
SENATE BILL 6402

State of Washington

62nd Legislature

2012 Regular Session

By Senators Tom, Hill, and Becker

Read first time 01/20/12. Referred to Committee on Higher Education & Workforce Development.

1 AN ACT Relating to eliminating the workforce training and education
2 coordinating board; amending RCW 18.16.050, 18.79.202, 18.106.030,
3 18.106.040, 18.106.070, 18.260.110, 19.28.161, 19.28.191, 24.50.010,
4 28A.175.035, 28A.175.075, 28A.175.115, 28A.175.130, 28A.230.125,
5 28A.245.030, 28A.300.515, 28A.600.280, 28A.655.065, 28A.700.020,
6 28A.700.060, 28A.700.080, 28B.04.080, 28B.15.545, 28B.30.530,
7 28B.50.254, 28B.50.273, 28B.50.274, 28B.50.902, 28B.76.210, 28B.76.230,
8 28B.76.670, 28B.85.020, 28B.97.010, 28B.120.020, 28B.145.060,
9 28C.04.400, 28C.04.530, 28C.04.535, 28C.04.540, 28C.04.545, 28C.10.020,
10 28C.10.040, 28C.18.050, 28C.18.060, 28C.18.134, 28C.18.136, 28C.18.140,
11 28C.18.150, 28C.18.160, 28C.18.162, 28C.18.164, 28C.18.166, 28C.18.168,
12 28C.18.170, 43.20.275, 43.41.400, 43.60A.151, 43.162.010, 43.162.020,
13 43.330.090, 43.330.145, 43.330.310, 43.330.375, 49.04.190, 50.22.005,
14 50.38.030, 50.38.050, and 74.08A.280; reenacting and amending RCW
15 28A.230.100, 28A.650.015, 28B.50.030, 43.21J.030, 43.330.280, and
16 49.04.010; adding a new section to chapter 28C.04 RCW; adding a new
17 section to chapter 28B.77 RCW; adding new sections to chapter 43.330
18 RCW; adding a new section to chapter 50.12 RCW; creating new sections;
19 recodifying RCW 28C.18.060, 28C.18.130, 28C.18.140, 28C.18.150,
20 28C.18.170, and 28C.18.050; decodifying RCW 28C.18.900; repealing RCW
21 28A.300.220, 28B.50.096, 28C.18.005, 28C.18.010, 28C.18.020,

1 28C.18.030, 28C.18.040, 28C.18.070, 28C.18.080, 28C.18.090, 28C.18.100,
2 28C.18.110, 28C.18.120, 28C.18.132, and 50.12.245; providing an
3 effective date; and providing expiration dates.

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

5 **Sec. 1.** RCW 18.16.050 and 2008 c 20 s 3 are each amended to read
6 as follows:

7 (1) There is created a state cosmetology, barbering, esthetics, and
8 manicuring advisory board consisting of a maximum of ten members
9 appointed by the director. These members of the board shall include:
10 A representative of private schools licensed under this chapter; a
11 representative from an approved apprenticeship program conducted in an
12 approved salon/shop; a representative of public vocational technical
13 schools licensed under this chapter; a consumer who is unaffiliated
14 with the cosmetology, barbering, esthetics, or manicuring industry; and
15 six members who are currently practicing licensees who have been
16 engaged in the practice of manicuring, esthetics, barbering, or
17 cosmetology for at least three years. Members shall serve a term of
18 three years. Any board member may be removed for just cause. The
19 director may appoint a new member to fill any vacancy on the board for
20 the remainder of the unexpired term.

21 (2) Board members shall be entitled to compensation pursuant to RCW
22 43.03.240 for each day spent conducting official business and to
23 reimbursement for travel expenses as provided by RCW 43.03.050 and
24 43.03.060.

25 (3) The board may seek the advice and input of officials from the
26 following state agencies: (a) (~~The workforce training and education~~
27 ~~coordinating board; (b) the department of~~) employment security
28 department; (~~(+e)~~) (b) the department of labor and industries; (~~(+d)~~)
29 (c) the department of health; (~~(+e)~~) (d) the department of licensing;
30 and (~~(+f)~~) (e) the department of revenue.

31 **Sec. 2.** RCW 18.79.202 and 2005 c 268 s 4 are each amended to read
32 as follows:

33 (1) In addition to the licensing fee for registered nurses and
34 licensed practical nurses licensed under this chapter, the department
35 shall impose an additional surcharge of five dollars per year on all

1 initial licenses and renewal licenses for registered nurses and
2 licensed practical nurses issued under this chapter. Advanced
3 registered nurse practitioners are only required to pay the surcharge
4 on their registered nurse licenses.

5 (2) The department(~~(, in consultation with the commission and the~~
6 ~~workforce training and education coordinating board,)~~) shall use the
7 proceeds from the surcharge imposed under subsection (1) of this
8 section to provide grants to a central nursing resource center. The
9 grants may be awarded only to a not-for-profit central nursing resource
10 center that is comprised of and led by nurses. The central nursing
11 resource center will demonstrate coordination with relevant nursing
12 constituents including professional nursing organizations, groups
13 representing nursing educators, staff nurses, nurse managers or
14 executives, and labor organizations representing nurses. The central
15 nursing resource center shall have as its mission to contribute to the
16 health and wellness of Washington state residents by ensuring that
17 there is an adequate nursing workforce to meet the current and future
18 health care needs of the citizens of the state of Washington. The
19 grants may be used to fund the following activities of the central
20 nursing resource center:

21 (a) Maintain information on the current and projected supply and
22 demand of nurses through the collection and analysis of data regarding
23 the nursing workforce, including but not limited to education level,
24 race and ethnicity, employment settings, nursing positions, reasons for
25 leaving the nursing profession, and those leaving Washington state to
26 practice elsewhere. This data collection and analysis must complement
27 other state activities to produce data on the nursing workforce and the
28 central nursing resource center shall work collaboratively with other
29 entities in the data collection to ensure coordination and avoid
30 duplication of efforts;

31 (b) Monitor and validate trends in the applicant pool for programs
32 in nursing. The central nursing resource center must work with nursing
33 leaders to identify approaches to address issues arising related to the
34 trends identified, and collect information on other states' approaches
35 to addressing these issues;

36 (c) Facilitate partnerships between the nursing community and other
37 health care providers, licensing authority, business and industry,

1 consumers, legislators, and educators to achieve policy consensus,
2 promote diversity within the profession, and enhance nursing career
3 mobility and nursing leadership development;

4 (d) Evaluate the effectiveness of nursing education and
5 articulation among programs to increase access to nursing education and
6 enhance career mobility, especially for populations that are
7 underrepresented in the nursing profession;

8 (e) Provide consultation, technical assistance, data, and
9 information related to Washington state and national nursing resources;

10 (f) Promote strategies to enhance patient safety and quality
11 patient care including encouraging a safe and healthy workplace
12 environment for nurses; and

13 (g) Educate the public including students in K-12 about
14 opportunities and careers in nursing.

15 (3) The nursing resource center account is created in the custody
16 of the state treasurer. All receipts from the surcharge in subsection
17 (1) of this section must be deposited in the account. Expenditures
18 from the account may be used only for grants to an organization to
19 conduct the specific activities listed in subsection (2) of this
20 section and to compensate the department for the reasonable costs
21 associated with the collection and distribution of the surcharge and
22 the administration of the grant provided for in subsection (2) of this
23 section. No money from this account may be used by the recipient
24 towards administrative costs of the central nursing resource center not
25 associated with the specific activities listed in subsection (2) of
26 this section. No money from this account may be used by the recipient
27 toward lobbying. Only the secretary or the secretary's designee may
28 authorize expenditures from the account. The account is subject to
29 allotment procedures under chapter 43.88 RCW, but an appropriation is
30 not required for expenditures. Grants will be awarded on an annual
31 basis and funds will be distributed quarterly. The first distribution
32 after awarding the first grant shall be made no later than six months
33 after July 24, 2005. The central nursing resource center shall report
34 to the department on meeting the grant objectives annually.

35 (4) The central nursing resource center shall submit a report of
36 all progress, collaboration with other organizations and government
37 entities, and activities conducted by the center to the relevant
38 committees of the legislature by November 30, 2011. The department

1 shall conduct a review of the program to collect funds to support the
2 activities of a nursing resource center and make recommendations on the
3 effectiveness of the program and whether it should continue. The
4 review shall be paid for with funds from the nursing resource center
5 account. The review must be completed by June 30, 2012.

6 (5) The department may adopt rules as necessary to implement
7 chapter 268, Laws of 2005.

8 **Sec. 3.** RCW 18.106.030 and 2011 c 336 s 504 are each amended to
9 read as follows:

10 Any person desiring to be issued a certificate of competency as
11 provided in this chapter shall deliver evidence in a form prescribed by
12 the department affirming that said person has had sufficient experience
13 in as well as demonstrated general competency in the trade of plumbing
14 or specialty plumbing so as to qualify him or her to make an
15 application for a certificate of competency as a journeyman plumber or
16 specialty plumber. Completion of a course of study in the plumbing
17 trade in the armed services of the United States or at a school
18 accredited by the ((workforce—training—and)) higher education
19 coordinating board or its successor agency shall constitute sufficient
20 evidence of experience and competency to enable such person to make
21 application for a certificate of competency.

22 Any person desiring to be issued a medical gas piping installer
23 endorsement shall deliver evidence in a form prescribed by the
24 department affirming that the person has met the requirements
25 established by the department for a medical gas piping installer
26 endorsement.

27 In addition to supplying the evidence as prescribed in this
28 section, each applicant for a certificate of competency shall submit an
29 application for such certificate on such form and in such manner as
30 shall be prescribed by the director of the department.

31 **Sec. 4.** RCW 18.106.040 and 2006 c 185 s 2 are each amended to read
32 as follows:

33 (1) Upon receipt of the application and evidence set forth in RCW
34 18.106.030, the director shall review the same and make a determination
35 as to whether the applicant is eligible to take an examination for the
36 certificate of competency. To be eligible to take the examination:

1 (a) Each applicant for a journeyman plumber's certificate of
2 competency shall furnish written evidence that he or she has completed
3 a course of study in the plumbing trade in the armed services of the
4 United States or at a school licensed by the (~~workforce training and~~)
5 higher education coordinating board or its successor agency, or has had
6 four or more years of experience under the direct supervision of a
7 licensed journeyman plumber.

8 (b) Each applicant for a specialty plumber's certificate of
9 competency under RCW 18.106.010(10)(a) shall furnish written evidence
10 that he or she has completed a course of study in the plumbing trade in
11 the armed services of the United States or at a school licensed by the
12 (~~workforce training and~~) higher education coordinating board or its
13 successor agency, under chapter 28C.10 RCW, or that he or she has had
14 at least three years practical experience in the specialty.

15 (c) Each applicant for a specialty plumber's certificate of
16 competency under RCW 18.106.010(10) (b) or (c) shall furnish written
17 evidence that he or she is eligible to take the examination. These
18 eligibility requirements for the specialty plumbers defined by RCW
19 18.106.010(10)(c) shall be one year of practical experience working on
20 pumping systems not exceeding one hundred gallons per minute, and two
21 years of practical experience working on pumping systems exceeding one
22 hundred gallons per minute, or equivalent as determined by rule by the
23 department in consultation with the advisory board, and that experience
24 may be obtained at the same time the individual is meeting the
25 experience required by RCW 19.28.191. The eligibility requirements for
26 other specialty plumbers shall be established by rule by the director
27 pursuant to subsection (2)(b) of this section.

28 (2)(a) The director shall establish reasonable rules for the
29 examinations to be given applicants for certificates of competency. In
30 establishing the rules, the director shall consult with the state
31 advisory board of plumbers as established in RCW 18.106.110.

32 (b) The director shall establish reasonable criteria by rule for
33 determining an applicant's eligibility to take an examination for the
34 certificate of competency for specialty plumbers under subsection
35 (1)(c) of this section. In establishing the criteria, the director
36 shall consult with the state advisory board of plumbers as established
37 in RCW 18.106.110. These rules must take effect by December 31, 2006.

1 (3) Upon determination that the applicant is eligible to take the
2 examination, the director shall so notify the applicant, indicating the
3 time and place for taking the same.

4 (4) No other requirement for eligibility may be imposed.

5 **Sec. 5.** RCW 18.106.070 and 2009 c 36 s 3 are each amended to read
6 as follows:

7 (1) The department shall issue a certificate of competency to all
8 applicants who have passed the examination and have paid the fee for
9 the certificate. The certificate may include a photograph of the
10 holder. The certificate shall bear the date of issuance, and shall
11 expire on the birthdate of the holder immediately following the date of
12 issuance. The certificate shall be renewable every other year, upon
13 application, on or before the birthdate of the holder, except for
14 specialty plumbers defined by RCW 18.106.010(10)(c) who also have an
15 electrical certification issued jointly as provided by RCW
16 18.106.050(3) in which case their certificate shall be renewable every
17 three years on or before the birthdate of the holder. The department
18 shall renew a certificate of competency if the applicant: (a) Pays the
19 renewal fee assessed by the department; and (b) during the past two
20 years has completed sixteen hours of continuing education approved by
21 the department with the advice of the advisory board, including four
22 hours related to electrical safety. For holders of the specialty
23 plumber certificate under RCW 18.106.010(10)(c), the continuing
24 education may comprise both electrical and plumbing education with a
25 minimum of twelve of the required twenty-four hours of continuing
26 education in plumbing. If a person fails to renew the certificate by
27 the renewal date, he or she must pay a doubled fee. If the person does
28 not renew the certificate within ninety days of the renewal date, he or
29 she must retake the examination and pay the examination fee.

30 The journeyman plumber and specialty plumber certificates of
31 competency, the medical gas piping installer endorsement, and the
32 temporary permit provided for in this chapter grant the holder the
33 right to engage in the work of plumbing as a journeyman plumber,
34 specialty plumber, or medical gas piping installer, in accordance with
35 their provisions throughout the state and within any of its political
36 subdivisions on any job or any employment without additional proof of

1 competency or any other license or permit or fee to engage in the work.
2 This section does not preclude employees from adhering to a union
3 security clause in any employment where such a requirement exists.

4 (2) A person who is indentured in an apprenticeship program
5 approved under chapter 49.04 RCW for the plumbing construction trade or
6 who is learning the plumbing construction trade may work in the
7 plumbing construction trade if supervised by a certified journeyman
8 plumber or a certified specialty plumber in that plumber's specialty.
9 All apprentices and individuals learning the plumbing construction
10 trade shall obtain a plumbing training certificate from the department.
11 The certificate shall authorize the holder to learn the plumbing
12 construction trade while under the direct supervision of a journeyman
13 plumber or a specialty plumber working in his or her specialty. The
14 certificate may include a photograph of the holder. The holder of the
15 plumbing training certificate shall renew the certificate annually. At
16 the time of renewal, the holder shall provide the department with an
17 accurate list of the holder's employers in the plumbing construction
18 industry for the previous year and the number of hours worked for each
19 employer. An annual fee shall be charged for the issuance or renewal
20 of the certificate. The department shall set the fee by rule. The fee
21 shall cover but not exceed the cost of administering and enforcing the
22 trainee certification and supervision requirements of this chapter.

23 (3) Any person who has been issued a plumbing training certificate
24 under this chapter may work if that person is under supervision.
25 Supervision shall consist of a person being on the same job site and
26 under the control of either a journeyman plumber or an appropriate
27 specialty plumber who has an applicable certificate of competency
28 issued under this chapter. Either a journeyman plumber or an
29 appropriate specialty plumber shall be on the same job site as the
30 noncertified individual for a minimum of seventy-five percent of each
31 working day unless otherwise provided in this chapter. The ratio of
32 noncertified individuals to certified journeymen or specialty plumbers
33 working on a job site shall be: (a) Not more than two noncertified
34 plumbers working on any one job site for every certified specialty
35 plumber or journeyman plumber working as a specialty plumber; and (b)
36 not more than one noncertified plumber working on any one job site for
37 every certified journeyman plumber working as a journeyman plumber.

1 An individual who has a current training certificate and who has
2 successfully completed or is currently enrolled in an approved
3 apprenticeship program or in a technical school program in the plumbing
4 construction trade in a school approved by the (~~workforce training~~
5 ~~and~~) higher education coordinating board or its successor agency, may
6 work without direct on-site supervision during the last six months of
7 meeting the practical experience requirements of this chapter.

8 (4) An individual who has a current training certificate and who
9 has successfully completed or is currently enrolled in a medical gas
10 piping installer training course approved by the department may work on
11 medical gas piping systems if the individual is under the direct
12 supervision of a certified medical gas piping installer who holds a
13 medical gas piping installer endorsement one hundred percent of a
14 working day on a one-to-one ratio.

15 (5) The training to become a certified plumber must include not
16 less than sixteen hours of classroom training established by the
17 director with the advice of the advisory board. The classroom training
18 must include, but not be limited to, electrical wiring safety,
19 grounding, bonding, and other related items plumbers need to know to
20 work under RCW 19.28.091.

21 (6) All persons who are certified plumbers before January 1, 2003,
22 are deemed to have received the classroom training required in
23 subsection (5) of this section.

24 **Sec. 6.** RCW 18.260.110 and 2008 c 150 s 1 are each amended to read
25 as follows:

26 Nothing in this chapter may be construed to prohibit or restrict:

27 (1) The practice of a dental assistant in the discharge of official
28 duties by dental assistants in the United States federal services on
29 federal reservations, including but not limited to the armed services,
30 coast guard, public health service, veterans' bureau, or bureau of
31 Indian affairs;

32 (2) Expanded function dental auxiliary education and training
33 programs approved by the commission and the practice as an expanded
34 function dental auxiliary by students in expanded function dental
35 auxiliary education and training programs approved by the commission,
36 when acting under the direction and supervision of persons licensed
37 under chapter 18.29 or 18.32 RCW;

1 (3) Dental assistant education and training programs, and the
2 practice of dental assisting by students in dental assistant education
3 and training programs approved by the commission or offered at a school
4 approved or licensed by the (~~workforce training and education~~
5 ~~coordinating board,~~) higher education coordinating board, state board
6 for community and technical colleges, or Washington state skill centers
7 certified by the office of the superintendent of public instruction,
8 when acting under the direction and supervision of persons registered
9 or licensed under this chapter or chapter 18.29 or 18.32 RCW; or

10 (4) The practice of a volunteer dental assistant providing services
11 under the supervision of a licensed dentist in a charitable dental
12 clinic, as approved by the commission in rule.

13 **Sec. 7.** RCW 19.28.161 and 2010 c 33 s 1 are each amended to read
14 as follows:

15 (1) No person may engage in the electrical construction trade
16 without having a valid master journeyman electrician certificate of
17 competency, journeyman electrician certificate of competency, master
18 specialty electrician certificate of competency, or specialty
19 electrician certificate of competency issued by the department in
20 accordance with this chapter. Electrician certificate of competency
21 specialties include, but are not limited to: Residential, pump and
22 irrigation, limited energy system, signs, nonresidential maintenance,
23 restricted nonresidential maintenance, and appliance repair. Until
24 July 1, 2007, the department of labor and industries shall issue a
25 written warning to any specialty pump and irrigation or domestic pump
26 electrician not having a valid electrician certification. The warning
27 will state that the individual must apply for an electrical training
28 certificate or be qualified for and apply for electrician certification
29 under the requirements in RCW 19.28.191(1)(g) within thirty calendar
30 days of the warning. Only one warning will be issued to any
31 individual. If the individual fails to comply with this section, the
32 department shall issue a penalty as defined in RCW 19.28.271 to the
33 individual.

34 (2) A person who is indentured in an apprenticeship program
35 approved under chapter 49.04 RCW for the electrical construction trade
36 or who is learning the electrical construction trade may work in the
37 electrical construction trade if supervised by a certified master

1 journeyman electrician, journeyman electrician, master specialty
2 electrician in that electrician's specialty, or specialty electrician
3 in that electrician's specialty. All apprentices and individuals
4 learning the electrical construction trade shall obtain an electrical
5 training certificate from the department. The certificate shall
6 authorize the holder to learn the electrical construction trade while
7 under the direct supervision of a master journeyman electrician,
8 journeyman electrician, master specialty electrician working in that
9 electrician's specialty, or specialty electrician working in that
10 electrician's specialty. The certificate may include a photograph of
11 the holder. The holder of the electrical training certificate shall
12 renew the certificate biennially. At the time of renewal, the holder
13 shall provide the department with an accurate list of the holder's
14 employers in the electrical construction industry for the previous
15 biennial period and the number of hours worked for each employer. The
16 holder shall also provide proof of sixteen hours of: Approved
17 classroom training covering this chapter, the national electrical code,
18 or electrical theory; or equivalent classroom training taken as part of
19 an approved apprenticeship program under chapter 49.04 RCW or an
20 approved electrical training program under RCW 19.28.191(1)(h). The
21 number of hours of approved classroom training required for certificate
22 renewal shall increase as follows: (a) Beginning on July 1, 2011, the
23 holder of an electrical training certificate shall provide the
24 department with proof of thirty-two hours of approved classroom
25 training; and (b) beginning on July 1, 2013, the holder of an
26 electrical training certificate shall provide the department with proof
27 of forty-eight hours of approved classroom training. At the request of
28 the chairs of the house of representatives commerce and labor committee
29 and the senate labor, commerce and consumer protection committee, or
30 their successor committees, the department of labor and industries
31 shall provide information on the implementation of the new classroom
32 training requirements for electrical trainees to both committees by
33 December 1, 2012. A biennial fee shall be charged for the issuance or
34 renewal of the certificate. The department shall set the fee by rule.
35 The fee shall cover but not exceed the cost of administering and
36 enforcing the trainee certification and supervision requirements of
37 this chapter. Apprentices and individuals learning the electrical
38 construction trade shall have their electrical training certificates in

1 their possession at all times that they are performing electrical work.
2 They shall show their certificates to an authorized representative of
3 the department at the representative's request.

