying districts as follows:
   (a) Thirty percent in April;
   (b) Twenty-three percent in May;
   (c) Two percent in June;
   (d) Seventeen percent in August;
   (e) Nine percent in October;
   (f) Seventeen percent in November; and

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(g) Two percent in December.

(2) For calendar year 2009, local effort assistance funds shall be distributed to qualifying districts as follows:

(a) Thirty percent in April;
(b) 21.58 percent in May;
(c) 20.42 percent in August;
(d) Nine percent in October;
(e) Seventeen percent in November; and
(f) Two percent in December.

Sec. 923. RCW 28A.505.220 and 2008 c 170 s 401 are each amended to read as follows:

(1) Total distributions from the student achievement fund to each school district shall be based upon the average number of full-time equivalent students in the school district during the previous school year as reported to the office of the superintendent of public instruction by August 31st of the previous school year. The superintendent of public instruction shall ensure that moneys generated by skill center students are returned to skill centers.

(2) The allocation rate per full-time equivalent student shall be:

For the 2005-06 school year, three hundred dollars; for the 2006-07 school year, three hundred seventy-five dollars; for the 2007-08 school year, and three hundred sixty-four dollars and fourteen cents in the 2009-10 and 2010-11 school years. For the 2011-12 school year, the allocation rate per full-time equivalent student shall be four hundred fifty dollars adjusted for inflation since the 2007-08 school year. For each subsequent school year, the amount allocated per full-time equivalent student shall be adjusted for inflation as defined in *RCW 43.135.025(8). These allocations per full-time equivalent student from the student achievement fund shall be supported from the following sources:

(a) Distributions from state property tax proceeds deposited into the student achievement fund under RCW 84.52.068; and

(b) Distributions from the education legacy trust account created in RCW 83.100.230.

(3) Any funds deposited in the student achievement fund under RCW 43.135.045 shall be allocated to school districts on a one-time basis
using a rate per full-time equivalent student. These funds are provided in addition to any amounts allocated in subsection (2) of this section.

(4) The school district annual amounts as defined in subsection (2) of this section shall be distributed on the monthly apportionment schedule as defined in RCW 28A.510.250.

Sec. 924. RCW 28B.50.465 and 2003 1st sp.s. c 20 s 3 are each amended to read as follows:

(1) Academic employees of community and technical college districts shall be provided an annual salary cost-of-living increase in accordance with this section. For purposes of this section, "academic employee" has the same meaning as defined in RCW 28B.52.020.

(a) Beginning with the 2001-2002 fiscal year, and for each subsequent fiscal year, except as provided in (d) of this subsection, each college district shall receive a cost-of-living allocation sufficient to increase academic employee salaries, including mandatory salary-related benefits, by the rate of the yearly increase in the cost-of-living index.

(b) A college district shall distribute its cost-of-living allocation for salaries and salary-related benefits in accordance with the district's salary schedules, collective bargaining agreements, and other compensation policies. No later than the end of the fiscal year, each college district shall certify to the college board that it has spent funds provided for cost-of-living increases on salaries and salary-related benefits.

(c) The college board shall include any funded cost-of-living increase in the salary base used to determine cost-of-living increases for academic employees in subsequent years.

(d) Beginning with the 2001-2002 fiscal year, and for each subsequent fiscal year except for the (2003-04) 2009-10 and (2004-05) 2010-11 fiscal years, the state shall fully fund the cost-of-living increase set forth in this section.

(2) For the purposes of this section, "cost-of-living index" means, for any fiscal year, the previous calendar year's annual average consumer price index, using the official current base, compiled by the bureau of labor statistics, United States department of labor for the state of Washington. If the bureau of labor statistics develops more
than one consumer price index for areas within the state, the index
covering the greatest number of people, covering areas exclusively
within the boundaries of the state, and including all items shall be
used for the cost-of-living index in this section.

Sec. 925. RCW 28B.50.468 and 2003 1st sp.s. c 20 s 4 are each
amended to read as follows:

(1) Classified employees of technical colleges shall be provided an
annual salary cost-of-living increase in accordance with this section.
For purposes of this section, "technical college" has the same meaning
as defined in RCW 28B.50.030. This section applies to only those
classified employees under the jurisdiction of chapter 41.56 RCW.

(a) Beginning with the 2001-2002 fiscal year, and for each
subsequent fiscal year, except as provided in (d) of this subsection,
each technical college board of trustees shall receive a cost-of-living
allocation sufficient to increase classified employee salaries,
including mandatory salary-related benefits, by the rate of the yearly
increase in the cost-of-living index.

(b) A technical college board of trustees shall distribute its
cost-of-living allocation for salaries and salary-related benefits in
accordance with the technical college's salary schedules, collective
bargaining agreements, and other compensation policies. No later than
the end of the fiscal year, each technical college shall certify to the
college board that it has spent funds provided for cost-of-living
increases on salaries and salary-related benefits.