4 (3) Any person who has been issued an electrical training
5 certificate under this chapter may work if that person is under
6 supervision. Supervision shall consist of a person being on the same
7 job site and under the control of either a certified master journeyman
8 electrician, journeyman electrician, master specialty electrician
9 working in that electrician's specialty, or specialty electrician
10 working in that electrician's specialty. Either a certified master
11 journeyman electrician, journeyman electrician, master specialty
12 electrician working in that electrician's specialty, or specialty
13 electrician working in that electrician's specialty shall be on the
14 same job site as the noncertified individual for a minimum of seventy-
15 five percent of each working day unless otherwise provided in this
16 chapter.

17 (4) The ratio of noncertified individuals to certified master
18 journeymen electricians, journeymen electricians, master specialty
19 electricians, or specialty electricians on any one job site is as
20 follows:

21 (a) When working as a specialty electrician, not more than two
22 noncertified individuals for every certified master specialty
23 electrician working in that electrician's specialty, specialty
24 electrician working in that electrician's specialty, master journeyman
25 electrician, or journeyman electrician, except that the ratio
26 requirements are one certified master specialty electrician working in
27 that electrician's specialty, specialty electrician working in that
28 electrician's specialty, master journeyman electrician, or journeyman
29 electrician working as a specialty electrician to no more than four
30 students enrolled in and working as part of an electrical construction
31 program at public community or technical colleges, or not-for-profit
32 nationally accredited trade or technical schools licensed by the
33 (~~workforce training and~~) higher education coordinating board (~~under~~
34 ~~chapter 28C.10 RCW~~) or its successor agency. In meeting the ratio
35 requirements for students enrolled in an electrical construction
36 program at a trade school, a trade school may receive input and advice
37 from the electrical board; and

1 (b) When working as a journeyman electrician, not more than one
2 noncertified individual for every certified master journeyman
3 electrician or journeyman electrician, except that the ratio
4 requirements shall be one certified master journeyman electrician or
5 journeyman electrician to no more than four students enrolled in and
6 working as part of an electrical construction program at public
7 community or technical colleges, or not-for-profit nationally
8 accredited trade or technical schools licensed by the (~~workforce~~
9 ~~training and~~) higher education coordinating board (~~under chapter~~
10 ~~28C.10—RCW~~) or its successor agency. In meeting the ratio
11 requirements for students enrolled in an electrical construction
12 program at a trade school, a trade school may receive input and advice
13 from the electrical board.

14 An individual who has a current training certificate and who has
15 successfully completed or is currently enrolled in an approved
16 apprenticeship program or in an electrical construction program at
17 public community or technical colleges, or not-for-profit nationally
18 accredited technical or trade schools licensed by the (~~workforce~~
19 ~~training and~~) higher education coordinating board (~~under chapter~~
20 ~~28C.10—RCW~~) or its successor agency, may work without direct on-site
21 supervision during the last six months of meeting the practical
22 experience requirements of this chapter.

23 (5) For the residential (as specified in WAC 296-46B-920(2)(a)),
24 pump and irrigation (as specified in WAC 296-46B-920(2)(b)), sign (as
25 specified in WAC 296-46B-920(2)(d)), limited energy (as specified in
26 WAC 296-46B-920(2)(e)), nonresidential maintenance (as specified in WAC
27 296-46B-920(2)(g)), restricted nonresidential maintenance as determined
28 by the department in rule, or other new nonresidential specialties, not
29 including appliance repair, as determined by the department in rule,
30 either a master journeyman electrician, journeyman electrician, master
31 specialty electrician working in that electrician's specialty, or
32 specialty electrician working in that electrician's specialty must be
33 on the same job site as the noncertified individual for a minimum of
34 seventy-five percent of each working day. Other specialties must meet
35 the requirements specified in RCW 19.28.191(1)(g)(ii). When the ratio
36 of certified electricians to noncertified individuals on a job site is
37 one certified electrician to three or four noncertified individuals,
38 the certified electrician must:

1 (a) Directly supervise and instruct the noncertified individuals
2 and the certified electrician may not directly make or engage in an
3 electrical installation; and

4 (b) Be on the same job site as the noncertified individual for a
5 minimum of one hundred percent of each working day.

6 (6) The electrical contractor shall accurately verify and attest to
7 the electrical trainee hours worked by electrical trainees on behalf of
8 the electrical contractor.

9 **Sec. 8.** RCW 19.28.191 and 2006 c 185 s 7 are each amended to read
10 as follows:

11 (1) Upon receipt of the application, the department shall review
12 the application and determine whether the applicant is eligible to take
13 an examination for the master journeyman electrician, journeyman
14 electrician, master specialty electrician, or specialty electrician
15 certificate of competency.

16 (a) Before July 1, 2005, an applicant who possesses a valid
17 journeyman electrician certificate of competency in effect for the
18 previous four years and a valid general administrator's certificate may
19 apply for a master journeyman electrician certificate of competency
20 without examination.

21 (b) Before July 1, 2005, an applicant who possesses a valid
22 specialty electrician certificate of competency, in the specialty
23 applied for, for the previous two years and a valid specialty
24 administrator's certificate, in the specialty applied for, may apply
25 for a master specialty electrician certificate of competency without
26 examination.

27 (c) Before December 1, 2003, the following persons may obtain an
28 equipment repair specialty electrician certificate of competency
29 without examination:

30 (i) A person who has successfully completed an apprenticeship
31 program approved under chapter 49.04 RCW for the machinist trade; and

32 (ii) A person who provides evidence in a form prescribed by the
33 department affirming that: (A) He or she was employed as of April 1,
34 2003, by a factory-authorized equipment dealer or service company; and
35 (B) he or she has worked in equipment repair for a minimum of four
36 thousand hours.

1 (d) To be eligible to take the examination for a master journeyman
2 electrician certificate of competency the applicant must have possessed
3 a valid journeyman electrician certificate of competency for four
4 years.

5 (e) To be eligible to take the examination for a master specialty
6 electrician certificate of competency the applicant must have possessed
7 a valid specialty electrician certificate of competency, in the
8 specialty applied for, for two years.

9 (f) To be eligible to take the examination for a journeyman
10 certificate of competency the applicant must have:

11 (i) Worked in the electrical construction trade for a minimum of
12 eight thousand hours, of which four thousand hours shall be in
13 industrial or commercial electrical installation under the supervision
14 of a master journeyman electrician or journeyman electrician and not
15 more than a total of four thousand hours in all specialties under the
16 supervision of a master journeyman electrician, journeyman electrician,
17 master specialty electrician working in that electrician's specialty,
18 or specialty electrician working in that electrician's specialty.
19 Speciality electricians with less than a four thousand hour work
20 experience requirement cannot credit the time required to obtain that
21 specialty towards qualifying to become a journeyman electrician; or

22 (ii) Successfully completed an apprenticeship program approved
23 under chapter 49.04 RCW for the electrical construction trade.

24 (g) To be eligible to take the examination for a specialty
25 electrician certificate of competency the applicant must have:

26 (i) Worked in the residential (as specified in WAC 296-46B-
27 920(2)(a)), pump and irrigation (as specified in WAC 296-46B-
28 920(2)(b)), sign (as specified in WAC 296-46B-920(2)(d)), limited
29 energy (as specified in WAC 296-46B-920(2)(e)), nonresidential
30 maintenance (as specified in WAC 296-46B-920(2)(g)), or other new
31 nonresidential specialties as determined by the department in rule
32 under the supervision of a master journeyman electrician, journeyman
33 electrician, master specialty electrician working in that electrician's
34 specialty, or specialty electrician working in that electrician's
35 specialty for a minimum of four thousand hours;

36 (ii) Worked in the appliance repair specialty as determined by the
37 department in rule, restricted nonresidential maintenance as determined
38 by the department in rule, the equipment repair specialty as determined

1 by the department in rule, the pump and irrigation specialty other than
2 as defined by (g)(i) of this subsection or domestic pump specialty as
3 determined by the department in rule, or a specialty other than the
4 designated specialties in (g)(i) of this subsection for a minimum of
5 the initial ninety days, or longer if set by rule by the department.
6 The restricted nonresidential maintenance specialty is limited to a
7 maximum of 277 volts and 20 amperes for lighting branch circuits and/or
8 a maximum of 250 volts and 60 amperes for other circuits, but excludes
9 the replacement or repair of circuit breakers. The initial period must
10 be spent under one hundred percent supervision of a master journeyman
11 electrician, journeyman electrician, master specialty electrician
12 working in that electrician's specialty, or specialty electrician
13 working in that electrician's specialty. After this initial period, a
14 person may take the specialty examination. If the person passes the
15 examination, the person may work unsupervised for the balance of the
16 minimum hours required for certification. A person may not be
17 certified as a specialty electrician in the appliance repair specialty
18 or in a specialty other than the designated specialties in (g)(i) of
19 this subsection, however, until the person has worked a minimum of two
20 thousand hours in that specialty, or longer if set by rule by the
21 department;

22 (iii) Successfully completed an approved apprenticeship program
23 under chapter 49.04 RCW for the applicant's specialty in the electrical
24 construction trade; or

25 (iv) In meeting the training requirements for the pump and
26 irrigation or domestic pump specialties, the individual shall be
27 allowed to obtain the experience required by this section at the same
28 time the individual is meeting the experience required by RCW
29 18.106.040(1)(c). After meeting the training requirements provided in
30 this section, the individual may take the examination and upon passing
31 the examination, meeting additional training requirements as may still
32 be required for those seeking a pump and irrigation, or a domestic pump
33 specialty certificate as defined by rule, and paying the applicable
34 fees, the individual must be issued the appropriate certificate. The
35 department may include an examination for specialty plumbing
36 certificate defined in RCW 18.106.010(10)(c) with the examination
37 required by this section. The department, by rule and in consultation
38 with the electrical board, may establish additional equivalent ways to

1 gain the experience requirements required by this subsection.
2 Individuals who are able to provide evidence to the department, prior
3 to January 1, 2007, that they have been employed as a pump installer in
4 the pump and irrigation or domestic pump business by an appropriately
5 licensed electrical contractor, registered general contractor defined
6 by chapter 18.27 RCW, or appropriate general specialty contractor
7 defined by chapter 18.27 RCW for not less than eight thousand hours in
8 the most recent six calendar years shall be issued the appropriate
9 certificate by the department upon receiving such documentation and
10 applicable fees. The department shall establish a single document for
11 those who have received both an electrical specialty certification as
12 defined by this subsection and have also met the certification
13 requirements for the specialty plumber as defined by RCW
14 18.106.010(10)(c), showing that the individual has received both
15 certifications. No other experience or training requirements may be
16 imposed.

17 (h) Any applicant for a journeyman electrician certificate of
18 competency who has successfully completed a two-year program in the
19 electrical construction trade at public community or technical
20 colleges, or not-for-profit nationally accredited technical or trade
21 schools licensed by the (~~workforce training and~~) higher education
22 coordinating board (~~under chapter 28C.10 RCW~~) or its successor agency
23 may substitute up to two years of the technical or trade school program
24 for two years of work experience under a master journeyman electrician
25 or journeyman electrician. The applicant shall obtain the additional
26 two years of work experience required in industrial or commercial
27 electrical installation prior to the beginning, or after the
28 completion, of the technical school program. Any applicant who has
29 received training in the electrical construction trade in the armed
30 service of the United States may be eligible to apply armed service
31 work experience towards qualification to take the examination for the
32 journeyman electrician certificate of competency.

33 (i) An applicant for a specialty electrician certificate of
34 competency who, after January 1, 2000, has successfully completed a
35 two-year program in the electrical construction trade at a public
36 community or technical college, or a not-for-profit nationally
37 accredited technical or trade school licensed by the (~~workforce~~
38 ~~training and~~) higher education coordinating board (~~under chapter~~

1 ~~28C.10 RCW~~) or its successor agency, may substitute up to one year of
2 the technical or trade school program for one year of work experience
3 under a master journeyman electrician, journeyman electrician, master
4 specialty electrician working in that electrician's specialty, or
5 specialty electrician working in that electrician's specialty. Any
6 applicant who has received training in the electrical construction
7 trade in the armed services of the United States may be eligible to
8 apply armed service work experience towards qualification to take the
9 examination for an appropriate specialty electrician certificate of
10 competency.

11 (j) The department must determine whether hours of training and
12 experience in the armed services or school program are in the
13 electrical construction trade and appropriate as a substitute for hours
14 of work experience. The department must use the following criteria for
15 evaluating the equivalence of classroom electrical training programs
16 and work in the electrical construction trade:

17 (i) A two-year electrical training program must consist of three
18 thousand or more hours.

19 (ii) In a two-year electrical training program, a minimum of two
20 thousand four hundred hours of student/instructor contact time must be
21 technical electrical instruction directly related to the scope of work
22 of the electrical specialty. Student/instructor contact time includes
23 lecture and in-school lab.

24 (iii) The department may not allow credit for a program that
25 accepts more than one thousand hours transferred from another school's
26 program.

27 (iv) Electrical specialty training school programs of less than two
28 years will have all of the above student/instructor contact time hours
29 proportionately reduced. Such programs may not apply to more than
30 fifty percent of the work experience required to attain certification.

31 (v) Electrical training programs of less than two years may not be
32 credited towards qualification for journeyman electrician unless the
33 training program is used to gain qualification for a four thousand hour
34 electrical specialty.

35 (k) No other requirement for eligibility may be imposed.

36 (2) The department shall establish reasonable rules for the
37 examinations to be given applicants for certificates of competency. In
38 establishing the rules, the department shall consult with the board.

1 Upon determination that the applicant is eligible to take the
2 examination, the department shall so notify the applicant, indicating
3 the time and place for taking the examination.

4 (3) No noncertified individual may work unsupervised more than one
5 year beyond the date when the trainee would be eligible to test for a
6 certificate of competency if working on a full-time basis after
7 original application for the trainee certificate. For the purposes of
8 this section, full-time basis means two thousand hours.

9 **Sec. 9.** RCW 24.50.010 and 2011 c 310 s 1 are each amended to read
10 as follows:

11 (1) Washington manufacturing services is organized as a private,
12 nonprofit corporation in accordance with chapter 24.03 RCW and this
13 section. The mission of the corporation is to operate a modernization
14 extension system, coordinate a network of public and private
15 modernization resources, and stimulate the competitiveness of small and
16 midsize manufacturers in Washington.

17 (2) The corporation must be governed by a board of directors. A
18 majority of the board of directors shall be representatives of small
19 and medium-sized manufacturing firms and industry associations,
20 networks, or consortia. The board must also include at least one
21 member representing labor unions or labor councils and, as ex officio
22 members, the director of the department of commerce((7)) and the
23 executive director of the state board for community and technical
24 colleges, (~~and the director of the workforce training and education~~
25 ~~coordinating board,~~) or their respective designees.

26 (3) The corporation may be known as impact Washington and may:

27 (a) Charge fees for services, make and execute contracts with any
28 individual, corporation, association, public agency, or any other
29 entity, and employ all other legal instruments necessary or convenient
30 for the performance of its duties and the exercise of its powers and
31 functions under this chapter; and

32 (b) Receive funds from federal, state, or local governments,
33 private businesses, foundations, or any other source for purposes
34 consistent with this chapter.

35 (4) The corporation must:

36 (a) Develop policies, plans, and programs to assist in the

1 modernization of businesses in targeted sectors of Washington's economy
2 and coordinate the delivery of modernization services;

3 (b) Provide information about the advantages of modernization and
4 the modernization services available in the state to federal, state,
5 and local economic development officials, state colleges and
6 universities, and private providers;

7 (c) Collaborate with the Washington quality initiative in the
8 development of manufacturing quality standards and quality
9 certification programs;

10 (d) Collaborate with industry sector and cluster associations to
11 inform import-impacted manufacturers about federal trade adjustment
12 assistance funding;

13 (e) Serve as an information clearinghouse and provide access for
14 users to the federal manufacturing extension partnership national
15 research and information system; and

16 (f) Provide, either directly or through contracts, assistance to
17 industry or cluster associations, networks, or consortia, that would be
18 of value to their member firms in:

19 (i) Adopting advanced business management practices such as
20 strategic planning and total quality management;

21 (ii) Developing mechanisms for interfirm collaboration and
22 cooperation;

23 (iii) Appraising, purchasing, installing, and effectively using
24 equipment, technologies, and processes that improve the quality of
25 goods and services and the productivity of the firm;

26 (iv) Improving human resource systems and workforce training in a
27 manner that moves firms toward flexible, high-performance work
28 organizations;

29 (v) Developing new products;

30 (vi) Conducting market research, analysis, and development of new
31 sales channels and export markets;

32 (vii) Improving processes to enhance environmental, health, and
33 safety compliance; and

34 (viii) Improving credit, capital management, and business finance
35 skills.

36 (5) Between thirty-five and sixty-five percent of the funds
37 received by the corporation from the state must be used by the

1 corporation for carrying out the duties under subsection (4)(f) of this
2 section, consistent with the intent of RCW 24.50.005(2).

3 **Sec. 10.** RCW 28A.175.035 and 2011 c 288 s 9 are each amended to
4 read as follows:

5 (1) The office of the superintendent of public instruction shall:

6 (a) Identify criteria for grants and evaluate proposals for funding
7 (~~(in consultation with the workforce training and education~~
8 ~~coordinating board)~~);

9 (b) Develop and monitor requirements for grant recipients to:

10 (i) Identify students who both fail the (~~Washington~~) statewide
11 student assessment (~~(of student learning)~~) and drop out of school;

12 (ii) Identify their own strengths and gaps in services provided to
13 youth;

14 (iii) Set their own local goals for program outcomes;

15 (iv) Use research-based and emerging best practices that lead to
16 positive outcomes in implementing the building bridges program; and

17 (v) Coordinate an outreach campaign to bring public and private
18 organizations together and to provide information about the building
19 bridges program to the local community;

20 (c) In setting the requirements under (b) of this subsection,
21 encourage creativity and provide for flexibility in implementing the
22 local building bridges program;

23 (d) Identify and disseminate successful practices;

24 (e) Develop requirements for grant recipients to collect and report
25 data, including, but not limited to:

26 (i) The number of and demographics of students served including,
27 but not limited to, information regarding a student's race and
28 ethnicity, a student's household income, a student's housing status,
29 whether a student is a foster youth or youth involved in the juvenile
30 justice system, whether a student is disabled, and the primary language
31 spoken at a student's home;

32 (ii) (~~Washington~~) Statewide student assessment (~~(of student~~
33 ~~learning)~~) scores;

34 (iii) Dropout rates;

35 (iv) On-time graduation rates;

36 (v) Extended graduation rates;

37 (vi) Credentials obtained;

- 1 (vii) Absenteeism rates;
- 2 (viii) Truancy rates; and
- 3 (ix) Credit retrieval;

4 (f) Contract with a third party to evaluate the infrastructure and
5 implementation of the partnership including the leveraging of outside
6 resources that relate to the goal of the partnership. The third-party
7 contractor shall also evaluate the performance and effectiveness of the
8 partnerships relative to the type of entity, as identified in RCW
9 28A.175.045, serving as the lead agency for the partnership; and

10 (g) Report to the legislature by December 1, 2008.

11 (2) In performing its duties under this section, the office of the
12 superintendent of public instruction is encouraged to consult with the
13 work group identified in RCW 28A.175.075.

14 (3) In selecting recipients for grant funds appropriated under RCW
15 28A.175.135, the office of the superintendent of public instruction
16 shall use a streamlined and expedited application and review process
17 for those programs that have already proven to be successful in dropout
18 prevention.

19 **Sec. 11.** RCW 28A.175.075 and 2010 c 243 s 4 are each amended to
20 read as follows:

21 (1) The office of the superintendent of public instruction shall
22 establish a state-level building bridges work group that includes K-12
23 and state agencies that work with youth who have dropped out or are at
24 risk of dropping out of school. The following agencies shall appoint
25 representatives to the work group: The office of the superintendent of
26 public instruction, (~~the workforce training and education coordinating~~
27 ~~board,~~) the department of early learning, the employment security
28 department, the state board for community and technical colleges, the
29 department of health, the community mobilization office, and the
30 children's services and behavioral health and recovery divisions of the
31 department of social and health services. The work group should also
32 consist of one representative from each of the following agencies and
33 organizations: A statewide organization representing career and
34 technical education programs including skill centers; the juvenile
35 courts or the office of juvenile justice, or both; the Washington
36 association of prosecuting attorneys; the Washington state office of
37 public defense; accredited institutions of higher education; the

1 educational service districts; the area workforce development councils;
2 parent and educator associations; (~~(achievement)~~) educational
3 opportunity gap oversight and accountability committee; office of the
4 education ombudsman; local school districts; agencies or organizations
5 that provide services to special education students; community
6 organizations serving youth; federally recognized tribes and urban
7 tribal centers; each of the major political caucuses of the senate and
8 house of representatives; and the minority commissions.

9 (2) To assist and enhance the work of the building bridges programs
10 established in RCW 28A.175.025, the state-level work group shall:

11 (a) Identify and make recommendations to the legislature for the
12 reduction of fiscal, legal, and regulatory barriers that prevent
13 coordination of program resources across agencies at the state and
14 local level;

15 (b) Develop and track performance measures and benchmarks for each
16 partner agency or organization across the state including performance
17 measures and benchmarks based on student characteristics and outcomes
18 specified in RCW 28A.175.035(1)(e); and

19 (c) Identify research-based and emerging best practices regarding
20 prevention, intervention, and retrieval programs.

21 (3)(a) The work group shall report to the quality education
22 council, appropriate committees of the legislature, and the governor on
23 an annual basis beginning December 1, 2007, with proposed strategies
24 for building K-12 dropout prevention, intervention, and reengagement
25 systems in local communities throughout the state including, but not
26 limited to, recommendations for implementing emerging best practices,
27 needed additional resources, and eliminating barriers.

28 (b) By September 15, 2010, the work group shall report on:

29 (i) A recommended state goal and annual state targets for the
30 percentage of students graduating from high school;

31 (ii) A recommended state goal and annual state targets for the
32 percentage of youth who have dropped out of school who should be
33 reengaged in education and be college and work ready;

34 (iii) Recommended funding for supporting career guidance and the
35 planning and implementation of K-12 dropout prevention, intervention,
36 and reengagement systems in school districts and a plan for phasing the
37 funding into the program of basic education, beginning in the 2011-2013
38 biennium; and

1 (iv) A plan for phasing in the expansion of the current school
2 improvement planning program to include state-funded, dropout-focused
3 school improvement technical assistance for school districts in
4 significant need of improvement regarding high school graduation rates.

5 (4) State agencies in the building bridges work group shall work
6 together, wherever feasible, on the following activities to support
7 school/family/community partnerships engaged in building K-12 dropout
8 prevention, intervention, and reengagement systems:

9 (a) Providing opportunities for coordination and flexibility of
10 program eligibility and funding criteria;

11 (b) Providing joint funding;

12 (c) Developing protocols and templates for model agreements on
13 sharing records and data;

14 (d) Providing joint professional development opportunities that
15 provide knowledge and training on:

16 (i) Research-based and promising practices;

17 (ii) The availability of programs and services for vulnerable
18 youth; and

19 (iii) Cultural competence.

20 (5) The building bridges work group shall make recommendations to
21 the governor and the legislature by December 1, 2010, on a state-level
22 and regional infrastructure for coordinating services for vulnerable
23 youth. Recommendations must address the following issues:

24 (a) Whether to adopt an official conceptual approach or framework
25 for all entities working with vulnerable youth that can support
26 coordinated planning and evaluation;

27 (b) The creation of a performance-based management system,
28 including outcomes, indicators, and performance measures relating to
29 vulnerable youth and programs serving them, including accountability
30 for the dropout issue;

31 (c) The development of regional and/or county-level multipartner
32 youth consortia with a specific charge to assist school districts and
33 local communities in building K-12 comprehensive dropout prevention,
34 intervention, and reengagement systems;

35 (d) The development of integrated or school-based one-stop shopping
36 for services that would:

37 (i) Provide individualized attention to the neediest youth and

1 prioritized access to services for students identified by a dropout
2 early warning and intervention data system;
3 (ii) Establish protocols for coordinating data and services,
4 including getting data release at time of intake and common assessment
5 and referral processes; and
6 (iii) Build a system of single case managers across agencies;
7 (e) Launching a statewide media campaign on increasing the high
8 school graduation rate; and
9 (f) Developing a statewide database of available services for
10 vulnerable youth.

11 **Sec. 12.** RCW 28A.175.115 and 2010 c 20 s 5 are each amended to
12 read as follows:

13 (1) The office of the superintendent of public instruction shall
14 adopt rules to implement RCW 28A.175.100 through 28A.175.110.

15 (2) When adopting rules under this section and developing model
16 interlocal agreements and contracts under RCW 28A.175.110, the office
17 of the superintendent of public instruction shall consult with the
18 state board for community and technical colleges, (~~the workforce~~
19 ~~training and education coordinating board,~~) colleges and community-
20 based organizations that have previously offered dropout reengagement
21 programs, providers of online courses and programs approved under RCW
22 28A.250.020, school districts, and educational service districts.

23 **Sec. 13.** RCW 28A.175.130 and 2011 c 288 s 2 are each amended to
24 read as follows:

25 (1) The pay for actual student success (PASS) program is created
26 under this section and RCW 28A.175.135 through 28A.175.160 to invest in
27 proven dropout prevention and intervention programs as provided in RCW
28 28A.175.135 and provide a financial award for high schools that
29 demonstrate improvement in the dropout prevention indicators
30 established under RCW 28A.175.140. The legislature finds that
31 increased accumulation of credits and reductions in incidents of
32 student discipline lead to improved graduation rates.

33 (2) The office of the superintendent of public instruction, (~~the~~
34 ~~workforce training and education coordinating board,~~) the building
35 bridges working group, the higher education coordinating board, and the
36 college scholarship organization under RCW 28A.175.135(4) shall

1 collaborate to assure that the programs under RCW 28A.175.135 operate
2 systematically and are expanded to include as many additional students
3 and schools as possible.

4 **Sec. 14.** RCW 28A.230.100 and 2006 c 263 s 402 and 2006 c 114 s 4
5 are each reenacted and amended to read as follows:

6 The superintendent of public instruction, in consultation with the
7 higher education coordinating board((~~7~~)) and the state board for
8 community and technical colleges, ((~~and the workforce training and~~
9 ~~education coordinating board,~~)) shall adopt rules pursuant to chapter
10 34.05 RCW, to implement the course requirements set forth in RCW
11 28A.230.090. The rules shall include, as the superintendent deems
12 necessary, granting equivalencies for and temporary exemptions from the
13 course requirements in RCW 28A.230.090 and special alterations of the
14 course requirements in RCW 28A.230.090. In developing such rules the
15 superintendent shall recognize the relevance of vocational and applied
16 courses and allow such courses to fulfill in whole or in part the
17 courses required for graduation in RCW 28A.230.090, as determined by
18 the high school or school district in accordance with RCW 28A.230.097.
19 The rules may include provisions for competency testing in lieu of such
20 courses required for graduation in RCW 28A.230.090 or demonstration of
21 specific skill proficiency or understanding of concepts through work or
22 experience.

23 **Sec. 15.** RCW 28A.230.125 and 2011 1st sp.s. c 11 s 130 are each
24 amended to read as follows:

25 (1) The superintendent of public instruction, in consultation with
26 the four-year institutions as defined in RCW 28B.76.020((~~7~~)) and the
27 state board for community and technical colleges((~~7~~, ~~and the workforce~~
28 ~~training and education coordinating board~~)), shall develop for use by
29 all public school districts a standardized high school transcript. The
30 superintendent shall establish clear definitions for the terms
31 "credits" and "hours" so that school programs operating on the quarter,
32 semester, or trimester system can be compared.

33 (2) The standardized high school transcript shall include a
34 notation of whether the student has earned a certificate of individual
35 achievement or a certificate of academic achievement.

1 **Sec. 16.** RCW 28A.245.030 and 2008 c 179 s 302 are each amended to
2 read as follows:

3 (1) The office of the superintendent of public instruction shall
4 review and revise the guidelines for skill centers to encourage skill
5 center programs. The superintendent, in cooperation with (~~the~~
6 ~~workforce training and education coordinating board,~~) skill center
7 directors, and the Washington association for career and technical
8 education, shall review and revise the existing skill centers' policy
9 guidelines and create and adopt rules governing skill centers as
10 follows:

11 (a) The threshold enrollment at a skill center shall be revised so
12 that a skill center program need not have a minimum of seventy percent
13 of its students enrolled on the skill center core campus in order to
14 facilitate serving rural students through expansion of skill center
15 programs by means of satellite programs or branch campuses;

16 (b) The developmental planning for branch campuses shall be
17 encouraged. Underserved rural areas or high-density areas may partner
18 with an existing skill center to create satellite programs or a branch
19 campus. Once a branch campus reaches sufficient enrollment to become
20 self-sustaining, it may become a separate skill center or remain an
21 extension of the founding skill center; and

22 (c) Satellite and branch campus programs shall be encouraged to
23 address high-demand fields.

24 (2) Rules adopted under this section shall allow for innovative
25 models of satellite and branch campus programs, and such programs shall
26 not be limited to those housed in physical buildings.

27 (3) The superintendent of public instruction shall develop and
28 deliver a ten-year capital plan for legislative review before
29 implementation. The superintendent of public instruction shall adopt
30 rules that set as a goal a ten percent minimum local project
31 contribution threshold for major skill center projects, unless there is
32 a compelling rationale not to do so, including but not limited to local
33 economic conditions, as determined by the superintendent of public
34 instruction. This applies to the acquisition or major capital costs of
35 skill center projects as outlined in the ten-year capital plan.

36 (4) Subject to available funding, the superintendent shall:

37 (a) Conduct approved feasibility studies for serving noncooperative
38 rural and high-density area students in their geographic areas; and

1 (b) Develop a statewide master plan that identifies standards and
2 resources needed to create a technology infrastructure for connecting
3 all skill centers to the K-20 network.

4 **Sec. 17.** RCW 28A.300.515 and 2007 c 396 s 15 are each amended to
5 read as follows:

6 The superintendent of public instruction shall provide support for
7 statewide coordination for math, science, and technology, including
8 employing a statewide director for math, science, and technology. The
9 duties of the director shall include, but not be limited to:

10 (1) Within funds specifically appropriated therefor, obtain a
11 statewide license, or otherwise obtain and disseminate, an interactive,
12 project-based high school and middle school technology curriculum that
13 includes a comprehensive professional development component for
14 teachers and, if possible, counselors, and also includes a systematic
15 program evaluation. The curriculum must be distributed to all school
16 districts, or as many as feasible, by the 2007-08 school year;

17 (2) Within funds specifically appropriated therefor, supporting a
18 public-private partnership to assist school districts with implementing
19 an ongoing, inquiry-based science program that is based on a research-
20 based model of systemic reform and aligned with the Washington state
21 science grade level expectations;

22 (3) Within funds specifically appropriated therefor, supporting a
23 public-private partnership to provide enriching opportunities in
24 mathematics, engineering, and science for underrepresented students in
25 grades kindergarten through twelve using exemplary materials and
26 instructional approaches;

27 (4) In an effort to increase precollege and prework interest in
28 math, science, and technology fields, in collaboration with the
29 community and technical colleges((~~7~~)) and the four-year institutions of
30 higher education, (~~((and the workforce training and education
31 coordinating board,))~~) conducting outreach efforts to attract middle and
32 high school students to careers in math, science, and technology and to
33 educate students about the coursework that is necessary to be
34 adequately prepared to succeed in these fields;

35 (5) Coordinating youth opportunities in math, science, and
36 technology, including facilitating student participation in school

1 clubs, state-level fairs, national competitions, and encouraging
2 partnerships between students and university faculty or industry to
3 facilitate such student participation;

4 (6) Developing and maintaining public-private partnerships to
5 generate business and industry assistance to accomplish the following:

6 (a) Increasing student engagement and career awareness, including
7 increasing student participation in the youth opportunities in
8 subsection (5) of this section;

9 (b) Creation and promotion of student scholarships, internships,
10 and apprenticeships;

11 (c) Provision of relevant teacher experience and training,
12 including on-the-job professional development opportunities;

13 (d) Upgrading kindergarten through twelfth grade school equipment
14 and facilities to support high quality math, science, and technology
15 programs;

16 (7) Assembling a cadre of inspiring speakers employed or
17 experienced in the relevant fields to speak to kindergarten through
18 twelfth grade students to demonstrate the breadth of the opportunities
19 in the relevant fields as well as share the types of coursework that
20 ~~((is {are}))~~ are necessary for someone to be successful in the relevant
21 field;

22 (8) Providing technical assistance to schools and school districts,
23 including working with counselors in support of the math, science, and
24 technology programs; and

25 (9) Reporting annually to the legislature about the actions taken
26 to provide statewide coordination for math, science, and technology.

27 **Sec. 18.** RCW 28A.600.280 and 2009 c 450 s 2 are each amended to
28 read as follows:

29 (1) The office of the superintendent of public instruction, in
30 collaboration with the state board for community and technical
31 colleges, the Washington state apprenticeship and training council,
32 ~~((the workforce training and education coordinating board,))~~ the higher
33 education coordinating board, and the public baccalaureate
34 institutions, shall report by September 1, 2010, and annually
35 thereafter to the education and higher education committees of the
36 legislature regarding participation in dual credit programs. The
37 report shall include:

1 (a) Data about student participation rates and academic performance
2 including but not limited to running start, college in the high school,
3 tech prep, international baccalaureate, advanced placement, and running
4 start for the trades;

5 (b) Data on the total unduplicated head count of students enrolled
6 in at least one dual credit program course; and

7 (c) The percentage of students who enrolled in at least one dual
8 credit program as percent of all students enrolled in grades nine
9 through twelve.

10 (2) Data on student participation shall be disaggregated by race,
11 ethnicity, gender, and receipt of free or reduced-price lunch.

12 **Sec. 19.** RCW 28A.650.015 and 2011 1st sp.s. c 43 s 725 and 2011
13 1st sp.s. c 11 s 133 are each reenacted and amended to read as follows:

14 (1) The superintendent of public instruction, to the extent funds
15 are appropriated, shall develop and implement a Washington state K-12
16 education technology plan. The technology plan shall be updated on at
17 least a biennial basis, shall be developed to coordinate and expand the
18 use of education technology in the common schools of the state. The
19 plan shall be consistent with applicable provisions of chapter 43.105
20 RCW. The plan, at a minimum, shall address:

21 (a) The provision of technical assistance to schools and school
22 districts for the planning, implementation, and training of staff in
23 the use of technology in curricular and administrative functions;

24 (b) The continued development of a network to connect school
25 districts, institutions of higher learning, and other sources of online
26 information; and

27 (c) Methods to equitably increase the use of education technology
28 by students and school personnel throughout the state.

29 (2) The superintendent of public instruction shall appoint an
30 educational technology advisory committee to assist in the development
31 and implementation of the technology plan in subsection (1) of this
32 section. The committee shall include, but is not limited to, persons
33 representing: The office of the chief information officer, educational
34 service districts, school directors, school administrators, school
35 principals, teachers, classified staff, higher education faculty,
36 parents, students, business, labor, scientists and mathematicians,

1 ((the workforce training and education coordinating board,)) and the
2 state library.

3 (3) The plan adopted and implemented under this section may not
4 impose on school districts any requirements that are not specifically
5 required by federal law or regulation, including requirements to
6 maintain eligibility for the federal schools and libraries program of
7 the universal service fund.

8 **Sec. 20.** RCW 28A.655.065 and 2009 c 556 s 19 are each amended to
9 read as follows:

10 (1) The legislature has made a commitment to rigorous academic
11 standards for receipt of a high school diploma. The primary way that
12 students will demonstrate that they meet the standards in reading,
13 writing, mathematics, and science is through the ((Washington))
14 statewide student assessment ((of student learning)). Only objective
15 assessments that are comparable in rigor to the state assessment are
16 authorized as an alternative assessment. Before seeking an alternative
17 assessment, the legislature expects students to make a genuine effort
18 to meet state standards, through regular and consistent attendance at
19 school and participation in extended learning and other assistance
20 programs.

21 (2) Under RCW 28A.655.061, beginning in the 2006-07 school year,
22 the superintendent of public instruction shall implement objective
23 alternative assessment methods as provided in this section for students
24 to demonstrate achievement of the state standards in content areas in
25 which the student has not yet met the standard on the high school
26 ((Washington)) statewide student assessment ((of student learning)).
27 A student may access an alternative if the student meets applicable
28 eligibility criteria in RCW 28A.655.061 and this section and other
29 eligibility criteria established by the superintendent of public
30 instruction, including but not limited to attendance criteria and
31 participation in the remediation or supplemental instruction contained
32 in the student learning plan developed under RCW 28A.655.061. A school
33 district may waive attendance and/or remediation criteria for special,
34 unavoidable circumstances.

35 (3) For the purposes of this section, "applicant" means a student
36 seeking to use one of the alternative assessment methods in this
37 section.

1 (4) One alternative assessment method shall be a combination of the
2 applicant's grades in applicable courses and the applicant's highest
3 score on the high school (~~(Washington)~~) statewide student assessment
4 (~~(of student learning)~~), as provided in this subsection. A student is
5 eligible to apply for the alternative assessment method under this
6 subsection (4) if the student has a cumulative grade point average of
7 at least 3.2 on a four point grading scale. The superintendent of
8 public instruction shall determine which high school courses are
9 applicable to the alternative assessment method and shall issue
10 guidelines to school districts.

11 (a) Using guidelines prepared by the superintendent of public
12 instruction, a school district shall identify the group of students in
13 the same school as the applicant who took the same high school courses
14 as the applicant in the applicable content area. From the group of
15 students identified in this manner, the district shall select the
16 comparison cohort that shall be those students who met or slightly
17 exceeded the state standard on the (~~(Washington)~~) statewide student
18 assessment (~~(of student learning)~~).

19 (b) The district shall compare the applicant's grades in high
20 school courses in the applicable content area to the grades of students
21 in the comparison cohort for the same high school courses. If the
22 applicant's grades are equal to or above the mean grades of the
23 comparison cohort, the applicant shall be deemed to have met the state
24 standard on the alternative assessment.

25 (c) An applicant may not use the alternative assessment under this
26 subsection (4) if there are fewer than six students in the comparison
27 cohort.

28 (5) The superintendent of public instruction shall develop an
29 alternative assessment method that shall be an evaluation of a
30 collection of work samples prepared and submitted by the applicant.
31 Effective September 1, 2009, collection of work samples may be
32 submitted only in content areas where meeting the state standard on the
33 high school assessment is required for purposes of graduation.

34 (a) The superintendent of public instruction shall develop
35 guidelines for the types and number of work samples in each content
36 area that may be submitted as a collection of evidence that the
37 applicant has met the state standard in that content area. Work
38 samples may be collected from academic, career and technical, or

1 remedial courses and may include performance tasks as well as written
2 products. The superintendent shall submit the guidelines for approval
3 by the state board of education.

4 (b) The superintendent shall develop protocols for submission of
5 the collection of work samples that include affidavits from the
6 applicant's teachers and school district that the samples are the work
7 of the applicant and a requirement that a portion of the samples be
8 prepared under the direct supervision of a classroom teacher. The
9 superintendent shall submit the protocols for approval by the state
10 board of education.

11 (c) The superintendent shall develop uniform scoring criteria for
12 evaluating the collection of work samples and submit the scoring
13 criteria for approval by the state board of education. Collections
14 shall be scored at the state level or regionally by a panel of
15 educators selected and trained by the superintendent to ensure
16 objectivity, reliability, and rigor in the evaluation. An educator may
17 not score work samples submitted by applicants from the educator's
18 school district. If the panel awards an applicant's collection of work
19 samples the minimum required score, the applicant shall be deemed to
20 have met the state standard on the alternative assessment.

21 (d) Using an open and public process that includes consultation
22 with district superintendents, school principals, and other educators,
23 the state board of education shall consider the guidelines, protocols,
24 scoring criteria, and other information regarding the collection of
25 work samples submitted by the superintendent of public instruction.
26 The collection of work samples may be implemented as an alternative
27 assessment after the state board of education has approved the
28 guidelines, protocols, and scoring criteria and determined that the
29 collection of work samples: (i) Will meet professionally accepted
30 standards for a valid and reliable measure of the grade level
31 expectations and the essential academic learning requirements; and (ii)
32 is comparable to or exceeds the rigor of the skills and knowledge that
33 a student must demonstrate on the ((Washington)) statewide student
34 assessment ((of student learning)) in the applicable content area. The
35 state board shall make an approval decision and determination no later
36 than December 1, 2006, and thereafter may increase the required rigor
37 of the collection of work samples.

1 (e) By September of 2006, the superintendent of public instruction
2 shall develop informational materials for parents, teachers, and
3 students regarding the collection of work samples and the status of its
4 development as an alternative assessment method. The materials shall
5 provide specific guidance regarding the type and number of work samples
6 likely to be required, include examples of work that meets the state
7 learning standards, and describe the scoring criteria and process for
8 the collection. The materials shall also encourage students in the
9 graduating class of 2008 to begin creating a collection if they believe
10 they may seek to use the collection once it is implemented as an
11 alternative assessment.

12 (6)(a) For students enrolled in a career and technical education
13 program approved under RCW 28A.700.030, the superintendent of public
14 instruction shall develop additional guidelines for collections of work
15 samples that are tailored to different career and technical programs.
16 The additional guidelines shall:

17 (i) Provide multiple examples of work samples that are related to
18 the particular career and technical program;

19 (ii) Permit work samples based on completed activities or projects
20 where demonstration of academic knowledge is inferred; and

21 (iii) Provide multiple examples of work samples drawn from career
22 and technical courses.

23 (b) The purpose of the additional guidelines is to provide a clear
24 pathway toward a certificate of academic achievement for career and
25 technical students by showing them applied and relevant opportunities
26 to demonstrate their knowledge and skills, and to provide guidance to
27 teachers in integrating academic and career and technical instruction
28 and assessment and assisting career and technical students in compiling
29 a collection. The superintendent of public instruction shall develop
30 and disseminate additional guidelines for no fewer than ten career and
31 technical education programs representing a variety of program
32 offerings by no later than September 1, 2008. Guidelines for ten
33 additional programs shall be developed and disseminated no later than
34 June 1, 2009.