(c) The college board shall include any funded cost-of-living
increase in the salary base used to determine cost-of-living increases
for technical college classified employees in subsequent years.

(d) Beginning with the 2001-2002 fiscal year, and for each
subsequent fiscal year except for the (2003-2004) 2009-10 and (2004-
2005) 2010-11 fiscal years, the state shall fully fund the cost-of-
living increase set forth in this section.

(2) For the purposes of this section, "cost-of-living index" means,
for any fiscal year, the previous calendar year's annual average
consumer price index, using the official current base, compiled by the
bureau of labor statistics, United States department of labor for the
state of Washington. If the bureau of labor statistics develops more
than one consumer price index for areas within the state, the index
covering the greatest number of people, covering areas exclusively within the boundaries of the state, and including all items shall be used for the cost-of-living index in this section.

**Sec. 926.** RCW 28B.105.110 and 2008 c 329 s 908 are each amended to read as follows:

(1) The GET ready for math and science scholarship account is created in the custody of the state treasurer.

(2) The board shall deposit into the account all money received for the GET ready for math and science scholarship program from appropriations and private sources. The account shall be self-sustaining.

(3) Expenditures from the account shall be used for scholarships to eligible students and for purchases of GET units. Purchased GET units shall be owned and held in trust by the board. Expenditures from the account shall be an equal match of state appropriations and private funds raised by the program administrator. During the (2007-09) 2009-2011 fiscal biennium, expenditures from the account not to exceed five percent may be used by the program administrator to carry out the provisions of RCW 28B.105.090.

(4) With the exception of the operating costs associated with the management of the account by the treasurer's office as authorized in chapter 43.79A RCW, the account shall be credited with all investment income earned by the account.

(5) Disbursements from the account are exempt from appropriations and the allotment provisions of chapter 43.88 RCW.

(6) Disbursements from the account shall be made only on the authorization of the board.

**Sec. 927.** RCW 41.48.060 and 1991 sp.s. c 13 s 112 are each amended to read as follows:

(1) There is hereby established a special account in the state treasury to be known as the OASI contribution account. Such account shall consist of and there shall be deposited in such account: (a) All contributions and penalties collected under RCW 41.48.040 and 41.48.050; (b) all moneys appropriated thereto under this chapter; (c) any property or securities belonging to the account; and (d) all sums recovered upon the bond of the custodian or otherwise for losses
sustained by the account and all other moneys received for the account from any other source. All moneys in the account shall be mingled and undivided. Subject to the provisions of this chapter, the governor is vested with full power, authority and jurisdiction over the account, including all moneys and property or securities belonging thereto, and may perform any and all acts whether or not specifically designated, which are necessary to the administration thereof and are consistent with the provisions of this chapter. During the 2009-2011 fiscal biennium, moneys in the OASI contribution account may also be transferred into the OASI revolving fund.

(2) The OASI contribution account shall be established and held separate and apart from any other funds of the state and shall be used and administered exclusively for the purpose of this chapter. Withdrawals from such account shall be made for, and solely for (a) payment of amounts required to be paid to the secretary of the treasury pursuant to an agreement entered into under RCW 41.48.030; (b) payment of refunds provided for in RCW 41.48.040(3); and (c) refunds of overpayments, not otherwise adjustable, made by a political subdivision or instrumentality.

(3) From the OASI contribution account the custodian of the fund shall pay to the secretary of the treasury such amounts and at such time or times as may be directed by the governor in accordance with any agreement entered into under RCW 41.48.030 and the social security act.

(4) The treasurer of the state shall be ex officio treasurer and custodian of the OASI contribution account and shall administer such account in accordance with the provisions of this chapter and the directions of the governor and shall pay all warrants drawn upon it in accordance with the provisions of this section and with the regulations as the governor may prescribe pursuant thereto.

Sec. 928. RCW 43.08.190 and 2008 c 329 s 912 are each amended to read as follows:

There is hereby created a fund within the state treasury to be known as the "state treasurer's service fund." Such fund shall be used solely for the payment of costs and expenses incurred in the operation and administration of the state treasurer's office.
Moneys shall be allocated monthly and placed in the state treasurer's service fund equivalent to a maximum of one percent of the trust and treasury average daily cash balances from the earnings generated under the authority of RCW 43.79A.040 and 43.84.080 other than earnings generated from investment of balances in funds and accounts specified in RCW 43.79A.040 or 43.84.092(4). The allocation shall precede the distribution of the remaining earnings as prescribed under RCW 43.79A.040 and 43.84.092. The state treasurer shall establish a uniform allocation rate based on the appropriations for the treasurer's office.

During the (2007-2009) 2009-2011 fiscal biennium, the legislature may transfer from the state treasurer's service fund to the state general fund such amounts as reflect the excess fund balance of the fund.