35 (c) The superintendent shall consult with community and technical
36 colleges, employers, (~~(the workforce training and education~~
37 ~~coordinating board,~~) apprenticeship programs, and other regional and
38 national experts in career and technical education to create

1 appropriate guidelines and examples of work samples and other evidence
2 of a career and technical student's knowledge and skills on the state
3 academic standards.

4 (7) The superintendent of public instruction shall study the
5 feasibility of using existing mathematics assessments in languages
6 other than English as an additional alternative assessment option. The
7 study shall include an estimation of the cost of translating the tenth
8 grade mathematics assessment into other languages and scoring the
9 assessments should they be implemented.

10 (8) The superintendent of public instruction shall implement:

11 (a) By June 1, 2006, a process for students to appeal the score
12 they received on the high school assessments; and

13 (b) By January 1, 2007, guidelines and appeal processes for waiving
14 specific requirements in RCW 28A.655.061 pertaining to the certificate
15 of academic achievement and to the certificate of individual
16 achievement for students who: (i) Transfer to a Washington public
17 school in their junior or senior year with the intent of obtaining a
18 public high school diploma, or (ii) have special, unavoidable
19 circumstances.

20 (9) The state board of education shall examine opportunities for
21 additional alternative assessments, including the possible use of one
22 or more standardized norm-referenced student achievement tests and the
23 possible use of the reading, writing, or mathematics portions of the
24 ACT ASSET and ACT COMPASS test instruments as objective alternative
25 assessments for demonstrating that a student has met the state
26 standards for the certificate of academic achievement. The state board
27 shall submit its findings and recommendations to the education
28 committees of the legislature by January 10, 2008.

29 (10) The superintendent of public instruction shall adopt rules to
30 implement this section.

31 **Sec. 21.** RCW 28A.700.020 and 2008 c 170 s 102 are each amended to
32 read as follows:

33 (1) The office of the superintendent of public instruction, in
34 consultation with (~~the workforce training and education coordinating~~
35 ~~board,~~) the Washington state apprenticeship and training council(~~(7)~~)
36 and the state board for community and technical colleges, shall develop
37 a list of statewide high-demand programs for secondary career and

1 technical education. The list shall be developed using the high-demand
2 list maintained by workforce development councils in consultation with
3 the employment security department, the high employer demand programs
4 of study identified by the workforce training and education
5 coordinating board, and the high employer demand programs of study
6 identified by the higher education coordinating board. Local school
7 districts may recommend additional high-demand programs in consultation
8 with local career and technical education advisory committees by
9 submitting evidence of local high demand.

10 (2) As used in this section and in RCW 28A.700.040, 28A.700.050,
11 and 28A.700.060, and section 307 of this act:

12 (a) "High-demand program" means a career and technical education
13 program that prepares students for either a high employer demand
14 program of study or a high-demand occupation, or both.

15 (b) "High employer demand program of study" means an apprenticeship
16 or an undergraduate or graduate certificate or degree program in which
17 the number of students per year prepared for employment from in-state
18 programs is substantially fewer than the number of projected job
19 openings per year in that field, either statewide or in a substate
20 region.

21 (c) "High-demand occupation" means an occupation with a substantial
22 number of current or projected employment opportunities.

23 **Sec. 22.** RCW 28A.700.060 and 2008 c 170 s 107 are each amended to
24 read as follows:

25 (1) The office of the superintendent of public instruction, (~~the~~
26 ~~workforce training and education coordinating board,~~) the state board
27 for community and technical colleges, the higher education coordinating
28 board, and the council of presidents shall work with local school
29 districts, workforce education programs in colleges, tech prep
30 consortia, and four-year institutions of higher education to develop
31 model career and technical education programs of study as described by
32 this section.

33 (2) Career and technical education programs of study:

34 (a) Incorporate secondary and postsecondary education elements;

35 (b) Include coherent and rigorous academic content aligned with
36 state learning standards and relevant career and technical content in

1 a coordinated, nonduplicative progression of courses that are aligned
2 with postsecondary education in a related field;

3 (c) Include opportunities for students to earn dual high school and
4 college credit; and

5 (d) Lead to an industry-recognized credential or certificate at the
6 postsecondary level, or an associate or baccalaureate degree.

7 (3) During the 2008-09 school year, model career and technical
8 education programs of study shall be developed for the following
9 high-demand programs: Construction, health care, and information
10 technology. Each school year thereafter, the office of the
11 superintendent of public instruction, the state board for community and
12 technical colleges, and the higher education coordinating board(~~(, and~~
13 ~~the workforce training and education coordinating board~~)) shall select
14 additional programs of study to develop, with a priority on high-demand
15 programs as identified under RCW 28A.700.020.

16 **Sec. 23.** RCW 28A.700.080 and 2008 c 170 s 301 are each amended to
17 read as follows:

18 (1) Subject to funds appropriated for this purpose, the office of
19 the superintendent of public instruction shall develop and conduct an
20 ongoing campaign for career and technical education to increase
21 awareness among teachers, counselors, students, parents, principals,
22 school administrators, and the general public about the opportunities
23 offered by rigorous career and technical education programs. Messages
24 in the campaign shall emphasize career and technical education as a
25 high quality educational pathway for students, including for students
26 who seek advanced education that includes a bachelor's degree or
27 beyond. In particular, the office shall provide information about the
28 following:

29 (a) The model career and technical education programs of study
30 developed under RCW 28A.700.060;

31 (b) Career and technical education course equivalencies and dual
32 credit for high school and college;

33 (c) The career and technical education alternative assessment
34 guidelines under RCW 28A.655.065;

35 (d) The availability of scholarships for postsecondary workforce
36 education, including the Washington award for vocational excellence,

1 and apprenticeships through the opportunity grant program under RCW
2 28B.50.271, grants under RCW 28A.700.090, and other programs; and

3 (e) Education, apprenticeship, and career opportunities in emerging
4 and high-demand programs.

5 (2) The office shall use multiple strategies in the campaign
6 depending on available funds, including developing an interactive web
7 site to encourage and facilitate career exploration; conducting
8 training and orientation for guidance counselors and teachers; and
9 developing and disseminating printed materials.

10 (3) The office shall seek advice, participation, and financial
11 assistance from the (~~workforce training and education coordinating~~
12 ~~board,~~) higher education institutions, foundations, employers,
13 apprenticeship and training councils, workforce development councils,
14 and business and labor organizations for the campaign.

15 **Sec. 24.** RCW 28B.04.080 and 2011 1st sp.s. c 11 s 135 are each
16 amended to read as follows:

17 (1) The board shall consult and cooperate with the department of
18 social and health services; the superintendent of public instruction;
19 (~~the workforce training and education coordinating board;~~) the
20 employment security department; the department of labor and industries;
21 sponsoring agencies under the federal comprehensive employment and
22 training act (87 Stat. 839; 29 U.S.C. Sec. 801 et seq.), and any other
23 persons or agencies as the board deems appropriate to facilitate the
24 coordination of centers established under this chapter with existing
25 programs of a similar nature.

26 (2) Annually on July 1st, each agency listed in subsection (1) of
27 this section shall submit a description of each service or program
28 under its jurisdiction which would support the programs and centers
29 established by this chapter and the funds available for such support.

30 (3) The board shall serve as a clearinghouse for displaced
31 homemaker information and resources and shall compile and disseminate
32 statewide information to the centers, related agencies, and interested
33 persons upon request.

34 **Sec. 25.** RCW 28B.15.545 and 2004 c 275 s 50 are each amended to
35 read as follows:

36 (1) Subject to the limitations of RCW 28B.15.910, the governing

1 boards of the state universities, the regional universities, The
2 Evergreen State College, and the community colleges shall waive tuition
3 and services and activities fees for a maximum of two years for those
4 recipients of the Washington award for vocational excellence
5 established under RCW 28C.04.520 through 28C.04.540 who received their
6 awards before June 30, 1994. Each recipient shall not receive a
7 waiver for more than six quarters or four semesters. To qualify for
8 the waiver, recipients shall enter the college or university within
9 three years of receiving the award. A minimum grade point average at
10 the college or university equivalent to 3.00, or an above-average
11 rating at a technical college, shall be required in the first year to
12 qualify for the second-year waiver. The tuition waiver shall be
13 granted for undergraduate studies only.

14 (2) Students named by the (~~workforce training and~~) higher
15 education coordinating board or its successor agency after June 30,
16 1994, as recipients of the Washington award for vocational excellence
17 under RCW 28C.04.520 through 28C.04.550 shall be eligible to receive a
18 grant for undergraduate coursework as authorized under RCW 28B.76.670.

19 **Sec. 26.** RCW 28B.30.530 and 2010 c 165 s 3 are each amended to
20 read as follows:

21 (1) The board of regents of Washington State University shall
22 establish the Washington State University small business development
23 center.

24 (2) The center shall provide management and technical assistance
25 including but not limited to training, counseling, and research
26 services to small businesses throughout the state. The center shall
27 work with the department of commerce, the state board for community and
28 technical colleges, the higher education coordinating board, (~~the~~
29 ~~workforce training and education coordinating board,~~) the employment
30 security department, the Washington state economic development
31 commission, associate development organizations, and workforce
32 development councils to:

33 (a) Integrate small business development centers with other state
34 and local economic development and workforce development programs;

35 (b) Target the centers' services to small businesses;

36 (c) Tailor outreach and services at each center to the needs and

1 demographics of entrepreneurs and small businesses located within the
2 service area;

3 (d) Establish and expand small business development center
4 satellite offices when financially feasible; and

5 (e) Coordinate delivery of services to avoid duplication.

6 (3) The administrator of the center may contract with other public
7 or private entities for the provision of specialized services.

8 (4) The small business development center may accept and disburse
9 federal grants or federal matching funds or other funds or donations
10 from any source when made, granted, or donated to carry out the
11 center's purposes. When drawing on funds from the business assistance
12 account created in RCW 28B.30.531, the center must first use the funds
13 to make increased management and technical assistance available to
14 existing small businesses and start-up businesses at satellite offices.
15 The funds may also be used to develop and expand assistance programs
16 such as small business planning workshops and small business
17 counseling.

18 (5) By December 1, 2010, the center shall provide a written
19 progress report and a final report to the appropriate committees of the
20 legislature with respect to the requirements in subsection (2) of this
21 section and the amount and use of funding received through the business
22 assistance account. The reports must also include data on the number,
23 location, staffing, and budget levels of satellite offices;
24 affiliations with community colleges, associate development
25 organizations or other local organizations; the number, size, and type
26 of small businesses assisted; and the types of services provided. The
27 reports must also include information on the outcomes achieved, such as
28 jobs created or retained, private capital invested, and return on the
29 investment of state and federal dollars.

30 (6)(a) Subject to the availability of amounts appropriated for this
31 specific purpose, by December 1, 2010, the center, in conjunction with
32 the department of commerce, must prepare and present to the governor
33 and appropriate legislative committees a specific, actionable plan to
34 increase access to capital and technical assistance to small businesses
35 and entrepreneurs beginning with the 2011-2013 biennium. In developing
36 the plan, the center and the department may consult with the Washington
37 state microenterprise association, and with other government,

1 nonprofit, and private organizations as necessary. The plan must
2 identify:

3 (i) Existing sources of capital and technical assistance for small
4 businesses and entrepreneurs;

5 (ii) Critical gaps and barriers to availability of capital and
6 delivery of technical assistance to small businesses and entrepreneurs;

7 (iii) Workable solutions to filling the gaps and removing barriers
8 identified in (a)(ii) of this subsection; and

9 (iv) The financial resources and statutory changes necessary to put
10 the plan into effect beginning with the 2011-2013 biennium.

11 (b) With respect to increasing access to capital, the plan must
12 identify specific, feasible sources of capital and practical mechanisms
13 for expanding access to it.

14 (c) The center and the department must include, within the analysis
15 and recommendations in (a) of this subsection, any specific gaps,
16 barriers, and solutions related to rural and low-income communities and
17 small manufacturers interested in exporting.

18 **Sec. 27.** RCW 28B.50.030 and 2009 c 353 s 1, 2009 c 151 s 3, and
19 2009 c 64 s 3 are each reenacted and amended to read as follows:

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

22 (1) "Adult education" means all education or instruction, including
23 academic, vocational education or training, basic skills and literacy
24 training, and "occupational education" provided by public educational
25 institutions, including common school districts for persons who are
26 eighteen years of age and over or who hold a high school diploma or
27 certificate. However, "adult education" shall not include academic
28 education or instruction for persons under twenty-one years of age who
29 do not hold a high school degree or diploma and who are attending a
30 public high school for the sole purpose of obtaining a high school
31 diploma or certificate, nor shall "adult education" include education
32 or instruction provided by any four-year public institution of higher
33 education.

34 (2) "Applied baccalaureate degree" means a baccalaureate degree
35 awarded by a college under RCW 28B.50.810 for successful completion of
36 a program of study that is:

1 (a) Specifically designed for individuals who hold an associate of
2 applied science degree, or its equivalent, in order to maximize
3 application of their technical course credits toward the baccalaureate
4 degree; and

5 (b) Based on a curriculum that incorporates both theoretical and
6 applied knowledge and skills in a specific technical field.

7 (3) (~~("Board" means the workforce training and education~~
8 ~~coordinating board.~~

9 (+4)) "Board of trustees" means the local community and technical
10 college board of trustees established for each college district within
11 the state.

12 ((+5)) (4) "Center of excellence" means a community or technical
13 college designated by the college board as a statewide leader in
14 industry-specific, community and technical college workforce education
15 and training.

16 ((+6)) (5) "College board" means the state board for community and
17 technical colleges created by this chapter.

18 ((+7)) (6) "Common school board" means a public school district
19 board of directors.

20 ((+8)) (7) "Community college" includes those higher education
21 institutions that conduct education programs under RCW 28B.50.020.

22 ((+9)) (8) "Director" means the administrative director for the
23 state system of community and technical colleges.

24 ((+10)) (9) "Dislocated forest product worker" means a forest
25 products worker who: (a)(i) Has been terminated or received notice of
26 termination from employment and is unlikely to return to employment in
27 the individual's principal occupation or previous industry because of
28 a diminishing demand for his or her skills in that occupation or
29 industry; or (ii) is self-employed and has been displaced from his or
30 her business because of the diminishing demand for the business'
31 services or goods; and (b) at the time of last separation from
32 employment, resided in or was employed in a rural natural resources
33 impact area.

34 ((+11)) (10) "Dislocated salmon fishing worker" means a finfish
35 products worker who: (a)(i) Has been terminated or received notice of
36 termination from employment and is unlikely to return to employment in
37 the individual's principal occupation or previous industry because of
38 a diminishing demand for his or her skills in that occupation or

1 industry; or (ii) is self-employed and has been displaced from his or
2 her business because of the diminishing demand for the business's
3 services or goods; and (b) at the time of last separation from
4 employment, resided in or was employed in a rural natural resources
5 impact area.

6 ~~((+12+))~~ (11) "District" means any one of the community and
7 technical college districts created by this chapter.

8 ~~((+13+))~~ (12) "Forest products worker" means a worker in the forest
9 products industries affected by the reduction of forest fiber
10 enhancement, transportation, or production. The workers included
11 within this definition shall be determined by the employment security
12 department, but shall include workers employed in the industries
13 assigned the major group standard industrial classification codes "24"
14 and "26" and the industries involved in the harvesting and management
15 of logs, transportation of logs and wood products, processing of wood
16 products, and the manufacturing and distribution of wood processing and
17 logging equipment. The commissioner may adopt rules further
18 interpreting these definitions. For the purposes of this subsection,
19 "standard industrial classification code" means the code identified in
20 RCW 50.29.025(3).

21 ~~((+14+))~~ (13) "High employer demand program of study" means an
22 apprenticeship, or an undergraduate or graduate certificate or degree
23 program in which the number of students prepared for employment per
24 year from in-state institutions is substantially less than the number
25 of projected job openings per year in that field, statewide or in a
26 substate region.

27 ~~((+15+))~~ (14) "K-12 system" means the public school program
28 including kindergarten through the twelfth grade.

29 ~~((+16+))~~ (15) "Occupational education" means education or training
30 that will prepare a student for employment that does not require a
31 baccalaureate degree, and education and training that will prepare a
32 student for transfer to bachelor's degrees in professional fields,
33 subject to rules adopted by the college board.

34 ~~((+17+))~~ (16) "Qualified institutions of higher education" means:

- 35 (a) Washington public community and technical colleges;
36 (b) Private career schools that are members of an accrediting
37 association recognized by rule of the higher education coordinating
38 board for the purposes of chapter 28B.92 RCW; and

1 (c) Washington state apprenticeship and training council-approved
2 apprenticeship programs.

3 (~~(18)~~) (17) "Rural natural resources impact area" means:

4 (a) A nonmetropolitan county, as defined by the 1990 decennial
5 census, that meets three of the five criteria set forth in subsection
6 (~~(19)~~) (18) of this section;

7 (b) A nonmetropolitan county with a population of less than forty
8 thousand in the 1990 decennial census, that meets two of the five
9 criteria as set forth in subsection (~~(19)~~) (18) of this section; or

10 (c) A nonurbanized area, as defined by the 1990 decennial census,
11 that is located in a metropolitan county that meets three of the five
12 criteria set forth in subsection (~~(19)~~) (18) of this section.

13 (~~(19)~~) (18) For the purposes of designating rural natural
14 resources impact areas, the following criteria shall be considered:

15 (a) A lumber and wood products employment location quotient at or
16 above the state average;

17 (b) A commercial salmon fishing employment location quotient at or
18 above the state average;

19 (c) Projected or actual direct lumber and wood products job losses
20 of one hundred positions or more;

21 (d) Projected or actual direct commercial salmon fishing job losses
22 of one hundred positions or more; and

23 (e) An unemployment rate twenty percent or more above the state
24 average. The counties that meet these criteria shall be determined by
25 the employment security department for the most recent year for which
26 data is available. For the purposes of administration of programs
27 under this chapter, the United States post office five-digit zip code
28 delivery areas will be used to determine residence status for
29 eligibility purposes. For the purpose of this definition, a zip code
30 delivery area of which any part is ten miles or more from an urbanized
31 area is considered nonurbanized. A zip code totally surrounded by zip
32 codes qualifying as nonurbanized under this definition is also
33 considered nonurbanized. The office of financial management shall make
34 available a zip code listing of the areas to all agencies and
35 organizations providing services under this chapter.

36 (~~(20)~~) (19) "Salmon fishing worker" means a worker in the finfish
37 industry affected by 1994 or future salmon disasters. The workers
38 included within this definition shall be determined by the employment

1 security department, but shall include workers employed in the
2 industries involved in the commercial and recreational harvesting of
3 finfish including buying and processing finfish. The commissioner may
4 adopt rules further interpreting these definitions.

5 ~~((+21))~~ (20) "System" means the state system of community and
6 technical colleges, which shall be a system of higher education.

7 ~~((+22))~~ (21) "Technical college" includes those higher education
8 institutions with the mission of conducting occupational education,
9 basic skills, literacy programs, and offering on short notice, when
10 appropriate, programs that meet specific industry needs. For purposes
11 of this chapter, technical colleges shall include Lake Washington
12 Vocational-Technical Institute, Renton Vocational-Technical Institute,
13 Bates Vocational-Technical Institute, Clover Park Vocational Institute,
14 and Bellingham Vocational-Technical Institute.

15 **Sec. 28.** RCW 28B.50.254 and 1991 c 238 s 19 are each amended to
16 read as follows:

17 (1) There is hereby created the Washington advisory council on
18 adult education. The advisory council shall advise the state board for
19 community and technical colleges ~~((and the workforce training and
20 education coordinating board))~~ concerning adult basic education and
21 literacy programs. The advisory council shall perform all duties of
22 state advisory councils on adult education as specified in P.L.
23 100-297, as amended. ~~((The advisory council's actions shall be
24 consistent with the state comprehensive plan for workforce training and
25 education prepared by the workforce training and education coordinating
26 board as provided for in RCW 28C.18.060.))~~

27 (2) The advisory council on adult education shall consist of nine
28 members as required by federal law, appointed by the governor. In
29 making these appointments, to the maximum extent feasible, the governor
30 shall give consideration to providing overlapping membership with the
31 membership of the state job training coordinating council, and the
32 governor shall give consideration to individuals with expertise and
33 experience in adult basic education.

34 (3) The ~~((workforce training and education coordinating board))~~
35 state board for community and technical colleges shall monitor the need
36 for the council as described in subsection (1) of this section, and, if

1 that need no longer exists, propose legislation to terminate the
2 council.

3 **Sec. 29.** RCW 28B.50.273 and 2009 c 353 s 2 are each amended to
4 read as follows:

5 For the purposes of identifying opportunity grant-eligible programs
6 of study and other job training programs, the college board, in
7 partnership with business((7)) and labor((7, ~~and the workforce training~~
8 ~~and education coordinating board~~)), shall:

9 (1) Identify high employer demand programs of study offered by
10 qualified postsecondary institutions that lead to a credential,
11 certificate, or degree;

12 (2) Identify job-specific training programs offered by qualified
13 postsecondary institutions that lead to a credential, certificate, or
14 degree in green industry occupations as established in chapter 14, Laws
15 of 2008;

16 (3) Gain recognition of the credentials, certificates, and degrees
17 by Washington's employers and labor organizations. The college board
18 shall designate these recognized credentials, certificates, and degrees
19 as "opportunity grant-eligible programs of study"; and

20 (4) Market the credentials, certificates, and degrees to potential
21 students, businesses, and apprenticeship programs as a way for
22 individuals to advance in their careers and to better meet the needs of
23 industry.

24 **Sec. 30.** RCW 28B.50.274 and 2007 c 277 s 202 are each amended to
25 read as follows:

26 (1) Community and technical colleges shall partner with local
27 workforce development councils to develop the opportunity partnership
28 program. The opportunity partnership program may be newly developed or
29 part of an existing program, and shall provide mentoring to students
30 participating in the opportunity grant program. The program must
31 develop criteria and identify opportunity grant students who would
32 benefit by having a mentor. Each participating student shall be
33 matched with a business or labor mentor employed in the field in which
34 the student is interested. The mentor shall help the student explore
35 careers and employment options through any combination of tours,
36 informational interviews, job shadowing, and internships.

1 (2) Subject to funds appropriated for this specific purpose, the
2 (~~workforce training and~~) higher education coordinating board or its
3 successor agency shall create the opportunity partnership program. The
4 board, in partnership with business, labor, and the college board,
5 shall determine the criteria for the distribution of funds.

6 (3) The board may, in implementing this section, accept, use, and
7 dispose of contributions of money, services, and property. All moneys
8 received by the board for the purposes of this section must be
9 deposited in a depository approved by the state treasurer. Only the
10 board or a duly authorized representative thereof may authorize
11 expenditures from this account. In order to maintain an effective
12 expenditure and revenue control, the account is subject in all respects
13 to chapter 43.88 RCW, but no appropriation is required to permit
14 expenditure of moneys in the account.

15 **Sec. 31.** RCW 28B.50.902 and 2011 1st sp.s. c 14 s 6 are each
16 amended to read as follows:

17 (1) The college board, in consultation with business, industry,
18 labor, (~~the workforce training and education coordinating board,~~) the
19 department of commerce, the employment security department, and
20 community and technical colleges, shall designate centers of excellence
21 and allocate funds to existing and new centers of excellence based on
22 a competitive basis.

23 (2) Eligible applicants for the program established under this
24 section include community and technical colleges. Priority shall be
25 given to applicants that have an established education and training
26 program serving the targeted industry and that have in their home
27 district or region an industry cluster with the same targeted industry
28 at its core.

29 (3) It is the role of centers of excellence to employ strategies
30 to:

31 (a) Create educational efficiencies;

32 (b) Build a diverse, competitive workforce for strategic
33 industries;

34 (c) Maintain an institutional reputation for innovation and
35 responsiveness;

36 (d) Develop innovative curriculum and means of delivering education
37 and training;

1 (e) Act as brokers of information and resources related to
2 community and technical college education and training and assistance
3 available for firms in a targeted industry, including working with
4 innovate Washington to develop methods to identify businesses within a
5 targeted industry that could benefit from the services offered by
6 innovate Washington under chapter 43.333 RCW; and

7 (f) Serve as partners with workforce development councils,
8 associate development organizations, and other workforce and economic
9 development organizations.

10 (4) Examples of strategies under subsection (3) of this section
11 include but are not limited to: Sharing curriculum and other
12 instructional resources, to ensure cost savings to the system;
13 delivering collaborative certificate and degree programs; and holding
14 statewide summits, seminars, conferences, and workshops on industry
15 trends and best practices in community and technical college education
16 and training.

17 **Sec. 32.** RCW 28B.76.210 and 2011 1st sp.s. c 11 s 104 are each
18 amended to read as follows:

19 (1) The board shall collaborate with the four-year institutions
20 including the council of presidents, the community and technical
21 college system, and when appropriate (~~(the workforce training and~~
22 ~~education coordinating board,~~) the superintendent of public
23 instruction(~~(7)~~) and the independent higher educational institutions to
24 identify budget priorities and levels of funding for higher education,
25 including the two and four-year institutions of higher education and
26 state financial aid programs. It is the intent of the legislature that
27 recommendations from the board reflect not merely the sum of budget
28 requests from multiple institutions, but prioritized funding needs for
29 the overall system of higher education.

30 (2) By December of each odd-numbered year, the board shall
31 distribute guidelines which outline the board's fiscal priorities to
32 the institutions and the state board for community and technical
33 colleges.

34 (a) The institutions and the state board for community and
35 technical colleges shall submit an outline of their proposed operating
36 budgets to the board no later than July 1st of each even-numbered year.
37 Pursuant to guidelines developed by the board, operating budget

1 outlines submitted by the institutions and the state board for
2 community and technical colleges after January 1, 2007, shall include
3 all policy changes and enhancements that will be requested by the
4 institutions and the state board for community and technical colleges
5 in their respective biennial budget requests. Operating budget
6 outlines shall include a description of each policy enhancement, the
7 dollar amount requested, and the fund source being requested.

8 (b) Capital budget outlines for the two-year institutions shall be
9 submitted by August 15th of each even-numbered year, and shall include
10 the prioritized ranking of the capital projects being requested, a
11 description of each capital project, and the amount and fund source
12 being requested.

13 (c) Capital budget outlines for the four-year institutions must be
14 submitted by August 15th of each even-numbered year, and must include:
15 The institutions' priority ranking of the project; the capital budget
16 category within which the project will be submitted to the office of
17 financial management in accordance with RCW 43.88D.010; a description
18 of each capital project; and the amount and fund source being
19 requested.

20 (d) The office of financial management shall reference these
21 reporting requirements in its budget instructions.

22 (3) The board shall review and evaluate the operating and capital
23 budget requests from four-year institutions and the community and
24 technical college system based on how the requests align with the
25 board's budget priorities, the missions of the institutions, and the
26 statewide strategic master plan for higher education under RCW
27 28B.76.200.

28 (4) The board shall submit recommendations on the proposed
29 operating budget and priorities to the office of financial management
30 by October 1st of each even-numbered year, and to the legislature by
31 January 1st of each odd-numbered year.

32 (5)(a) The board's capital budget recommendations for the community
33 and technical college system and the four-year institutions must be
34 submitted to the office of financial management and to the legislature
35 by November 15th of each even-numbered year.

36 (b) The board shall develop one prioritized list of capital
37 projects for the legislature to consider that includes all of the
38 projects requested by the four-year institutions of higher education

1 that were scored by the office of financial management pursuant to
2 chapter 43.88D RCW, including projects that were previously scored but
3 not funded. The prioritized list of capital projects shall be based on
4 the following priorities in the following order:

5 (i) Office of financial management scores pursuant to chapter
6 43.88D RCW;

7 (ii) Preserving assets;

8 (iii) Degree production; and

9 (iv) Maximizing efficient use of instructional space.

10 (c) The board shall include all of the capital projects requested
11 by the four-year institutions of higher education, except for the minor
12 works projects, in the prioritized list of capital projects provided to
13 the legislature.

14 (d) The form of the prioritized list for capital projects requested
15 by the four-year institutions of higher education shall be provided as
16 one list, ranked in priority order with the highest priority project
17 ranked number "1" through the lowest priority project numbered last.
18 The ranking for the prioritized list of capital projects may not:

19 (i) Include subpriorities;

20 (ii) Be organized by category;

21 (iii) Assume any state bond or building account biennial funding
22 level to prioritize the list; or

23 (iv) Assume any specific share of projects by institution in the
24 priority list.

25 (6) Institutions and the state board for community and technical
26 colleges shall submit any supplemental budget requests and revisions to
27 the board at the same time they are submitted to the office of
28 financial management. The board shall submit recommendations on the
29 proposed supplemental budget requests to the office of financial
30 management by November 1st and to the legislature by January 1st.

31 **Sec. 33.** RCW 28B.76.230 and 2010 c 245 s 5 are each amended to
32 read as follows:

33 (1) The board shall develop a comprehensive and ongoing assessment
34 process to analyze the need for additional degrees and programs,
35 additional off-campus centers and locations for degree programs, and
36 consolidation or elimination of programs by the four-year institutions.
37 Board recommendations regarding proposed major expansion shall be

1 limited to determinations of whether the major expansion is within the
2 scope indicated in the most recent strategic master plan for higher
3 education or most recent system design plan. Recommendations regarding
4 existing capital prioritization processes are not within the scope of
5 the evaluation of major expansion. Major expansion and proposed
6 mission changes may be proposed by the board, any public institution of
7 higher education, or by a state or local government.

8 (2) As part of the needs assessment process, the board shall
9 examine:

10 (a) Projections of student, employer, and community demand for
11 education and degrees, including liberal arts degrees, on a regional
12 and statewide basis;

13 (b) Current and projected degree programs and enrollment at public
14 and private institutions of higher education, by location and mode of
15 service delivery;

16 (c) Data from (~~the workforce training and education coordinating~~
17 ~~board and~~) the state board for community and technical colleges on the
18 supply and demand for workforce education and certificates and
19 associate degrees; and

20 (d) Recommendations from the technology transformation task force
21 created in chapter 407, Laws of 2009, and institutions of higher
22 education relative to the strategic and operational use of technology
23 in higher education. These and other reports, reviews, and audits
24 shall allow for: The development of enterprise-wide digital
25 information technology across educational sectors, systems, and
26 delivery methods; the integration and streamlining of administrative
27 tools including but not limited to student information management,
28 financial management, payroll, human resources, data collection,
29 reporting, and analysis; and a determination of the costs of multiple
30 technology platforms, systems, and models.

31 (3) Every two years the board shall produce, jointly with the state
32 board for community and technical colleges (~~and the workforce training~~
33 ~~and education coordinating board~~), an assessment of the number and
34 type of higher education and training credentials required to match
35 employer demand for a skilled and educated workforce. The assessment
36 shall include the number of forecasted net job openings at each level
37 of higher education and training and the number of credentials needed
38 to match the forecast of net job openings.

1 (4) The board shall determine whether certain major lines of study
2 or types of degrees, including applied degrees or research-oriented
3 degrees, shall be assigned uniquely to some institutions or
4 institutional sectors in order to create centers of excellence that
5 focus resources and expertise.

6 (5) The following activities are subject to approval by the board:

7 (a) New degree programs by a four-year institution;

8 (b) Creation of any off-campus program by a four-year institution;

9 (c) Purchase or lease of major off-campus facilities by a four-year
10 institution or a community or technical college;

11 (d) Creation of higher education centers and consortia;

12 (e) New degree programs and creation of off-campus programs by an
13 independent college or university in collaboration with a community or
14 technical college; and

15 (f) Applied baccalaureate degree programs developed by colleges
16 under RCW 28B.50.810.

17 (6) Institutions seeking board approval under this section must
18 demonstrate that the proposal is justified by the needs assessment
19 developed under this section. Institutions must also demonstrate how
20 the proposals align with or implement the statewide strategic master
21 plan for higher education under RCW 28B.76.200.

22 (7) The board shall develop clear guidelines and objective
23 decision-making criteria regarding approval of proposals under this
24 section, which must include review and consultation with the
25 institution and other interested agencies and individuals.

26 (8) The board shall periodically recommend consolidation or
27 elimination of programs at the four-year institutions, based on the
28 needs assessment analysis.

29 (9) In the case of a proposed major expansion or mission change,
30 the needs assessment process under subsection (2) of this section
31 constitutes a threshold inquiry. If the board determines that the need
32 for the proposed major expansion or mission change has not been
33 justified, the inquiry is concluded. If the board determines that the
34 need for the proposed major expansion or mission change has been
35 sufficiently established, the board, in consultation with any directly
36 involved institutions and other interested agencies and individuals,
37 shall proceed to examine the viability of the proposal using criteria
38 including, but not limited to:

1 (a) The specific scope of the project including the capital
2 investment requirements, the number of full-time equivalent students
3 anticipated, and the number of academic programs planned;

4 (b) The existence of an efficient and sustainable financial plan;

5 (c) The extent to which existing resources can be leveraged;

6 (d) The current and five-year projected student population,
7 faculty, and staff to support the proposed programs, institution, or
8 innovation;

9 (e) The plans to accommodate expected growth over a twenty-year
10 time frame;

11 (f) The extent to which new or existing partnerships and
12 collaborations are a part of the proposal; and

13 (g) The feasibility of any proposed innovations to accelerate
14 degree production.

15 (10) After the board completes its evaluation of the proposed major
16 expansion or mission change using the needs assessment under subsection
17 (2) of this section and viability determination under subsection (9) of
18 this section, the board shall make a recommendation to either proceed,
19 modify, or not proceed with the proposed major expansion or mission
20 change. The board's recommendation shall be presented to the governor
21 and the legislature.

22 **Sec. 34.** RCW 28B.76.670 and 2011 1st sp.s. c 11 s 124 are each
23 amended to read as follows:

24 (1) Recipients of the Washington award for vocational excellence
25 under RCW 28C.04.520 through 28C.04.550, who receive the award after
26 June 30, 1994, may receive a grant, if funds are available. The grant
27 shall be used to attend a postsecondary institution located in the
28 state of Washington. Recipients may attend an institution of higher
29 education as defined in RCW 28B.10.016, or an independent college or
30 university, or a licensed private vocational school. The office shall
31 distribute grants to eligible students under this section from moneys
32 appropriated for this purpose. The individual grants shall not exceed,
33 on a yearly basis, the yearly, full-time, resident, undergraduate
34 tuition and service and activities fees in effect at the state-funded
35 research universities. (~~In consultation with the workforce training
and education coordinating board,~~) The office shall establish
36

1 procedures, by rule, to disburse the awards as direct grants to the
2 students.

3 (2) To qualify for the grant, recipients shall enter the
4 postsecondary institution within three years of high school graduation
5 and maintain a minimum grade point average at the institution
6 equivalent to 3.00, or, at a technical college, an above average
7 rating. Students shall be eligible to receive a maximum of two years
8 of grants for undergraduate study and may transfer among in-state
9 eligible postsecondary institutions during that period and continue to
10 receive the grant.

11 (3) No grant may be awarded to any student who is pursuing a degree
12 in theology.

13 (4) As used in this section, "independent college or university"
14 means a private, nonprofit educational institution, the main campus of
15 which is permanently situated in the state, open to residents of the
16 state, providing programs of education beyond the high school level
17 leading at least to the baccalaureate degree, and accredited by the
18 Northwest association of schools and colleges as of June 9, 1988, and
19 other institutions as may be developed that are approved by the higher
20 education coordinating board as meeting equivalent standards as those
21 institutions accredited under this section.

22 (5) As used in this section, "licensed private vocational school"
23 means a private postsecondary institution, located in the state,
24 licensed by the ((workforce training and)) higher education
25 coordinating board or its successor agency under chapter 28C.10 RCW,
26 and offering postsecondary education in order to prepare persons for a
27 vocation or profession, as defined in RCW 28C.10.020(7).

28 **Sec. 35.** RCW 28B.85.020 and 2006 c 234 s 3 are each amended to
29 read as follows:

30 (1) The board:

31 (a) Shall adopt by rule, in accordance with chapter 34.05 RCW,
32 minimum standards for degree-granting institutions concerning granting
33 of degrees, quality of education, unfair business practices, financial
34 stability, and other necessary measures to protect citizens of this
35 state against substandard, fraudulent, or deceptive practices. The
36 rules shall require that an institution operating in Washington:

37 (i) Be accredited;

1 (ii) Have applied for accreditation and such application is pending
2 before the accrediting agency;

3 (iii) Have been granted a waiver by the board waiving the
4 requirement of accreditation; or

5 (iv) Have been granted an exemption by the board from the
6 requirements of this subsection (1)(a);

7 (b) May investigate any entity the board reasonably believes to be
8 subject to the jurisdiction of this chapter. In connection with the
9 investigation, the board may administer oaths and affirmations, issue
10 subpoenas and compel attendance, take evidence, and require the
11 production of any books, papers, correspondence, memorandums, or other
12 records which the board deems relevant or material to the
13 investigation. The board, including its staff and any other authorized
14 persons, may conduct site inspections, the cost of which shall be borne
15 by the institution, and examine records of all institutions subject to
16 this chapter;

17 (c) Shall ~~((develop an interagency agreement with the workforce
18 training and education coordinating board to))~~ regulate degree-granting
19 private vocational schools with respect to degree and nondegree
20 programs; and

21 (d) Shall develop and disseminate information to the public about
22 entities that sell or award degrees without requiring appropriate
23 academic achievement at the postsecondary level, including but not
24 limited to, a description of the substandard and potentially fraudulent
25 practices of these entities, and advice about how the public can
26 recognize and avoid the entities. To the extent feasible, the
27 information shall include links to additional resources that may assist
28 the public in identifying specific institutions offering substandard or
29 fraudulent degree programs.

30 (2) Financial disclosures provided to the board by degree-granting
31 private vocational schools are not subject to public disclosure under
32 chapter 42.56 RCW.

33 **Sec. 36.** RCW 28B.97.010 and 2011 1st sp.s. c 11 s 174 are each
34 amended to read as follows:

35 (1) The Washington higher education loan program is created. The
36 program is created to assist students in need of additional low-cost
37 student loans and related loan benefits.

1 (2) The program shall be administered by the office. In
2 administering the program, the office must:

3 (a) Periodically assess the needs and target the benefits to
4 selected students;

5 (b) Devise a program to address the following issues related to
6 loans:

7 (i) Issuance of low-interest educational loans;

8 (ii) Determining loan repayment obligations and options;

9 (iii) Borrowing educational loans at low interest rates;

10 (iv) Developing conditional loans that can be forgiven in exchange
11 for service; and

12 (v) Creating an emergency loan fund to help students until other
13 state and federal long-term financing can be secured;

14 (c) Accept public and private contributions;

15 (d) Publicize the program; and

16 (e) Work with public and private colleges and universities, the
17 state board for community and technical colleges, (~~the workforce~~
18 ~~training and education coordinating board,~~) and with students, to
19 conduct periodic assessment of program needs. The office may also
20 consult with other groups and individuals as needed.

21 **Sec. 37.** RCW 28B.120.020 and 2011 1st sp.s. c 11 s 235 are each
22 amended to read as follows:

23 The higher education coordinating board shall have the following
24 powers and duties in administering the program for those proposals in
25 which a four-year institution of higher education is named as the lead
26 institution and fiscal agent:

27 (1) To adopt rules necessary to carry out the program;

28 (2) To award grants no later than September 1st in those years when
29 funding is available by June 30th;

30 (3) To establish each biennium specific guidelines for submitting
31 grant proposals consistent with RCW 28B.120.005 and consistent with the
32 strategic master plan for higher education, the system design plan, the
33 overall goals of the program and the guidelines established by the
34 state board for community and technical colleges under RCW 28B.120.025.

35 After June 30, 2001, and each biennium thereafter, the board shall
36 determine funding priorities for proposals for the biennium in
37 consultation with the legislature, the office of the superintendent of

1 public instruction, the state board for community and technical
2 colleges, (~~the workforce training and education coordinating board,~~)
3 higher education institutions, educational associations, and business
4 and community groups consistent with statewide needs;

5 (4) To solicit grant proposals and provide information to the
6 institutions of higher education about the program; and

7 (5) To establish reporting, evaluation, accountability, monitoring,
8 and dissemination requirements for the recipients of the grants awarded
9 by the office of financial management.

10 **Sec. 38.** RCW 28B.145.060 and 2011 1st sp.s. c 13 s 7 are each
11 amended to read as follows:

12 (1) The opportunity expansion program is established.

13 (2) The opportunity scholarship board shall select institutions of
14 higher education to receive opportunity expansion awards. In so doing,
15 the opportunity scholarship board must:

16 (a) Solicit, receive, and evaluate proposals from institutions of
17 higher education that are designed to directly increase the number of
18 baccalaureate degrees produced in high employer demand and other
19 programs of study, and that include annual numerical targets for the
20 number of such degrees, with a strong emphasis on serving students who
21 received their high school diploma or GED in Washington or are adult
22 Washington residents who are returning to school to gain a
23 baccalaureate degree;

24 (b) Develop criteria for evaluating proposals and awarding funds to
25 the proposals deemed most likely to increase the number of
26 baccalaureate degrees and degrees produced in high employer demand and
27 other programs of study;

28 (c) Give priority to proposals that include a partnership between
29 public and private partnership entities that leverage additional
30 private funds;

31 (d) Give priority to proposals that are innovative, efficient, and
32 cost-effective, given the nature and cost of the particular program of
33 study;

34 (e) Consult and operate in consultation with existing higher
35 education stakeholders, including but not limited to: Faculty, labor,
36 student organizations, and relevant higher education agencies; and

1 (f) Determine which proposals to improve and accelerate the
2 production of baccalaureate degrees in high employer demand and other
3 programs of study will receive opportunity expansion awards for the
4 following state fiscal year, notify the state treasurer, and announce
5 the awards.

6 (3) The state treasurer, at the direction of the opportunity
7 scholarship board, must distribute the funds that have been awarded to
8 the institutions of higher education from the opportunity expansion
9 account.

10 (4) Institutions of higher education receiving awards under this
11 section may not supplant existing general fund state revenues with
12 opportunity expansion awards.

13 (5) Annually, the office of financial management shall report to
14 the opportunity scholarship board, the governor, and the relevant
15 committees of the legislature regarding the percentage of Washington
16 households with incomes in the middle-income bracket or higher. For
17 purposes of this section, "middle-income bracket" means household
18 incomes between two hundred and five hundred percent of the 2010
19 federal poverty level, as determined by the United States department of
20 health and human services for a family of four, adjusted annually for
21 inflation.

22 (6) Annually, the higher education coordinating board must report
23 to the opportunity scholarship board, the governor, and the relevant
24 committees of the legislature regarding the increase in the number of
25 degrees in high employer demand and other programs of study awarded by
26 institutions of higher education over the average of the preceding ten
27 academic years.