Sec. 929. RCW 43.10.180 and 2007 c 522 s 951 are each amended to read as follows:

(1) The attorney general shall keep such records as are necessary to facilitate proper allocation of costs to funds and agencies served and the director of financial management shall prescribe appropriate accounting procedures to accurately allocate costs to funds and agencies served. Billings shall be adjusted in line with actual costs incurred at intervals not to exceed six months.

(2) During the (2007-2009) 2009-2011 fiscal biennium, all expenses for administration of the office of the attorney general shall be allocated to and paid from the legal services revolving fund in accordance with accounting procedures prescribed by the director of financial management.

Sec. 930. RCW 43.79.460 and 1998 c 302 s 1 are each amended to read as follows:

(1) The savings incentive account is created in the custody of the state treasurer. The account shall consist of all moneys appropriated to the account by the legislature. The account is subject to the allotment procedures under chapter 43.88 RCW, but no appropriation is required for expenditures from the account.

(2) Within the savings incentive account, the state treasurer may create subaccounts to be credited with incentive savings attributable
to individual state agencies, as determined by the office of financial
management in consultation with the legislative fiscal committees.
Moneys deposited in the subaccounts may be expended only on the
authorization of the agency's executive head or designee and only for
the purpose of one-time expenditures to improve the quality, efficiency, and effectiveness of services to customers of the state,
such as one-time expenditures for employee training, employee
incentives, technology improvements, new work processes, or performance
measurement. Funds may not be expended from the account to establish
new programs or services, expand existing programs or services, or
incur ongoing costs that would require future expenditures.

(3) For purposes of this section, "incentive savings" means state
general fund appropriations that are unspent as of June 30th of a
fiscal year, excluding any amounts included in across-the-board reductions under RCW 43.88.110 and excluding unspent appropriations for:

(a) Caseload and enrollment in entitlement programs, except to the extent that an agency has clearly demonstrated that efficiencies have been achieved in the administration of the entitlement program. "Entitlement program," as used in this section, includes programs for which specific sums of money are appropriated for pass-through to third parties or other entities;

(b) Enrollments in state institutions of higher education;

(c) A specific amount contained in a condition or limitation to an appropriation in the biennial appropriations act, if the agency did not achieve the specific purpose or objective of the condition or limitation;

(d) Debt service on state obligations; and

(e) State retirement system obligations.

(4) The office of fiscal [financial] management, after consulting with the legislative fiscal committees, shall report to the treasurer the amount of savings incentives achieved. By December 1, 1998, and each December 1st thereafter, the office of financial management shall submit a report to the fiscal committees of the legislature on the implementation of this section. The report shall (a) evaluate the impact of this section on agency reversions and end-of-biennium expenditure patterns, and (b) itemize agency expenditures from the savings recovery account.
Sec. 931.  RCW 43.135.045 and 2007 c 520 s 6035 and 2007 c 484 s 5 are each reenacted and amended to read as follows:

(1) The student achievement fund is hereby created in the state treasury.

(2) The education construction fund is hereby created in the state treasury.

(a) Funds may be appropriated from the education construction fund exclusively for common school construction or higher education construction. During the 2007-2009 fiscal biennium, funds may also be used for higher education facilities preservation and maintenance. During the 2009-2011 fiscal biennium, the legislature may transfer from the education construction fund to the state general fund such amounts as reflect the excess fund balance of the fund.

(b) Funds may be appropriated for any other purpose only if approved by a two-thirds vote of each house of the legislature and if approved by a vote of the people at the next general election. An appropriation approved by the people under this subsection shall result in an adjustment to the state expenditure limit only for the fiscal period for which the appropriation is made and shall not affect any subsequent fiscal period.

(3) Funds from the student achievement fund shall be appropriated to the superintendent of public instruction strictly for distribution to school districts to meet the provisions set out in the student achievement act. Allocations shall be made on an equal per full-time equivalent student basis to each school district.

Sec. 932.  RCW 43.215.125 and 2008 c 164 s 2 are each amended to read as follows:

(1) (Within existing funds) For the 2009-2011 fiscal biennium, to the extent funds are appropriated for this purpose, the department shall develop a proposal for implementing a statewide Washington head start program. To the extent possible while maintaining quality standards, the proposal should align the state early childhood education and assistance program with federal head start program eligibility criteria, guidelines, performance standards, and methods/processes for ensuring continuous improvement in program quality. In this proposal, the department shall make recommendations that:
(a) Identify federal head start program guidelines, performance measures and standards, or other requirements for which state flexibility would be recommended. This shall include an analysis of how state flexibility may impact outcomes for children and how that flexibility might deviate from outcomes associated with the federal standards. Areas to be examined must include, but are not limited to, transportation requirements, service hour configurations, delivery methods, and impact on rural programs;

(b) Provide comparative data regarding child performance, readiness, and educational outcomes for Washington's existing head start and early childhood education and assistance programs;

(c) Determine the alignment between head start standards and the recommendations of Washington learns;

(d) Identify any change in the state early childhood education and assistance program laws that would be required to implement the Washington head start proposal;

(e) Identify additional resources needed to meet federal guidelines and standards. Areas to be examined must include, but are not limited to: Per-child funding levels, professional development and training needs, facilities needs, and technical assistance;

(f) Identify state early childhood education and assistance programs that do and do not offer full-day, full-year services to children, and what transition steps would be needed for these programs to operate in the same manner as federal head start programs;

(g) Provide steps for phasing-in the Washington head start proposal;

(h) Include a timeline, strategy, and funding needs to implement a statewide, state-supported early head start program as a component of the Washington head start proposal; and

(i) Detail the process the department would take with the regional office of federal head start in identifying any exceptions or waivers needed to provide flexibility and maintain high quality standards.