28 ~~((7) In its comprehensive plan, the workforce training and
29 education coordinating board shall include specific strategies to reach
30 the goal of increasing the percentage of Washington households living
31 in the middle-income bracket or higher, as calculated by the office of
32 financial management and developed by the agency or education
33 institution that will lead the strategy.))~~

34 **Sec. 39.** RCW 28C.04.400 and 1983 1st ex.s. c 21 s 1 are each
35 amended to read as follows:

36 The legislature declares that it is an important function of
37 government to increase opportunities for gainful employment, to assist

1 in promoting a productive and expanding economy, and to encourage the
2 flow of business and industry support to educational institutions.
3 Therefore, the legislature finds that it is in the public interest of
4 the state to encourage and facilitate the formation of cooperative
5 relationships between business and industry and educational
6 institutions which provide for the development and significant
7 expansion of programs of skills training and education consistent with
8 employment needs and to make interested individuals aware of the
9 employment opportunities presented thereby. It is the policy of the
10 state of Washington to ensure that programs of skill training are
11 available on a regional basis and are utilized by a variety of
12 businesses and industries and that these job skills programs are to be
13 administered by the college board.

14 **Sec. 40.** RCW 28C.04.530 and 1995 1st sp.s. c 7 s 3 are each
15 amended to read as follows:

16 (1) The ((~~workforce training and~~)) higher education coordinating
17 board or its successor agency shall have the responsibility for the
18 development and administration of the Washington award for vocational
19 excellence program. The ((~~workforce training and~~)) higher education
20 coordinating board or its successor agency shall develop the program in
21 consultation with other state agencies and private organizations having
22 interest and responsibility in vocational education, including but not
23 limited to: The state board for community and technical colleges, the
24 office of the superintendent of public instruction, a voluntary
25 professional association of vocational educators, and representatives
26 from business, labor, and industry.

27 (2) The ((~~workforce training and~~)) higher education coordinating
28 board or its successor agency shall establish a planning committee to
29 develop the criteria for screening and selecting the students who will
30 receive the award. This criteria shall include but not be limited to
31 the following characteristics: Proficiency in their chosen fields,
32 attendance, attitude, character, leadership, and civic contributions.

33 **Sec. 41.** RCW 28C.04.535 and 2011 1st sp.s. c 50 s 930 are each
34 amended to read as follows:

35 Except for the 2011-12 and 2012-13 school years, the Washington
36 award for vocational excellence shall be granted annually. The

1 ((~~workforce training and~~)) higher education coordinating board or its
2 successor agency shall notify the students receiving the award, their
3 vocational instructors, local chambers of commerce, the legislators of
4 their respective districts, and the governor, after final selections
5 have been made. The ((~~workforce training and~~)) higher education
6 coordinating board or its successor agency, in conjunction with the
7 governor's office, shall prepare appropriate certificates to be
8 presented to the selected students. Awards shall be presented in
9 public ceremonies at times and places determined by the ((~~workforce~~
10 ~~training and~~)) higher education coordinating board or its successor
11 agency in cooperation with the office of the governor.

12 **Sec. 42.** RCW 28C.04.540 and 1995 1st sp.s. c 7 s 5 are each
13 amended to read as follows:

14 The ((~~workforce training and~~)) higher education coordinating board
15 or its successor agency may accept any and all donations, grants,
16 bequests, and devices, conditional or otherwise, or money, property,
17 service, or other things of value which may be received from any
18 federal, state, or local agency, any institution, person, firm, or
19 corporation, public and private, to be held, used, or applied for the
20 purposes of the Washington award for vocational excellence program.
21 The ((~~workforce training and~~)) higher education coordinating board or
22 its successor agency shall encourage maximum participation from
23 business, labor, and community groups. The ((~~workforce training and~~))
24 higher education coordinating board or its successor agency shall also
25 coordinate, where feasible, the contribution activities of the various
26 participants.

27 ((~~The workforce training and education coordinating board shall not~~
28 ~~make expenditures from funds collected under this section until~~
29 ~~February 15, 1985.~~))

30 **Sec. 43.** RCW 28C.04.545 and 2004 c 275 s 61 are each amended to
31 read as follows:

32 (1) The respective governing boards of the public technical
33 colleges shall provide fee waivers for a maximum of two years for those
34 recipients of the Washington award for vocational excellence
35 established under RCW 28C.04.520 through 28C.04.540 who received the
36 award before June 30, 1994. To qualify for the waiver, recipients

1 shall enter the public technical college within three years of
2 receiving the award. An above average rating at the technical college
3 in the first year shall be required to qualify for the second-year
4 waiver.

5 (2) Students named by the (~~workforce training and~~) higher
6 education coordinating board or its successor agency after June 30,
7 1994, as recipients of the Washington award for vocational excellence
8 under RCW 28C.04.520 through 28C.04.550 shall be eligible to receive a
9 grant for undergraduate coursework as authorized under RCW 28B.76.670.

10 (3)(a) Beginning with awards made during the 1998-99 academic year,
11 recipients must complete using the award before the fall term in the
12 sixth year following the date of the award. For these recipients,
13 eligibility for the award is forfeited after this period.

14 (b) All persons awarded a Washington award for vocational
15 excellence before the 1995-96 academic year and who have remaining
16 eligibility on April 19, 1999, must complete using the award before
17 September 2002. For these recipients, eligibility for the award is
18 forfeited after this period.

19 (c) All persons awarded a Washington award for vocational
20 excellence during the 1995-96, 1996-97, and 1997-98 academic years must
21 complete using the award before September 2005. For these recipients,
22 eligibility for the award is forfeited after this period.

23 **Sec. 44.** RCW 28C.10.020 and 2007 c 462 s 1 are each amended to
24 read as follows:

25 Unless the context clearly requires otherwise, the definitions in
26 this section apply throughout this chapter.

27 (1) "Agency" means the (~~workforce training and~~) higher education
28 coordinating board or its successor agency.

29 (2) "Agent" means a person owning an interest in, employed by, or
30 representing for remuneration a private vocational school within or
31 without this state, who enrolls or personally attempts to secure the
32 enrollment in a private vocational school of a resident of this state,
33 offers to award educational credentials for remuneration on behalf of
34 a private vocational school, or holds himself or herself out to
35 residents of this state as representing a private vocational school for
36 any of these purposes.

1 (3) "Degree" means any designation, appellation, letters, or words
2 including but not limited to "associate," "bachelor," "master,"
3 "doctor," or "fellow" which signify or purport to signify satisfactory
4 completion of an academic program of study beyond the secondary school
5 level.

6 (4) "Education" includes but is not limited to, any class, course,
7 or program of training, instruction, or study.

8 (5) "Educational credentials" means degrees, diplomas,
9 certificates, transcripts, reports, or documents, that signify
10 satisfactory completion of the requirements or prerequisites for any
11 educational program.

12 (6) "Entity" includes, but is not limited to, a person, company,
13 firm, society, association, partnership, corporation, or trust.

14 (7) "Private vocational school" means any location where an entity
15 is offering postsecondary education in any form or manner for the
16 purpose of instructing, training, or preparing persons for any vocation
17 or profession.

18 (8) "Probation" means the agency has officially notified a private
19 vocational school in writing that the school or a program offered by
20 the school has been identified by the agency as at risk and has
21 deficiencies that must be corrected within a specified time period.

22 (9) "Program" means a sequence of approved subjects offered by a
23 school that teaches skills and fundamental knowledge required for
24 employment in a particular occupation.

25 (10) "To grant" includes to award, issue, sell, confer, bestow, or
26 give.

27 (11) "To offer" includes, in addition to its usual meanings, to
28 advertise or publicize. "To offer" also means to solicit or encourage
29 any person, directly or indirectly, to perform the act described.

30 (12) "To operate" means to establish, keep, or maintain any
31 facility or location where, from, or through which education is offered
32 or educational credentials are offered or granted to residents of this
33 state, and includes contracting for the performance of any such act.

34 **Sec. 45.** RCW 28C.10.040 and 1994 c 38 s 5 are each amended to read
35 as follows:

36 The agency:

1 (1) Shall maintain a list of private vocational schools licensed
2 under this chapter;

3 (2) Shall adopt rules in accordance with chapter 34.05 RCW to carry
4 out this chapter;

5 (3) May investigate any entity the agency reasonably believes to be
6 subject to the jurisdiction of this chapter. In connection with the
7 investigation, the agency may administer oaths and affirmations, issue
8 subpoenas and compel attendance, take evidence, and require the
9 production of any books, papers, correspondence, memorandums, or other
10 records which the agency deems relevant or material to the
11 investigation. The agency, including its staff and any other
12 authorized persons, may conduct site inspections and examine records of
13 all schools subject to this chapter((+)

14 ~~(4) Shall develop an interagency agreement with the higher~~
15 ~~education coordinating board to regulate degree-granting private~~
16 ~~vocational schools with respect to degree and nondegree programs)).~~

17 **Sec. 46.** RCW 28C.18.050 and 1995 c 130 s 3 are each amended to
18 read as follows:

19 The department shall:

20 ~~(1) ((The board shall be designated as the state board of~~
21 ~~vocational education as provided for in P.L. 98-524, as amended, and~~
22 ~~shall perform such functions as is necessary to comply with federal~~
23 ~~directives pertaining to the provisions of such law.~~

24 ~~(2) The board shall))~~ Perform the functions of the human resource
25 investment council as provided for in the federal job training
26 partnership act, P.L. 97-300, as amended((+))i

27 ~~((+3) The board shall))~~ (2) Provide policy advice for any federal
28 act pertaining to workforce development that is not required by state
29 or federal law to be provided by another state body((+))i

30 ~~((+4))~~ (3) Upon enactment of new federal initiatives relating to
31 workforce development, ~~((the board shall))~~ advise the governor and the
32 legislature on mechanisms for integrating the federal initiatives into
33 the state's workforce development system and make recommendations on
34 the legislative or administrative measures necessary to streamline and
35 coordinate state efforts to meet federal guidelines((+))i

36 ~~((+5) The board shall monitor for consistency with the state~~
37 ~~comprehensive plan for workforce training and education the policies~~

1 and plans established by the state job training coordinating council,
2 the advisory council on adult education, and the Washington state plan
3 for adult basic education, and provide guidance for making such
4 policies and plans consistent with the state comprehensive plan for
5 workforce training and education.))

6 (4) Develop policy objectives for the workforce investment act,
7 P.L. 105-220, or its successor; develop coordination criteria for
8 activities under the act with related programs and services provided by
9 state and local education and training agencies; and ensure that
10 entrepreneurial training opportunities are available through programs
11 of each local workforce investment board in the state;

12 (5) Receive and expend federal funds, which funds must be expended
13 in accordance with any conditions upon which the funds are contingent;

14 (6) Administer any federal act pertaining to workforce training
15 that is not administered by another state agency;

16 (7) Include in the planning requirements for local workforce
17 investment boards a requirement that the local workforce investment
18 boards specify how entrepreneurial training is to be offered through
19 the one-stop system required under the workforce investment act, P.L.
20 105-220, or its successor;

21 (8) Participate in the planning and policy development of governor
22 set-aside grants under P.L. 97-300, as amended; and

23 (9) Allocate funding from the state job training trust fund.

24 **Sec. 47.** RCW 28C.18.060 and 2009 c 151 s 6 are each amended to
25 read as follows:

26 (1) The council for higher education shall be designated as the
27 state board of vocational education as provided for in P.L. 98-524, as
28 amended, and shall perform such functions as is necessary to comply
29 with federal directives pertaining to the provisions of such law. The
30 council may receive and expend federal funds, which funds must be
31 expended in accordance with any conditions upon which the funds are
32 contingent.

33 (2) The ((board)) council for higher education, in cooperation with
34 the operating agencies of the state training system and private career
35 schools and colleges, shall:

36 ((1) Concentrate its major efforts on planning, coordination

1 ~~evaluation, policy analysis, and recommending improvements to the~~
2 ~~state's training system;~~

3 ~~(2) Advocate for the state training system and for meeting the~~
4 ~~needs of employers and the workforce for workforce education and~~
5 ~~training;~~

6 ~~(3)) (a) Establish and maintain an inventory of the programs of~~
7 ~~the state training system, and related state programs(, and perform a~~
8 ~~biennial assessment of the vocational education, training, and adult~~
9 ~~basic education and literacy needs of the state; identify ongoing and~~
10 ~~strategic education needs; and assess the extent to which employment,~~
11 ~~training, vocational and basic education, rehabilitation services, and~~
12 ~~public assistance services represent a consistent, integrated approach~~
13 ~~to meet such needs;~~

14 ~~(4) Develop and maintain a state comprehensive plan for workforce~~
15 ~~training and education, including but not limited to, goals,~~
16 ~~objectives, and priorities for the state training system, and review~~
17 ~~the state training system for consistency with the state comprehensive~~
18 ~~plan. In developing the state comprehensive plan for workforce~~
19 ~~training and education, the board shall use, but shall not be limited~~
20 ~~to: Economic, labor market, and populations trends reports in office~~
21 ~~of financial management forecasts; joint office of financial management~~
22 ~~and employment security department labor force, industry employment,~~
23 ~~and occupational forecasts; the results of scientifically based~~
24 ~~outcome, net impact and cost benefit evaluations; the needs of~~
25 ~~employers as evidenced in formal employer surveys and other employer~~
26 ~~input; and the needs of program participants and workers as evidenced~~
27 ~~in formal surveys and other input from program participants and the~~
28 ~~labor community;~~

29 ~~(5) In consultation with the higher education coordinating board,~~
30 ~~review and make recommendations to the office of financial management~~
31 ~~and the legislature on operating and capital facilities budget requests~~
32 ~~for operating agencies of the state training system for purposes of~~
33 ~~consistency with the state comprehensive plan for workforce training~~
34 ~~and education;~~

35 ~~(6) Provide for coordination among the different operating agencies~~
36 ~~and components of the state training system at the state level and at~~
37 ~~the regional level;~~

1 ~~(7) Develop a consistent and reliable database on vocational~~
2 ~~education enrollments, costs, program activities, and job placements~~
3 ~~from publicly funded vocational education programs in this state;~~

4 ~~(8)(a) Establish standards for data collection and maintenance for~~
5 ~~the operating agencies of the state training system in a format that is~~
6 ~~accessible to use by the board. The board shall require a minimum of~~
7 ~~common core data to be collected by each operating agency of the state~~
8 ~~training system;~~

9 ~~(b) Develop requirements for minimum common core data in~~
10 ~~consultation with the office of financial management and the operating~~
11 ~~agencies of the training system;~~

12 ~~(9) Establish minimum standards for program evaluation for the~~
13 ~~operating agencies of the state training system, including, but not~~
14 ~~limited to, the use of common survey instruments and procedures for~~
15 ~~measuring perceptions of program participants and employers of program~~
16 ~~participants, and monitor such program evaluation;~~

17 ~~(10) Every two years administer scientifically based outcome~~
18 ~~evaluations of the state training system, including, but not limited~~
19 ~~to, surveys of program participants, surveys of employers of program~~
20 ~~participants, and matches with employment security department payroll~~
21 ~~and wage files. Every five years administer scientifically based net-~~
22 ~~impact and cost-benefit evaluations of the state training system;~~

23 ~~(11) In cooperation with the employment security department,~~
24 ~~provide for the improvement and maintenance of quality and utility in~~
25 ~~occupational information and forecasts for use in training system~~
26 ~~planning and evaluation. Improvements shall include, but not be~~
27 ~~limited to, development of state-based occupational change factors~~
28 ~~involving input by employers and employees, and delineation of skill~~
29 ~~and training requirements by education level associated with current~~
30 ~~and forecasted occupations));~~

31 ~~((12))~~ (b) With assistance from the state board for community and
32 technical colleges, provide for the development of common course
33 description formats, common reporting requirements, and common
34 definitions for operating agencies of the training system;

35 ~~((13) Provide for effectiveness and efficiency reviews of the~~
36 ~~state training system;~~

37 ~~(14) In cooperation with the higher education coordinating board,))~~

38 (c) Facilitate transfer of credit policies and agreements between

1 institutions of the state training system, and encourage articulation
2 agreements for programs encompassing two years of secondary workforce
3 education and two years of postsecondary workforce education;

4 ~~((15) In cooperation with the higher education coordinating
5 board,)) (d) Facilitate transfer of credit policies and agreements
6 between private training institutions and institutions of the state
7 training system;~~

8 ~~((16) Develop policy objectives for the workforce investment act,
9 P.L. 105-220, or its successor; develop coordination criteria for
10 activities under the act with related programs and services provided by
11 state and local education and training agencies; and ensure that
12 entrepreneurial training opportunities are available through programs
13 of each local workforce investment board in the state;~~

14 ~~(17)) (e) Make recommendations to the commission of student
15 assessment, the state board of education, and the superintendent of
16 public instruction, concerning basic skill competencies and essential
17 core competencies for K-12 education. Basic skills for this purpose
18 shall be reading, writing, computation, speaking, and critical
19 thinking, essential core competencies for this purpose shall be
20 English, math, science/technology, history, geography, and critical
21 thinking. The ~~((board))~~ council shall monitor the development of and
22 provide advice concerning secondary curriculum which integrates
23 vocational and academic education;~~

24 ~~((18) Establish and administer programs for marketing and outreach
25 to businesses and potential program participants;~~

26 ~~(19) Facilitate the location of support services, including but not
27 limited to, child care, financial aid, career counseling, and job
28 placement services, for students and trainees at institutions in the
29 state training system, and advocate for support services for trainees
30 and students in the state training system;~~

31 ~~(20) Facilitate private sector assistance for the state training
32 system, including but not limited to: Financial assistance, rotation
33 of private and public personnel, and vocational counseling;~~

34 ~~(21) Facilitate the development of programs for school-to-work
35 transition that combine classroom education and on-the-job training,
36 including entrepreneurial education and training, in industries and
37 occupations without a significant number of apprenticeship programs;~~

1 ~~(22) Include in the planning requirements for local workforce~~
2 ~~investment boards a requirement that the local workforce investment~~
3 ~~boards specify how entrepreneurial training is to be offered through~~
4 ~~the one-stop system required under the workforce investment act, P.L.~~
5 ~~105-220, or its successor;~~

6 ~~(23))~~ (f) Encourage and assess progress for the equitable
7 representation of racial and ethnic minorities, women, and people with
8 disabilities among the students, teachers, and administrators of the
9 state training system. Equitable, for this purpose, shall mean
10 substantially proportional to their percentage of the state population
11 in the geographic area served. This function of the ~~((board))~~ council
12 shall in no way lessen more stringent state or federal requirements for
13 representation of racial and ethnic minorities, women, and people with
14 disabilities;

15 ~~((24) Participate in the planning and policy development of~~
16 ~~governor set-aside grants under P.L. 97-300, as amended;~~

17 ~~(25))~~ (g) Administer veterans' programs, licensure of private
18 vocational schools, the job skills program, and the Washington award
19 for vocational excellence; and

20 ~~((26) Allocate funding from the state job training trust fund;~~

21 ~~(27) Work with the director of community, trade, and economic~~
22 ~~development and the economic development commission to ensure~~
23 ~~coordination among workforce training priorities, the long-term~~
24 ~~economic development strategy of the economic development commission,~~
25 ~~and economic development and entrepreneurial development efforts,~~
26 ~~including but not limited to assistance to industry clusters;~~

27 ~~(28) Conduct research into workforce development programs designed~~
28 ~~to reduce the high unemployment rate among young people between~~
29 ~~approximately eighteen and twenty-four years of age. In consultation~~
30 ~~with the operating agencies, the board shall advise the governor and~~
31 ~~legislature on policies and programs to alleviate the high unemployment~~
32 ~~rate among young people. The research shall include disaggregated~~
33 ~~demographic information and, to the extent possible, income data for~~
34 ~~adult youth. The research shall also include a comparison of the~~
35 ~~effectiveness of programs examined as a part of the research conducted~~
36 ~~in this subsection in relation to the public investment made in these~~
37 ~~programs in reducing unemployment of young adults. The board shall~~
38 ~~report to the appropriate committees of the legislature by November 15,~~

1 2008, and every two years thereafter. Where possible, the data
2 reported to the legislative committees should be reported in numbers
3 and in percentages;

4 ~~(29))~~ (h) Adopt rules as necessary to implement this ~~((chapter))~~
5 section.

6 ~~((The board may delegate to the director any of the functions of
7 this section.))~~

8 (3) Unless the context clearly requires otherwise, the definitions
9 in this subsection apply throughout this section.

10 (a) "Training system" means programs and courses of secondary
11 vocational education, technical college programs and courses, community
12 college vocational programs and courses, private career school and
13 college programs and courses, employer-sponsored training, adult basic
14 education programs and courses, programs and courses funded by the
15 federal workforce investment act, programs and courses funded by the
16 federal vocational act, programs and courses funded under the federal
17 adult education act, publicly funded programs and courses for adult
18 literacy education, and apprenticeships, and programs and courses
19 offered by private and public nonprofit organizations that are
20 representative of communities or significant segments of communities
21 and provide job training or adult literacy services.

22 (b) "Vocational education" means organized educational programs
23 offering a sequence of courses that are directly related to the
24 preparation or retraining of individuals in paid or unpaid employment
25 in current or emerging occupations requiring other than a baccalaureate
26 or advanced degree. These programs shall include competency-based
27 applied learning that contributes to an individual's academic
28 knowledge, higher-order reasoning, and problem-solving skills, work
29 attitudes, general employability skills, and the occupational-specific
30 skills necessary for economic independence as a productive and
31 contributing member of society. The term also includes applied
32 technology education.

33 **Sec. 48.** RCW 28C.18.134 and 2008 c 258 s 3 are each amended to
34 read as follows:

35 (1) To the extent funds are appropriated specifically for this
36 purpose, the workforce training and education coordinating board shall
37 use a matching fund strategy to select and evaluate up to eight pilot

1 projects operated by Washington institutions of higher education. By
2 September 2008, the workforce training and education coordinating board
3 shall select up to eight institutions of higher education as defined in
4 RCW 28B.92.030 including at least four community or technical colleges
5 to develop and offer a pilot project providing employer workplace-based
6 educational programs with distance learning components. The workforce
7 training and education coordinating board shall convene a task force
8 that includes representatives from the state board for community and
9 technical colleges and the higher education coordinating board to
10 select the participant institutions. At a minimum, the criteria for
11 selecting the educational institutions shall address:

12 (a) The ability to demonstrate a capacity to make a commitment of
13 resources to build and sustain a high quality program;

14 (b) The ability to readily engage faculty appropriately qualified
15 to develop and deliver a high quality curriculum;

16 (c) The ability to demonstrate demand for the proposed program from
17 a sufficient number of interested employees within its service area to
18 make the program cost-effective and feasible to operate; and

19 (d) The identification of employers that demonstrate a commitment
20 to host an on-site program. Employers shall demonstrate their
21 commitment to provide:

22 (i) Access to educational coursework and educational advice and
23 support for entry-level and semiskilled workers, including paid and
24 unpaid release time, and adequate classroom space that is equipped
25 appropriately for the selected technological distance learning
26 methodologies to be used;

27 (ii) On-site promotion and encouragement of worker participation,
28 including employee orientations, peer support and mentoring,
29 educational tutoring, and career planning;

30 (iii) Allowance of a reasonable level of worker choice in the type
31 and level of coursework available;

32 (iv) Commitment to work with college partner to ensure the
33 relevance of coursework to the skill demands and potential career
34 pathways of the employer host site and other participating employers;

35 (v) Willingness to participate in an evaluation of the pilot to
36 analyze the net benefit to the employer host site, other employer
37 partners, the worker-students, and the colleges; and

1 (vi) In firms with union representation, the mandatory
2 establishment of a labor-management committee to oversee design and
3 participation.

4 (2) Institutions of higher education may submit an application to
5 become a pilot college under this section. An institution of higher
6 education selected as a pilot college shall develop the curriculum for
7 and design and deliver courses. However, the programs developed under
8 this section are subject to approval by the state board for technical
9 and community colleges under RCW 28B.50.090 and by the higher education
10 coordinating board under RCW 28B.76.230.

11 (3) The state board for community and technical colleges shall
12 ~~((evaluate))~~ complete the evaluation of the pilot project commenced by
13 the workforce training and education coordinating board and report the
14 outcomes to students and employers by December 1, 2012.

15 (4) This section expires December 31, 2012.

16 **Sec. 49.** RCW 28C.18.136 and 2008 c 258 s 4 are each amended to
17 read as follows:

18 (1) The workforce training and education coordinating board and the
19 state board for community and technical colleges may receive and expend
20 federal funds and private gifts or grants, which funds must be expended
21 in accordance with any conditions upon which the funds are contingent.

22 (2) This section expires December 31, 2012.

23 **Sec. 50.** RCW 28C.18.140 and 2008 c 103 s 4 are each amended to
24 read as follows:

25 The ~~((board))~~ department shall establish industry skill panel
26 standards that identify the expectations for industry skill panel
27 products and services. The ~~((board))~~ department shall establish the
28 standards in consultation with labor, the state board for community and
29 technical colleges, the employment security department, and the
30 institute of workforce development and economic sustainability~~((, and~~
31 ~~the department of community, trade, and economic development))~~.
32 Continued funding of particular industry skill panels shall be based on
33 meeting the standards established by the ~~((board))~~ department under
34 this section. Beginning December 1, 2008, the ~~((board))~~ department
35 shall report annually to the governor and the economic development and

1 higher education committees of the legislature on the results of the
2 industry skill panels funded under this chapter in meeting the
3 standards.

4 **Sec. 51.** RCW 28C.18.150 and 2009 c 151 s 8 are each amended to
5 read as follows:

6 (1) Workforce development councils, in partnership with local
7 elected officials, shall develop and maintain a local unified plan for
8 the workforce development system including, but not limited to, the
9 local plan required by P.L. 105-220, Title I. The unified plan shall
10 include a strategic plan that assesses local employment opportunities
11 and skill needs, the present and future workforce, the current
12 workforce development system, information on financial resources,
13 diversity, goals, objectives, and strategies for the local workforce
14 development system, and a system-wide financial strategy for
15 implementing the plan. Local workforce development councils shall
16 submit their strategic plans to the ((board)) department for review and
17 to the governor for approval.

18 (2) The strategic plan shall clearly articulate the connection
19 between workforce and economic development efforts in the local area
20 including the area industry clusters and the strategic clusters the
21 community is targeting for growth. The plan shall include, but is not
22 limited to:

23 (a) Data on current and projected employment opportunities in the
24 local area;

25 (b) Identification of workforce investment needs of existing
26 businesses and businesses considering location in the region, with
27 special attention to industry clusters;

28 (c) Identification of educational, training, employment, and
29 support service needs of job seekers and workers in the local area,
30 including individuals with disabilities and other underrepresented
31 talent sources;

32 (d) Analysis of the industry demand, potential labor force supply,
33 and educational, employment, and workforce support available to
34 businesses and job seekers in the region; and

35 (e) Collaboration with associate development organizations in
36 regional planning efforts involving combined strategies around

1 workforce development and economic development policies and programs.
2 Combined planning efforts shall include, but not be limited to,
3 assistance to industry clusters in the area.

4 (3) The ((~~board~~)) department shall work with workforce development
5 councils to develop implementation and funding strategies for purposes
6 of this section.

7 **Sec. 52.** RCW 28C.18.160 and 2009 c 238 s 2 are each amended to
8 read as follows:

9 (1) The opportunity internship program is created under this
10 section and RCW 28C.18.162 through 28C.18.168. The purpose of the
11 program is to provide incentives for opportunity internship consortia
12 to use existing resources to build educational and employment pipelines
13 to high-demand occupations in targeted industries for low-income high
14 school students. Three types of incentives are provided through the
15 program:

16 (a) Each opportunity internship graduate shall be eligible for up
17 to one year of financial assistance for postsecondary education as
18 provided in RCW 28B.92.084;

19 (b) Each opportunity internship graduate who completes a
20 postsecondary program of study shall receive a job interview with an
21 employer participating in an opportunity internship consortium that has
22 agreed to provide such interviews; and

23 (c) For each opportunity internship graduate who completes a
24 postsecondary program of study, obtains employment in a high-demand
25 occupation that pays a starting salary or wages of not less than thirty
26 thousand dollars per year, and remains employed for at least six
27 months, the participating opportunity internship consortium shall be
28 eligible to receive an incentive payment as provided in RCW 28C.18.168.

29 (2) The opportunity internship program shall be administered by the
30 ((~~board~~)) office and the ((~~board~~)) office may adopt rules to implement
31 the program.

32 **Sec. 53.** RCW 28C.18.162 and 2009 c 238 s 3 are each amended to
33 read as follows:

34 Unless the context clearly requires otherwise, the definitions in
35 this section apply throughout this section and RCW 28C.18.160 and
36 28C.18.164 through 28C.18.168.

1 (1) "High-demand occupation" means an occupation with a substantial
2 number of current or projected employment opportunities.

3 (2) "Low-income high school student" means a student who is
4 enrolled in grade(~~s~~) ten, eleven, or twelve in a public high school
5 and who qualifies for federal free or reduced-price meals. If a
6 student qualifies at the time the student begins participating in the
7 opportunity internship program, the student remains eligible even if
8 the student does not receive free or reduced-price meals thereafter.
9 To participate in the program, the student must remain enrolled in high
10 school until the student receives a high school diploma.

11 (3) "Office" means the office of student financial assistance.

12 (4) "Opportunity internship consortium" means a local consortium
13 formed for the purpose of participating in the opportunity internship
14 program and which may be composed of a local workforce development
15 council, economic development council, area high schools, community or
16 technical colleges, apprenticeship councils, preapprenticeship programs
17 such as running start for the trades, private vocational schools
18 licensed under chapter 28C.10 RCW, public and private four-year
19 institutions of higher education, employers in targeted industries, and
20 labor organizations.

21 (~~(4)~~) (5) "Opportunity internship graduate" means a low-income
22 high school student who successfully completes an opportunity
23 internship program and graduates from high school.

24 (~~(5)~~) (6) "Postsecondary program of study" means an undergraduate
25 or graduate certificate, apprenticeship, or degree program.

26 (~~(6)~~) (7) "Preapprenticeship" means a program of at least ninety
27 hours and not more than one hundred eighty hours in length that
28 provides practical experience, education, preparation, and the
29 development of skills that would be beneficial for entry into state-
30 approved apprenticeship programs, including but not limited to
31 construction industry structure and the construction process;
32 orientation to state-approved apprenticeship; tools of the various
33 trades and safe handling of power tools; and industry standards of
34 safety, responsibility, and craft excellence.

35 (~~(7)~~) (8) "Targeted industry" means a business or industry
36 identified by a local workforce development council as having high-
37 demand occupations that require candidates to have completed a
38 postsecondary program of study.

1 **Sec. 54.** RCW 28C.18.164 and 2010 1st sp.s. c 24 s 4 are each
2 amended to read as follows:

3 (1) Opportunity internship consortia may apply to the ((~~board~~))
4 office to offer an opportunity internship program.

5 (a) The ((~~board~~)) office, in consultation with the Washington state
6 apprenticeship and training council, may select those consortia that
7 demonstrate the strongest commitment and readiness to implement a high
8 quality opportunity internship program for low-income high school
9 students. The ((~~board~~)) office shall place a priority on consortia
10 with demonstrated experience working with similar populations of
11 students and demonstrated capacity to assist a large number of students
12 through the progression of internship or preapprenticeship, high school
13 graduation, postsecondary education, and retention in a high-demand
14 occupation. The ((~~board~~)) office shall place a priority on programs
15 that emphasize secondary career and technical education and
16 nonbaccalaureate postsecondary education; however, programs that target
17 four-year postsecondary degrees are eligible to participate.

18 (b)(i) Except as provided in (b)(ii) of this subsection (1), the
19 ((~~board~~)) office shall enter into a contract with each consortium
20 selected to participate in the program. No more than ten consortia per
21 year shall be selected to participate in the program, and to the extent
22 possible, the ((~~board~~)) office shall assure a geographic distribution
23 of consortia in regions across the state emphasizing a variety of
24 targeted industries. Each consortium may select no more than one
25 hundred low-income high school students per year to participate in the
26 program.

27 (ii) For fiscal years 2011 through 2013, the ((~~board~~)) office shall
28 enter into a contract with each consortium selected to participate in
29 the program. No more than twelve consortia per year shall be selected
30 to participate in the program, and to the extent possible, the
31 ((~~board~~)) office shall assure a geographic distribution of consortia in
32 regions across the state emphasizing a variety of targeted industries.
33 No more than five thousand low-income high school students per year may
34 be selected to participate in the program.

35 (2) Under the terms of an opportunity internship program contract,
36 an opportunity internship consortium shall commit to the following
37 activities which shall be conducted using existing federal, state,
38 local, or private funds available to the consortium:

1 (a) Identify high-demand occupations in targeted industries for
2 which opportunity internships or preapprenticeships shall be developed
3 and provided;

4 (b) Develop and implement the components of opportunity
5 internships, including paid or unpaid internships or preapprenticeships
6 of at least ninety hours in length in high-demand occupations with
7 employers in the consortium, mentoring and guidance for students who
8 participate in the program, assistance with applications for
9 postsecondary programs and financial aid, and a guarantee of a job
10 interview with a participating employer for all opportunity internship
11 graduates who successfully complete a postsecondary program of study;

12 (c) Once the internship or preapprenticeship components have been
13 developed, conduct outreach efforts to inform low-income high school
14 students about high-demand occupations, the opportunity internship
15 program, options for postsecondary programs of study, and the
16 incentives and opportunities provided to students who participate in
17 the program;

18 (d) Obtain appropriate documentation of the low-income status of
19 students who participate in the program;

20 (e) Maintain communication with opportunity internship graduates of
21 the consortium who enroll in postsecondary programs of study; and

22 (f) Submit an annual report to the (~~board~~) office on the progress
23 of and participation in the opportunity internship program of the
24 consortium.

25 (3) Opportunity internship consortia are encouraged to:

26 (a) Provide paid opportunity internships or preapprenticeships,
27 including during the summer months to encourage students to stay
28 enrolled in high school;

29 (b) Work with high schools to offer opportunity internships as
30 approved worksite learning experiences where students can earn high
31 school credit;

32 (c) Designate the local workforce development council as fiscal
33 agent for the opportunity internship program contract;

34 (d) Work with area high schools to incorporate the opportunity
35 internship program into comprehensive guidance and counseling programs
36 such as the navigation 101 program; and

37 (e) Coordinate the opportunity internship program with other
38 workforce development and postsecondary education programs, including

1 opportunity grants, the college bound scholarship program, federal
2 workforce investment act initiatives, and college access challenge
3 grants.

4 (4) The ((board)) office shall seek federal funds that may be used
5 to support the opportunity internship program, including providing the
6 incentive payments under RCW 28C.18.168.

7 **Sec. 55.** RCW 28C.18.166 and 2011 1st sp.s. c 11 s 242 are each
8 amended to read as follows:

9 On an annual basis, each opportunity internship consortium shall
10 provide the ((board)) office with a list of the opportunity internship
11 graduates from the consortium. ~~((The board shall compile the lists
12 from all consortia and shall notify the office of student financial
13 assistance of the eligibility of each graduate on the lists to receive
14 a state need grant under chapter 28B.92 RCW if the graduate enrolls in
15 a postsecondary program of study within one year of high school
16 graduation.))~~

17 **Sec. 56.** RCW 28C.18.168 and 2009 c 238 s 6 are each amended to
18 read as follows:

19 (1) On an annual basis, each opportunity internship consortium
20 shall provide the ((board)) office with a list of the opportunity
21 internship graduates from the consortium who have completed a
22 postsecondary program of study, obtained employment in a high-demand
23 occupation that pays a starting salary or wages of not less than thirty
24 thousand dollars per year, and remained employed for at least six
25 months.

26 (2) The ((board)) office shall verify the information on the lists
27 from each consortium. Subject to funds appropriated or otherwise
28 available for this purpose, the ((board)) office shall allocate to each
29 consortium an incentive payment of two thousand dollars for each
30 graduate on the consortium's list. In the event that insufficient
31 funds are appropriated to provide a full payment, the ((board)) office
32 shall prorate payments across all consortia and shall notify the
33 governor and the legislature of the amount of the shortfall.

34 (3) Opportunity internship consortia shall use the incentive
35 payments to continue operating opportunity internship programs.

1 **Sec. 57.** RCW 28C.18.170 and 2009 c 536 s 8 are each amended to
2 read as follows:

3 (1) The legislature directs the ((~~board~~)) department to create and
4 pilot green industry skill panels. These panels shall consist of
5 business representatives from industry sectors related to clean energy,
6 labor unions representing workers in those industries or labor
7 affiliates administering state-approved, joint apprenticeship programs
8 or labor-management partnership programs that train workers for these
9 industries, state and local veterans agencies, employer associations,
10 educational institutions, and local workforce development councils
11 within the region that the panels propose to operate, and other key
12 stakeholders as determined by the applicant. Any of these stakeholder
13 organizations are eligible to receive grants under this section and
14 serve as the intermediary that convenes and leads the panel. Panel
15 applicants must provide labor market and industry analysis that
16 demonstrates high demand, or demand of strategic importance to the
17 development of the state's clean energy economy as identified in this
18 section, for middle or high-wage occupations, or occupations that are
19 part of career pathways to the same, within the relevant industry
20 sector. The panel shall, in consultation with the department and the
21 leadership team:

22 (a) Conduct labor market and industry analyses, in consultation
23 with the employment security department, and drawing on the findings of
24 its research when available;

25 (b) Recommend strategies to meet the recruitment and training needs
26 of the industry and small businesses; and

27 (c) Recommend strategies to leverage and align other public and
28 private funding sources.

29 (2) The ((~~board~~)) department may prioritize workforce training
30 programs that lead to a credential, certificate, or degree in green
31 economy jobs. For purposes of this section, green economy jobs include
32 those in the primary industries of a green economy, including clean
33 energy, high-efficiency building, green transportation, and
34 environmental protection. Prioritization efforts may include but are
35 not limited to: (a) Prioritization of the use of high employer-demand
36 funding for workforce training programs in green economy jobs; (b)
37 increased outreach efforts to public utilities, education, labor,
38 government, and private industry to develop tailored, green job

1 training programs; and (c) increased outreach efforts to target
2 populations. Outreach efforts may be conducted in partnership with
3 local workforce development councils.

4 (3) The definitions in RCW 43.330.010 apply to this section.

5 **Sec. 58.** RCW 43.20.275 and 2006 c 239 s 3 are each amended to read
6 as follows:

7 (1) In collaboration with staff whom the office of financial
8 management may assign, and within funds made expressly available to the
9 state board for these purposes, the state board shall assist the
10 governor by convening and providing assistance to the council. The
11 council shall include one representative from each of the following
12 groups: Each of the commissions, the state board, the department, the
13 department of social and health services, the department of
14 (~~community, trade, and economic development~~) commerce, the health
15 care authority, the department of agriculture, the department of
16 ecology, the office of the superintendent of public instruction, the
17 department of early learning, (~~the workforce training and education~~
18 ~~coordinating board,~~) and two members of the public who will represent
19 the interests of health care consumers. The council is a class one
20 group under RCW 43.03.220. The two public members shall be paid per
21 diem and travel expenses in accordance with RCW 43.03.050 and
22 43.03.060. The council shall reflect diversity in race, ethnicity, and
23 gender. The governor or the governor's designee shall chair the
24 council.

25 (2) The council shall promote and facilitate communication,
26 coordination, and collaboration among relevant state agencies and
27 communities of color, and the private sector and public sector, to
28 address health disparities. The council shall conduct public hearings,
29 inquiries, studies, or other forms of information gathering to
30 understand how the actions of state government ameliorate or contribute
31 to health disparities. All state agencies must cooperate with the
32 council's efforts.

33 (3) The council with assistance from the state board, shall assess
34 through public hearings, review of existing data, and other means, and
35 recommend initiatives for improving the availability of culturally
36 appropriate health literature and interpretive services within public
37 and private health-related agencies.

1 (4) In order to assist with its work, the council shall establish
2 advisory committees to assist in plan development for specific issues
3 and shall include members of other state agencies and local
4 communities.

5 (5) The advisory committee shall reflect diversity in race,
6 ethnicity, and gender.

7 **Sec. 59.** RCW 43.21J.030 and 2007 c 341 s 62 and 2007 c 241 s 4 are
8 each reenacted and amended to read as follows:

9 (1) There is created the environmental enhancement and job creation
10 task force within the office of the governor. The purpose of the task
11 force is to provide a coordinated and comprehensive approach to
12 implementation of chapter 516, Laws of 1993. The task force shall
13 consist of the commissioner of public lands, the director of the
14 department of fish and wildlife, the director of the department of
15 ecology, the director of the parks and recreation commission, the
16 timber team coordinator, (~~the executive director of the workforce~~
17 ~~training and education coordinating board,~~) and the executive director
18 of the Puget Sound partnership, or their designees. The task force may
19 seek the advice of the following agencies and organizations: The
20 department of (~~community, trade, and economic development~~) commerce,
21 the conservation commission, the employment security department, the
22 recreation and conservation office, appropriate federal agencies,
23 appropriate special districts, the Washington state association of
24 counties, the association of Washington cities, labor organizations,
25 business organizations, timber-dependent communities, environmental
26 organizations, and Indian tribes. The governor shall appoint the task
27 force chair. Members of the task force shall serve without additional
28 pay. Participation in the work of the committee by agency members
29 shall be considered in performance of their employment. The governor
30 shall designate staff and administrative support to the task force and
31 shall solicit the participation of agency personnel to assist the task
32 force.

33 (2) The task force shall have the following responsibilities:

34 (a) Soliciting and evaluating, in accordance with the criteria set
35 forth in RCW 43.21J.040, requests for funds from the environmental and
36 forest restoration account and making distributions from the account.

1 The task force shall award funds for projects and training programs it
2 approves and may allocate the funds to state agencies for disbursement
3 and contract administration;

4 (b) Coordinating a process to assist state agencies and local
5 governments to implement effective environmental and forest restoration
6 projects funded under this chapter;

7 (c) Considering unemployment profile data provided by the
8 employment security department.

9 (3) Beginning July 1, 1994, the task force shall have the following
10 responsibilities:

11 (a) To solicit and evaluate proposals from state and local
12 agencies, private nonprofit organizations, and tribes for environmental
13 and forest restoration projects;

14 (b) To rank the proposals based on criteria developed by the task
15 force in accordance with RCW 43.21J.040; and

16 (c) To determine funding allocations for projects to be funded from
17 the account created in RCW 43.21J.020 and for projects or programs as
18 designated in the omnibus operating and capital appropriations acts.