(2) In developing its recommendations for this proposal, the department shall seek, where appropriate and available, training or technical assistance from the appropriate regional office of federal head start in order to maximize nonstate resources that might be available for the consultative work and research involved with
developing this proposal. The department also shall consult with and solicit input from:

(a) State early childhood education and assistance program providers on Indian reservations and across the state, including providers who operate solely state-supported programs;

(b) Tribal governments operating head start programs and early head start programs in the state to ensure that the needs of Indian and Alaskan native children and their families are incorporated into the recommendations of the proposal, especially as they pertain to standards or guidelines around language acquisition, school readiness, availability and need for services among Indian and Alaskan native children and their families, and curriculum development; and

(c) Providers operating migrant and seasonal head start programs in the state in order to address the needs of the children of migrant and seasonal farmworker families.

(3) The department shall make recommendations on how it would periodically review the standards and guidelines within the Washington head start program, including incorporation of the latest research and information on early childhood development as well as any new innovations that may further improve outcomes to low-income children and their families.

(4) The department's recommendations on a Washington head start proposal shall include how the proposal aligns with the department's current statutory duties. The recommendations shall also include any other options that may improve the quality of state-supported early learning programs.

(5) The department shall deliver its report to the governor and legislature by December 1, 2009.

Sec. 933. RCW 70.93.180 and 2005 c 518 s 939 are each amended to read as follows:

(1) There is hereby created an account within the state treasury to be known as the "waste reduction, recycling, and litter control account". Moneys in the account may be spent only after appropriation. Expenditures from the waste reduction, recycling, and litter control account shall be used as follows:

(a) Fifty percent to the department of ecology, for use by the departments of ecology, natural resources, revenue, transportation, and
corrections, and the parks and recreation commission, for use in litter
collection programs, to be distributed under RCW 70.93.220. The amount
to the department of ecology shall also be used for a central
coordination function for litter control efforts statewide, for the
biennial litter survey under RCW 70.93.200(8), and for statewide public
awareness programs under RCW 70.93.200(7). The amount to the
department shall also be used to defray the costs of administering the
funding, coordination, and oversight of local government programs for
waste reduction, litter control, and recycling, so that local
governments can apply one hundred percent of their funding to achieving
program goals. The amount to the department of revenue shall be used
to enforce compliance with the litter tax imposed in chapter 82.19 RCW;
(b) Twenty percent to the department for local government funding
programs for waste reduction, litter control, and recycling activities
by cities and counties under RCW 70.93.250, to be administered by the
department of ecology; and
(c) Thirty percent to the department of ecology for waste reduction
and recycling efforts.

(2) All taxes imposed in RCW 82.19.010 and fines and bail
forfeitures collected or received pursuant to this chapter shall be
deposited in the waste reduction, recycling, and litter control account
and used for the programs under subsection (1) of this section.

(3) Not less than five percent and no more than ten percent of the
amount appropriated into the waste reduction, recycling, and litter
control account every biennium shall be reserved for capital needs,
including the purchase of vehicles for transporting crews and for
collecting litter and solid waste. Capital funds shall be distributed
among state agencies and local governments according to the same
criteria provided in RCW 70.93.220 for the remainder of the funds, so
that the most effective waste reduction, litter control, and recycling
programs receive the most funding. The intent of this subsection is to
provide funds for the purchase of equipment that will enable the
department to account for the greatest return on investment in terms of
reaching a zero litter goal.

(4) During the ((2005-2007)) 2009-2011 fiscal biennium, the
legislature may transfer from the waste reduction, recycling, and
litter control account to the state general fund such amounts as
reflect the excess fund balance of the account. For purposes of subsection (1) of this section, this transfer shall be treated as an expenditure for litter collection.

Sec. 934. RCW 70.105D.070 and 2008 c 329 s 921, 2008 c 329 s 920, 2008 c 329 s 919, and 2008 c 328 s 6009 are each reenacted and amended to read as follows:

(1) The state toxics control account and the local toxics control account are hereby created in the state treasury.

(2) The following moneys shall be deposited into the state toxics control account: (a) Those revenues which are raised by the tax imposed under RCW 82.21.030 and which are attributable to that portion of the rate equal to thirty-three one-hundredths of one percent; (b) the costs of remedial actions recovered under this chapter or chapter 70.105A RCW; (c) penalties collected or recovered under this chapter; and (d) any other money appropriated or transferred to the account by the legislature. Moneys in the account may be used only to carry out the purposes of this chapter, including but not limited to the following activities:

(i) The state's responsibility for hazardous waste planning, management, regulation, enforcement, technical assistance, and public education required under chapter 70.105 RCW;

(ii) The state's responsibility for solid waste planning, management, regulation, enforcement, technical assistance, and public education required under chapter 70.95 RCW;

(iii) The hazardous waste cleanup program required under this chapter;

(iv) State matching funds required under the federal cleanup law;

(v) Financial assistance for local programs in accordance with chapters 70.95, 70.95C, 70.95I, and 70.105 RCW;

(vi) State government programs for the safe reduction, recycling, or disposal of hazardous wastes from households, small businesses, and agriculture;

(vii) Hazardous materials emergency response training;

(viii) Water and environmental health protection and monitoring programs;

(ix) Programs authorized under chapter 70.146 RCW;
(x) A public participation program, including regional citizen advisory committees;

(xi) Public funding to assist potentially liable persons to pay for the costs of remedial action in compliance with cleanup standards under RCW 70.105D.030(2)(e) but only when the amount and terms of such funding are established under a settlement agreement under RCW 70.105D.040(4) and when the director has found that the funding will achieve both (A) a substantially more expeditious or enhanced cleanup than would otherwise occur, and (B) the prevention or mitigation of unfair economic hardship; 

(xii) Development and demonstration of alternative management technologies designed to carry out the hazardous waste management priorities of RCW 70.105.150; and

(xiii) During the 2009-2011 fiscal biennium, shoreline update technical assistance.

(3) The following moneys shall be deposited into the local toxics control account: Those revenues which are raised by the tax imposed under RCW 82.21.030 and which are attributable to that portion of the rate equal to thirty-seven one-hundredths of one percent.

(a) Moneys deposited in the local toxics control account shall be used by the department for grants or loans to local governments for the following purposes in descending order of priority:

(i) Remedial actions;

(ii) Hazardous waste plans and programs under chapter 70.105 RCW;

(iii) Solid waste plans and programs under chapters 70.95, 70.95C, 70.95I, and 70.105 RCW;

(iv) Funds for a program to assist in the assessment and cleanup of sites of methamphetamine production, but not to be used for the initial containment of such sites, consistent with the responsibilities and intent of RCW 69.50.511; and

(v) Cleanup and disposal of hazardous substances from abandoned or derelict vessels, defined for the purposes of this section as vessels that have little or no value and either have no identified owner or have an identified owner lacking financial resources to clean up and dispose of the vessel, that pose a threat to human health or the environment.

(b) Funds for plans and programs shall be allocated consistent with the priorities and matching requirements established in chapters
70.105, 70.95C, 70.95I, and 70.95 RCW, except that any applicant that is a Puget Sound partner, as defined in RCW 90.71.010, along with any project that is referenced in the action agenda developed by the Puget Sound partnership under RCW 90.71.310, shall, except as conditioned by RCW 70.105D.120, receive priority for any available funding for any grant or funding programs or sources that use a competitive bidding process. During the 2007–2009 fiscal biennium, moneys in the account may also be used for grants to local governments to retrofit public sector diesel equipment and for storm water planning and implementation activities.

(c) Funds may also be appropriated to the department of health to implement programs to reduce testing requirements under the federal safe drinking water act for public water systems. The department of health shall reimburse the account from fees assessed under RCW 70.119A.115 by June 30, 1995.

(d) To expedite cleanups throughout the state, the department shall partner with local communities and liable parties for cleanups. The department is authorized to use the following additional strategies in order to ensure a healthful environment for future generations:

(i) The director may alter grant-matching requirements to create incentives for local governments to expedite cleanups when one of the following conditions exists:

(A) Funding would prevent or mitigate unfair economic hardship imposed by the clean-up liability;

(B) Funding would create new substantial economic development, public recreational, or habitat restoration opportunities that would not otherwise occur; or

(C) Funding would create an opportunity for acquisition and redevelopment of vacant, orphaned, or abandoned property under RCW 70.105D.040(5) that would not otherwise occur;

(ii) The use of outside contracts to conduct necessary studies;

(iii) The purchase of remedial action cost-cap insurance, when necessary to expedite multiparty clean-up efforts.

(4) Except for unanticipated receipts under RCW 43.79.260 through 43.79.282, moneys in the state and local toxics control accounts may be spent only after appropriation by statute.

(5) One percent of the moneys deposited into the state and local toxics control accounts shall be allocated only for public
participation grants to persons who may be adversely affected by a
release or threatened release of a hazardous substance and to not-for-
profit public interest organizations. The primary purpose of these
grants is to facilitate the participation by persons and organizations
in the investigation and remedying of releases or threatened releases
of hazardous substances and to implement the state's solid and
hazardous waste management priorities. However, during the 1999-2001
fiscal biennium, funding may not be granted to entities engaged in
lobbying activities, and applicants may not be awarded grants if their
cumulative grant awards under this section exceed two hundred thousand
dollars. No grant may exceed sixty thousand dollars. Grants may be
renewed annually. Moneys appropriated for public participation from
either account which are not expended at the close of any biennium
shall revert to the state toxics control account.

(6) No moneys deposited into either the state or local toxics
control account may be used for solid waste incinerator feasibility
studies, construction, maintenance, or operation, or, after January 1,
2010, for projects designed to address the restoration of Puget Sound,
funded in a competitive grant process, that are in conflict with the
action agenda developed by the Puget Sound partnership under RCW
90.71.310.

(7) The department shall adopt rules for grant or loan issuance and
performance.

(8) During the (2007-2009) 2009-2011 fiscal biennium, the
legislature may transfer from the local toxics control account to (the
state toxics control) either the state general fund or the oil spill
prevention account, or both such amounts as reflect excess fund balance
in the account.

(9) During the (2007-2009) 2009-2011 fiscal biennium, the local
toxics control account may also be used for a standby rescue tug at
Neah Bay, local government shoreline update grants, public sector
diesel equipment retrofit grants, and oil spill prevention,
preadparedness, and response activities.

(10) During the 2009-2011 fiscal biennium, the legislature may
transfer from the state toxics control account to the state general
fund such amounts as reflect the excess fund balance in the account.
Sec. 935. RCW 74.08A.340 and 2008 c 329 s 922 are each amended to read as follows:

The department of social and health services shall operate the Washington WorkFirst program authorized under RCW 74.08A.200 through 74.08A.330, 43.330.145, 43.215.545, and 74.25.040, and chapter 74.12 RCW within the following constraints:

(1) The full amount of the temporary assistance for needy families block grant, plus qualifying state expenditures as appropriated in the biennial operating budget, shall be appropriated to the department each year in the biennial appropriations act to carry out the provisions of the program authorized in RCW 74.08A.200 through 74.08A.330, 43.330.145, 43.215.545, and 74.25.040, and chapter 74.12 RCW.

(2)(a) The department may expend funds defined in subsection (1) of this section in any manner that will effectively accomplish the outcome measures defined in RCW 74.08A.410 with the following exception: Beginning with the 2007-2009 biennium, funds that constitute the working connections child care program, child care quality programs, and child care licensing functions.

(b) Beginning in the 2007-2009 fiscal biennium, the legislature shall appropriate and the departments of early learning and social and health services shall expend funds defined in subsection (1) of this section that constitute the working connections child care program, child care quality programs, and child care licensing functions in a manner that is consistent with the outcome measures defined in RCW 74.08A.410.

(c) No more than fifteen percent of the amount provided in subsection (1) of this section may be spent for administrative purposes. For the purpose of this subsection, "administrative purposes" does not include expenditures for information technology and computerization needed for tracking and monitoring required by P.L. 104-193. The department shall not increase grant levels to recipients of the program authorized in RCW 74.08A.200 through 74.08A.330 and 43.330.145 and chapter 74.12 RCW, except as authorized in the omnibus appropriations act for the (2007-2009) 2009-2011 biennium.

(3) The department shall implement strategies that accomplish the outcome measures identified in RCW 74.08A.410 that are within the funding constraints in this section. Specifically, the department shall implement strategies that will cause the number of cases in the
program authorized in RCW 74.08A.200 through 74.08A.330 and 43.330.145 and chapter 74.12 RCW to decrease by at least fifteen percent during the 1997-99 biennium and by at least five percent in the subsequent biennium. The department may transfer appropriation authority between funding categories within the economic services program in order to carry out the requirements of this subsection.

(4) The department shall monitor expenditures against the appropriation levels provided for in subsection (1) of this section. The department shall quarterly make a determination as to whether expenditure levels will exceed available funding and communicate its finding to the legislature. If the determination indicates that expenditures will exceed funding at the end of the fiscal year, the department shall take all necessary actions to ensure that all services provided under this chapter shall be made available only to the extent of the availability and level of appropriation made by the legislature.

Sec. 936. RCW 74.31.060 and 2007 c 356 s 7 are each amended to read as follows:

The traumatic brain injury account is created in the state treasury. Two dollars of the fee imposed under RCW 46.63.110(7)(c) must be deposited into the account. Moneys in the account may be spent only after appropriation, and may be used only to provide a public awareness campaign and services relating to traumatic brain injury under RCW 74.31.040 and 74.31.050, for information and referral services, and for costs of required department staff who are providing support for the council and information and referral services under RCW 74.31.020 and 74.31.030. During the 2009-2011 fiscal biennium, money in the account may also be spent on long term care services. The secretary of the department of social and health services has the authority to administer the funds.

Sec. 937. RCW 79.64.040 and 2007 c 522 s 958 are each amended to read as follows:

(1) The board shall determine the amount deemed necessary in order to achieve the purposes of this chapter and shall provide by rule for the deduction of this amount from the moneys received from all leases, sales, contracts, licenses, permits, easements, and rights-of-way.
issued by the department and affecting state lands and aquatic lands, provided that no deduction shall be made from the proceeds from agricultural college lands.

(2) Moneys received as deposits from successful bidders, advance payments, and security under RCW 79.15.100, 79.15.080, and 79.11.150 prior to December 1, 1981, which have not been subjected to deduction under this section are not subject to deduction under this section.

(3) Except as otherwise provided in subsection (5) of this section, the deductions authorized under this section shall not exceed twenty-five percent of the moneys received by the department in connection with any one transaction pertaining to state lands and aquatic lands other than second-class tide and shore lands and the beds of navigable waters, and fifty percent of the moneys received by the department pertaining to second-class tide and shore lands and the beds of navigable waters.

(4) In the event that the department sells logs using the contract harvesting process described in RCW 79.15.500 through 79.15.530, the moneys received subject to this section are the net proceeds from the contract harvesting sale.

(5) During the (2007-2009) 2009-2011 fiscal biennium, the twenty-five percent limitation on deductions set in subsection (3) of this section may be increased up to thirty percent by the board (provided the total amount deducted does not exceed the total appropriations in the operating and capital budgets for the fiscal period. At the end of the fiscal period, any amounts deducted in excess of the appropriations shall be transferred to the appropriate beneficiary distribution accounts).

Sec. 938. RCW 79.105.150 and 2008 c 299 s 28 are each amended to read as follows:

(1) After deduction for management costs as provided in RCW 79.64.040 and payments to towns under RCW 79.115.150(2), all moneys received by the state from the sale or lease of state-owned aquatic lands and from the sale of valuable material from state-owned aquatic lands shall be deposited in the aquatic lands enhancement account which is hereby created in the state treasury. After appropriation, these funds shall be used solely for aquatic lands enhancement projects; for the purchase, improvement, or protection of aquatic lands for public
purposes; for providing and improving access to the lands; and for
volunteer cooperative fish and game projects. In addition, during the
2009-2011 biennium only, the aquatic lands enhancement account may also
be used for hatchery reform. During the 2009-2011 fiscal biennium, the
legislature may transfer from the aquatic lands enhancement account to
the motor vehicle account such amounts as reflect the excess fund
balance of the account.

(2) In providing grants for aquatic lands enhancement projects, the
recreation and conservation funding board shall:
(a) Require grant recipients to incorporate the environmental
benefits of the project into their grant applications;
(b) Utilize the statement of environmental benefits, consideration,
except as provided in RCW 79.105.610, of whether the applicant is a
Puget Sound partner, as defined in RCW 90.71.010, whether a project is
referenced in the action agenda developed by the Puget Sound
partnership under RCW 90.71.310, and except as otherwise provided in
RCW 79.105.630, and effective one calendar year following the
development and statewide availability of model evergreen community
management plans and ordinances under RCW 35.105.050, whether the
applicant is an entity that has been recognized, and what gradation of
recognition was received, in the evergreen community recognition
program created in RCW 35.105.030 in its prioritization and selection
process; and
(c) Develop appropriate outcome-focused performance measures to be
used both for management and performance assessment of the grants.
(3) To the extent possible, the department should coordinate its
performance measure system with other natural resource-related agencies
as defined in RCW 43.41.270.
(4) The department shall consult with affected interest groups in
implementing this section.
(5) After January 1, 2010, any project designed to address the
restoration of Puget Sound may be funded under this chapter only if the
project is not in conflict with the action agenda developed by the
Puget Sound partnership under RCW 90.71.310.

Sec. 939. RCW 84.52.0531 and 2006 c 119 s 2 are each amended to
read as follows:
The maximum dollar amount which may be levied by or for any school district for maintenance and operation support under the provisions of RCW 84.52.053 shall be determined as follows:

(1) For excess levies for collection in calendar year 1997, the maximum dollar amount shall be calculated pursuant to the laws and rules in effect in November 1996.

(2) For excess levies for collection in calendar year 1998 and thereafter, the maximum dollar amount shall be the sum of (a) plus or minus (b) and (c) of this subsection minus (d) of this subsection:
   (a) The district's levy base as defined in subsections (3) and (4) of this section multiplied by the district's maximum levy percentage as defined in subsection (5) of this section;
   (b) For districts in a high/nonhigh relationship, the high school district's maximum levy amount shall be reduced and the nonhigh school district's maximum levy amount shall be increased by an amount equal to the estimated amount of the nonhigh payment due to the high school district under RCW 28A.545.030(3) and 28A.545.050 for the school year commencing the year of the levy;
   (c) For districts in an interdistrict cooperative agreement, the nonresident school district's maximum levy amount shall be reduced and the resident school district's maximum levy amount shall be increased by an amount equal to the per pupil basic education allocation included in the nonresident district's levy base under subsection (3) of this section multiplied by:
      (i) The number of full-time equivalent students served from the resident district in the prior school year; multiplied by:
      (ii) The serving district's maximum levy percentage determined under subsection (5) of this section; increased by:
      (iii) The percent increase per full-time equivalent student as stated in the state basic education appropriation section of the biennial budget between the prior school year and the current school year divided by fifty-five percent;
   (d) The district's maximum levy amount shall be reduced by the maximum amount of state matching funds for which the district is eligible under RCW 28A.500.010.

(3) For excess levies for collection in calendar year 2005 and thereafter, a district's levy base shall be the sum of allocations in (a) through (c) of this subsection received by the district for the
prior school year and the amounts determined under subsection (4) of this section, including allocations for compensation increases, plus the sum of such allocations multiplied by the percent increase per full time equivalent student as stated in the state basic education appropriation section of the biennial budget between the prior school year and the current school year and divided by fifty-five percent. A district's levy base shall not include local school district property tax levies or other local revenues, or state and federal allocations not identified in (a) through (c) of this subsection.

(a) The district's basic education allocation as determined pursuant to RCW 28A.150.250, 28A.150.260, and 28A.150.350;

(b) State and federal categorical allocations for the following programs:
   (i) Pupil transportation;
   (ii) Special education;
   (iii) Education of highly capable students;
   (iv) Compensatory education, including but not limited to learning assistance, migrant education, Indian education, refugee programs, and bilingual education;
   (v) Food services; and
   (vi) Statewide block grant programs; and

(c) Any other federal allocations for elementary and secondary school programs, including direct grants, other than federal impact aid funds and allocations in lieu of taxes.

(4) During the 2009-11 biennium, for levy collections in calendar years 2005 through 2011, in addition to the allocations included under subsection (3)(a) through (c) of this section, a district's levy base shall also include the following:

(a) The difference between the allocation the district would have received in the current school year had RCW 84.52.068 not been amended by chapter 19, Laws of 2003 1st sp. sess., and had RCW 28A.505.220 not been amended by section 923 of this act, and the allocation the district received in the current school year pursuant to RCW 84.52.068. The office of the superintendent of public instruction shall offset the amount added to a district's levy base pursuant to this subsection (4)(a) by any additional per student allocations included in a district's levy base pursuant to the enactment of an initiative to the people subsequent to June 10, 2004; and
(b) The difference between the allocations the district would have received the prior school year had RCW 28A.400.205 not been amended by chapter 20, Laws of 2003 1st sp. sess. and by section 917 of this act and the allocations the district actually received the prior school year pursuant to RCW 28A.400.205. The office of the superintendent of public instruction shall offset the amount added to a district's levy base pursuant to this subsection (4)(b) by any additional salary increase allocations included in a district's levy base pursuant to the enactment of an initiative to the people subsequent to June 10, 2004.

(5) A district's maximum levy percentage shall be twenty-two percent in 1998 and twenty-four percent in 1999 and every year thereafter; plus, for qualifying districts, the grandfathered percentage determined as follows:

(a) For 1997, the difference between the district's 1993 maximum levy percentage and twenty percent; and

(b) For 1998 and thereafter, the percentage calculated as follows:

(i) Multiply the grandfathered percentage for the prior year times the district's levy base determined under subsection (3) of this section;

(ii) Reduce the result of (b)(i) of this subsection by any levy reduction funds as defined in subsection (6) of this section that are to be allocated to the district for the current school year;

(iii) Divide the result of (b)(ii) of this subsection by the district's levy base; and

(iv) Take the greater of zero or the percentage calculated in (b)(iii) of this subsection.

(6) "Levy reduction funds" shall mean increases in state funds from the prior school year for programs included under subsections (3) and (4) of this section: (a) That are not attributable to enrollment changes, compensation increases, or inflationary adjustments; and (b) that are or were specifically identified as levy reduction funds in the appropriations act. If levy reduction funds are dependent on formula factors which would not be finalized until after the start of the current school year, the superintendent of public instruction shall estimate the total amount of levy reduction funds by using prior school year data in place of current school year data. Levy reduction funds shall not include moneys received by school districts from cities or counties.
For the purposes of this section, "prior school year" means the most recent school year completed prior to the year in which the levies are to be collected.

For the purposes of this section, "current school year" means the year immediately following the prior school year.

Funds collected from transportation vehicle fund tax levies shall not be subject to the levy limitations in this section.

The superintendent of public instruction shall develop rules and regulations and inform school districts of the pertinent data necessary to carry out the provisions of this section.

**NEW SECTION. Sec. 940.** Section 939 of this act expires January 1, 2012.

**NEW SECTION. Sec. 941.** Section 932 of this act expires June 30, 2011.

**NEW SECTION. Sec. 942.** 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. 943.** 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.

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