19 **Sec. 60.** RCW 43.41.400 and 2009 c 548 s 201 are each amended to
20 read as follows:

21 (1) An education data center shall be established in the office of
22 financial management. The education data center shall jointly, with
23 the legislative evaluation and accountability program committee,
24 conduct collaborative analyses of early learning, K-12, and higher
25 education programs and education issues across the P-20 system, which
26 includes the department of early learning, the superintendent of public
27 instruction, the professional educator standards board, the state board
28 of education, the state board for community and technical colleges,
29 (~~the workforce training and education coordinating board,~~) the higher
30 education coordinating board, public and private nonprofit four-year
31 institutions of higher education, and the employment security
32 department. The education data center shall conduct collaborative
33 analyses under this section with the legislative evaluation and
34 accountability program committee and provide data electronically to the
35 legislative evaluation and accountability program committee, to the
36 extent permitted by state and federal confidentiality requirements.
37 The education data center shall be considered an authorized

1 representative of the state educational agencies in this section under
2 applicable federal and state statutes for purposes of accessing and
3 compiling student record data for research purposes.

4 (2) The education data center shall:

5 (a) In consultation with the legislative evaluation and
6 accountability program committee and the agencies and organizations
7 participating in the education data center, identify the critical
8 research and policy questions that are intended to be addressed by the
9 education data center and the data needed to address the questions;

10 (b) Coordinate with other state education agencies to compile and
11 analyze education data, including data on student demographics that is
12 disaggregated by distinct ethnic categories within racial subgroups,
13 and complete P-20 research projects;

14 (c) Collaborate with the legislative evaluation and accountability
15 program committee and the education and fiscal committees of the
16 legislature in identifying the data to be compiled and analyzed to
17 ensure that legislative interests are served;

18 (d) Annually provide to the K-12 data governance group a list of
19 data elements and data quality improvements that are necessary to
20 answer the research and policy questions identified by the education
21 data center and have been identified by the legislative committees in
22 (c) of this subsection. Within three months of receiving the list, the
23 K-12 data governance group shall develop and transmit to the education
24 data center a feasibility analysis of obtaining or improving the data,
25 including the steps required, estimated time frame, and the financial
26 and other resources that would be required. Based on the analysis, the
27 education data center shall submit, if necessary, a recommendation to
28 the legislature regarding any statutory changes or resources that would
29 be needed to collect or improve the data;

30 (e) Monitor and evaluate the education data collection systems of
31 the organizations and agencies represented in the education data center
32 ensuring that data systems are flexible, able to adapt to evolving
33 needs for information, and to the extent feasible and necessary,
34 include data that are needed to conduct the analyses and provide
35 answers to the research and policy questions identified in (a) of this
36 subsection;

37 (f) Track enrollment and outcomes through the public centralized
38 higher education enrollment system;

1 (g) Assist other state educational agencies' collaborative efforts
2 to develop a long-range enrollment plan for higher education including
3 estimates to meet demographic and workforce needs;

4 (h) Provide research that focuses on student transitions within and
5 among the early learning, K-12, and higher education sectors in the P-
6 20 system; and

7 (i) Make recommendations to the legislature as necessary to help
8 ensure the goals and objectives of this section and RCW 28A.655.210 and
9 28A.300.507 are met.

10 (3) The department of early learning, superintendent of public
11 instruction, professional educator standards board, state board of
12 education, state board for community and technical colleges,
13 (~~workforce training and education coordinating board,~~) higher
14 education coordinating board, public four-year institutions of higher
15 education, and employment security department shall work with the
16 education data center to develop data-sharing and research agreements,
17 consistent with applicable security and confidentiality requirements,
18 to facilitate the work of the center. Private, nonprofit institutions
19 of higher education that provide programs of education beyond the high
20 school level leading at least to the baccalaureate degree and are
21 accredited by the Northwest association of schools and colleges or
22 their peer accreditation bodies may also develop data-sharing and
23 research agreements with the education data center, consistent with
24 applicable security and confidentiality requirements. The education
25 data center shall make data from collaborative analyses available to
26 the education agencies and institutions that contribute data to the
27 education data center to the extent allowed by federal and state
28 security and confidentiality requirements applicable to the data of
29 each contributing agency or institution.

30 **Sec. 61.** RCW 43.60A.151 and 2007 c 451 s 3 are each amended to
31 read as follows:

32 (1) The department shall assist veterans enrolled in the veterans
33 conservation corps with obtaining employment in conservation programs
34 and projects that restore Washington's natural habitat, maintain and
35 steward local, state, and federal forest lands and other outdoor lands,
36 maintain and improve urban and suburban storm water management
37 facilities and other water management facilities, and other

1 environmental maintenance, stewardship, and restoration projects. The
2 department shall consult with (~~the workforce training and education~~
3 ~~coordinating board,~~) the state board for community and technical
4 colleges, the higher education coordinating board, the employment
5 security department, and other state agencies administering
6 conservation corps programs, to incorporate training, education, and
7 certification in environmental restoration and management fields into
8 the program. The department may enter into agreements with community
9 colleges, private schools, state or local agencies, or other entities
10 to provide training and educational courses as part of the enrollee
11 benefits from the program.

12 (2) The department may receive gifts, grants, federal funds, or
13 other moneys from public or private sources, for the use and benefit of
14 the veterans conservation corps program. The funds shall be deposited
15 to the veterans conservation corps account created in RCW 43.60A.153.

16 (3) The department shall submit a report to the appropriate
17 committees of the legislature by December 1, 2008, on the status of the
18 veterans conservation corps program, including the number of enrollees
19 employed in projects, training provided, certifications earned,
20 employment placements achieved, program funding provided from all
21 sources, and the results of the pilot project authorized in section 4,
22 chapter 451, Laws of 2007.

23 **Sec. 62.** RCW 43.162.010 and 2011 c 311 s 2 are each amended to
24 read as follows:

25 (1) The Washington state economic development commission is
26 established to assist the governor and legislature by providing
27 leadership, direction, and guidance on a long-term and systematic
28 approach to economic development that will result in enduring global
29 competitiveness, prosperity, and economic opportunity for all the
30 state's citizens.

31 (2)(a) The commission consists of twenty-four members. Fifteen of
32 the members must be voting members appointed by the governor as
33 follows: Eight representatives of the private sector, one
34 representative of labor from east of the crest of the Cascade mountains
35 and one representative of labor from west of the crest of the Cascade
36 mountains, one representative of port districts, one representative of
37 four-year state public higher education, one representative of state

1 community or technical colleges, one representative with expertise in
2 international trade, and one representative of associate development
3 organizations. The director of the department of commerce, (~~the~~
4 ~~director of the workforce training and education coordinating board,~~)
5 the commissioner of the employment security department, the secretary
6 of the department of transportation, the director of the department of
7 agriculture, and the chairs and ranking minority members of the
8 standing committees of the house of representatives and the senate
9 overseeing economic development policies must serve as nonvoting ex
10 officio members.

11 (b) Members may not designate alternates, substitutes, or
12 surrogates. However, members may participate in a meeting by
13 conference telephone or similar communications equipment so that all
14 persons participating in the meeting can hear each other at the same
15 time. Participation by that method constitutes presence in person at
16 a meeting.

17 (c) The chair of the commission must be a private sector voting
18 member selected by the governor with the consent of the senate, and
19 shall serve at the pleasure of the governor. A vice chair must be
20 elected by members of the commission but may not be the director of an
21 executive branch agency or a member of the legislature. The vice chair
22 must exercise the duties of the commission chair in his or her absence.

23 (d) In making the appointments, the governor must consult with the
24 commission and with organizations that have an interest in economic
25 development, including, but not limited to, industry associations,
26 labor organizations, minority business associations, economic
27 development councils, chambers of commerce, port associations, tribes,
28 and the chairs of the legislative committees with jurisdiction over
29 economic development.

30 (e) The members must be representative of the geographic regions of
31 the state, including eastern and central Washington, as well as
32 represent the ethnic diversity of the state. Private sector members
33 must represent existing and emerging industries, small businesses,
34 women-owned businesses, and minority-owned businesses. Members of the
35 commission must serve statewide interests while preserving their
36 diverse perspectives, and must be recognized leaders in their fields
37 with demonstrated experience in economic development, innovation, or
38 disciplines related to economic development.

1 (3) Members appointed by the governor serve at the pleasure of the
2 governor for not more than two consecutive three-year terms, except
3 that, as determined by the governor, the terms of four of the
4 appointees on the commission on July 22, 2011, expire in 2012, the
5 terms of four of the appointees on the commission on July 22, 2011,
6 expire in 2013, and the terms of three of the appointees on the
7 commission on July 22, 2011, expire in 2014. Thereafter all terms are
8 for three years. Vacancies must be filled in the same manner as the
9 original appointments.

10 (4) The commission may establish committees as it desires, and may
11 invite nonmembers of the commission to serve as committee members.

12 (5) The executive director of the commission must be appointed by
13 the governor with the consent of the commission. The salary of the
14 executive director must be set by the governor with the consent of the
15 commission. The governor may dismiss the executive director only with
16 the approval of a majority vote of the commission. The commission, by
17 a majority vote, may dismiss the executive director with the approval
18 of the governor. The commission must evaluate the performance of the
19 executive director in a manner consistent with the process used by the
20 governor to evaluate the performance of agency directors.

21 (6) The commission may adopt policies and procedures for its own
22 governance.

23 **Sec. 63.** RCW 43.162.020 and 2011 c 311 s 5 are each amended to
24 read as follows:

25 (1) The commission must concentrate its major efforts on strategic
26 planning, policy research and analysis, advocacy, evaluation, and
27 promoting coordination and collaboration.

28 (2) During each regular legislative session, the commission must
29 consult with appropriate legislative committees about the state's
30 economic development needs and opportunities.

31 (3)(a) By October 1st of each even-numbered year, the commission
32 must submit to the governor and legislature a biennial comprehensive
33 statewide economic development strategy with a report on progress from
34 the previous comprehensive strategy.

35 (b) The comprehensive statewide economic development strategy must
36 include the industry clusters in the state and the strategic clusters
37 targeted by the commission for economic development efforts. The

1 commission must (~~consult with the workforce training and education~~
2 ~~coordinating board and~~) include labor market and economic information
3 by the employment security department in developing the list of
4 clusters and strategic clusters that meet the criteria identified by
5 the working group convened by the economic development commission (~~and~~
6 ~~the workforce training and education coordinating board~~) under chapter
7 43.330 RCW.

8 (4)(a) In developing the comprehensive statewide economic
9 development strategy, the commission must use, but may not be limited
10 to: Economic, labor market, and populations trend reports in office of
11 financial management forecasts; the annual state economic climate
12 report prepared by the economic climate council; joint office of
13 financial management and employment security department labor force,
14 industry employment, and occupational forecasts; the results of
15 scientifically based outcome evaluations; the needs of industry
16 associations, industry clusters, businesses, and employees as evidenced
17 in formal surveys and other input.

18 (b) The comprehensive statewide economic development strategy may
19 include:

20 (i) An assessment of the state's economic vitality;

21 (ii) Recommended goals, objectives, and priorities for the next
22 biennium, and the future;

23 (iii) A common set of outcomes and benchmarks for the economic
24 development system as a whole;

25 (iv) Recommendations for removing barriers and promoting
26 collaboration among participants in the innovation ecosystem;

27 (v) An inventory of existing relevant programs compiled by the
28 commission from materials submitted by agencies;

29 (vi) Recommendations for expanding, discontinuing, or redirecting
30 existing programs, or adding new programs; and

31 (vii) Recommendations of best practices and public and private
32 sector roles in implementing the comprehensive statewide economic
33 development strategy.

34 (5) In developing the biennial statewide economic development
35 strategy, plans, inventories, assessments, and policy research, the
36 commission must consult, collaborate, and coordinate with relevant
37 state agencies, private sector businesses, nonprofit organizations

1 involved in economic development, trade associations, and relevant
2 local organizations in order to avoid duplication of effort.

3 (6) State agencies must cooperate with the commission and provide
4 information as the commission may reasonably request.

5 (7) The commission must develop a biennial budget request for
6 approval by the office of financial management. The commission must
7 adopt an annual budget and work plan in accordance with the omnibus
8 appropriations bill approved by the legislature.

9 (8)(a) The commission and its fiscal agent must jointly develop and
10 adopt a memorandum of understanding to outline and establish clear
11 lines of authority and responsibility between them related to budget
12 and administrative services.

13 (b) The memorandum of understanding may not provide any additional
14 grant of authorities to the commission or the fiscal agent that is not
15 already provided for by statute, nor diminish any authorities or powers
16 granted to either party by statute.

17 (c) Periodically, but not less often than biannually, the
18 commission and fiscal agent must review the memorandum of understanding
19 and, if necessary, recommend changes to the other party.

20 (d) As provided generally under RCW 43.162.015, the executive
21 director of the commission must report solely to the governor and the
22 commissioners on matters pertaining to commission operations.

23 (9) To maintain its objectivity and concentration on strategic
24 planning, policy research and analysis, and evaluation, the commission
25 may not take an administrative role in the delivery of services.
26 However, subject to available resources and consistent with its work
27 plan, the commission or the executive director may conduct outreach
28 activities such as regional forums and best practices seminars.

29 (10) The commission must evaluate its own performance on a regular
30 basis.

31 (11) The commission may accept gifts, grants, donations,
32 sponsorships, or contributions from any federal, state, or local
33 governmental agency or program, or any private source, and expend the
34 same for any purpose consistent with this chapter.

35 **Sec. 64.** RCW 43.330.090 and 2010 1st sp.s. c 7 s 59 are each
36 amended to read as follows:

37 (1) The department shall work with private sector organizations,

1 industry and sector associations, federal agencies, state agencies that
2 use a sector-based approach to service delivery, local governments,
3 local associate development organizations, and higher education and
4 training institutions in the development of industry sector-based
5 strategies to diversify the economy, facilitate technology transfer and
6 diffusion, and increase value-added production. The industry sectors
7 targeted by the department may include, but are not limited to,
8 aerospace, agriculture, food processing, forest products, marine
9 services, health and biomedical, software, digital and interactive
10 media, transportation and distribution, and microelectronics. The
11 department shall, on a continuing basis, evaluate the potential return
12 to the state from devoting additional resources to an industry sector-
13 based approach to economic development and identifying and assisting
14 additional sectors.

15 (2) The department's sector-based strategies shall include, but not
16 be limited to, cluster-based strategies that focus on assisting
17 regional industry sectors and related firms and institutions that meet
18 the definition of an industry cluster in this section and based on
19 criteria identified by the working group established in this chapter.

20 (3)(a) The department shall promote, market, and encourage growth
21 in the production of films and videos, as well as television
22 commercials within the state; to this end the department is directed to
23 assist in the location of a film and video production studio within the
24 state.

25 (b) The department may, in carrying out its efforts to encourage
26 film and video production in the state, solicit and receive gifts,
27 grants, funds, fees, and endowments, in trust or otherwise, from
28 tribal, local, or other governmental entities, as well as private
29 sources, and may expend the same or any income therefrom for the
30 encouragement of film and video production. All revenue received for
31 such purposes shall be deposited into the film and video promotion
32 account created in RCW 43.330.092.

33 (4) In assisting in the development of regional and statewide
34 industry cluster-based strategies, the department's activities shall
35 include, but are not limited to:

36 (a) Facilitating regional focus group discussions and conducting
37 studies to identify industry clusters, appraise the current information

1 linkages within a cluster, and identify issues of common concern within
2 a cluster;

3 (b) Supporting industry and cluster associations, publications of
4 association and cluster directories, and related efforts to create or
5 expand the activities of industry and cluster associations;

6 (c) Administering a competitive grant program to fund economic
7 development activities designed to further regional cluster growth. In
8 administering the program, the department shall work with the economic
9 development commission, (~~the workforce training and education~~
10 ~~coordinating board,~~) the state board for community and technical
11 colleges, the employment security department, business, and labor.

12 (i) The department shall seek recommendations on criteria for
13 evaluating applications for grant funds and recommend applicants for
14 receipt of grant funds. Criteria shall include not duplicating the
15 purpose or efforts of industry skill panels.

16 (ii) Applicants must include organizations from at least two
17 counties and participants from the local business community. Eligible
18 organizations include, but are not limited to, local governments,
19 economic development councils, chambers of commerce, federally
20 recognized Indian tribes, workforce development councils, and
21 educational institutions.

22 (iii) Applications must evidence financial participation of the
23 partner organizations.

24 (iv) Eligible activities include the formation of cluster economic
25 development partnerships, research and analysis of economic development
26 needs of the cluster, the development of a plan to meet the economic
27 development needs of the cluster, and activities to implement the plan.

28 (v) Priority shall be given to applicants that complement industry
29 skill panels and will use the grant funds to build linkages and joint
30 projects.

31 (vi) The maximum amount of a grant is one hundred thousand dollars.

32 (vii) A maximum of one hundred thousand dollars total can go to
33 King, Pierce, Kitsap, and Snohomish counties combined.

34 (viii) No more than ten percent of funds received for the grant
35 program may be used by the department for administrative costs.

36 (5) As used in this chapter, "industry cluster" means a geographic
37 concentration of interconnected companies in a single industry, related

1 businesses in other industries, including suppliers and customers, and
2 associated institutions, including government and education.

3 **Sec. 65.** RCW 43.330.145 and 1997 c 58 s 323 are each amended to
4 read as follows:

5 (1) The department shall ensure that none of its rules or practices
6 act to exclude recipients of temporary assistance for needy families
7 from any small business loan opportunities or entrepreneurial
8 assistance it makes available through its community development block
9 grant program or otherwise provides using state or federal resources.
10 The department shall encourage local administrators of microlending
11 programs using public funds to conduct outreach activities to encourage
12 recipients of temporary assistance for needy families to explore self-
13 employment as an option. The department shall compile information on
14 private and public sources of entrepreneurial assistance and loans for
15 start-up businesses and provide the department of social and health
16 services with the information for dissemination to recipients of
17 temporary assistance for needy families.

18 (2) The department shall, as part of its industrial recruitment
19 efforts, (~~work with the workforce training and education coordinating~~
20 ~~board to~~)) identify the skill sets needed by companies locating in the
21 state. The department shall provide the department of social and
22 health services with the information about the companies' needs in
23 order that recipients of public assistance and service providers
24 assisting such recipients through training and placement programs may
25 be informed and respond accordingly. The department shall work with
26 the state board for community and technical colleges, the job skills
27 program, the employment security department, and other employment and
28 training programs to facilitate the inclusion of recipients of
29 temporary assistance for needy families in relevant training that would
30 make them good employees for recruited firms.

31 (3) The department shall perform the duties under this section
32 within available funds.

33 **Sec. 66.** RCW 43.330.280 and 2009 c 565 s 14 and 2009 c 72 s 2 are
34 each reenacted and amended to read as follows:

35 (1) The Washington state economic development commission shall,

1 with the advice of an innovation partnership advisory group selected by
2 the commission:

3 (a) Provide information and advice to the department of commerce to
4 assist in the implementation of the innovation partnership zone
5 program, including criteria to be used in the selection of grant
6 applicants for funding;

7 (b) Document clusters of companies throughout the state that have
8 comparative competitive advantage or the potential for comparative
9 competitive advantage, using the process and criteria for identifying
10 strategic clusters developed by the working group specified in
11 subsection (2) of this section;

12 (c) Conduct an innovation opportunity analysis to identify (i) the
13 strongest current intellectual assets and research teams in the state
14 focused on emerging technologies and their commercialization, and (ii)
15 faculty and researchers that could increase their focus on
16 commercialization of technology if provided the appropriate technical
17 assistance and resources;

18 (d) Based on its findings and analysis, and in conjunction with the
19 higher education coordinating board and research institutions:

20 (i) Develop a plan to build on existing, and develop new,
21 intellectual assets and innovation research teams in the state in
22 research areas where there is a high potential to commercialize
23 technologies. The commission shall present the plan to the governor
24 and legislature by December 31, 2009. The higher education
25 coordinating board shall be responsible for implementing the plan in
26 conjunction with the publicly funded research institutions in the
27 state. The plan shall address the following elements and such other
28 elements as the commission deems important:

29 (A) Specific mechanisms to support, enhance, or develop innovation
30 research teams and strengthen their research and commercialization
31 capacity in areas identified as useful to strategic clusters and
32 innovative firms in the state;

33 (B) Identification of the funding necessary for laboratory
34 infrastructure needed to house innovation research teams;

35 (C) Specification of the most promising research areas meriting
36 enhanced resources and recruitment of significant entrepreneurial
37 researchers to join or lead innovation research teams;

1 (D) The most productive approaches to take in the recruitment, in
2 the identified promising research areas, of a minimum of ten
3 significant entrepreneurial researchers over the next ten years to join
4 or lead innovation research teams;

5 (E) Steps to take in solicitation of private sector support for the
6 recruitment of entrepreneurial researchers and the commercialization
7 activity of innovation research teams; and

8 (F) Mechanisms for ensuring the location of innovation research
9 teams in innovation partnership zones;

10 (ii) Provide direction for the development of comprehensive
11 entrepreneurial assistance programs at research institutions. The
12 programs may involve multidisciplinary students, faculty,
13 entrepreneurial researchers, entrepreneurs, and investors in building
14 business models and evolving business plans around innovative ideas.
15 The programs may provide technical assistance and the support of an
16 entrepreneur-in-residence to innovation research teams and offer
17 entrepreneurial training to faculty, researchers, undergraduates, and
18 graduate students. Curriculum leading to a certificate in
19 entrepreneurship may also be offered;

20 (e) Develop performance measures to be used in evaluating the
21 performance of innovation research teams, the implementation of the
22 plan and programs under (d)(i) and (ii) of this subsection, and the
23 performance of innovation partnership zone grant recipients, including
24 but not limited to private investment measures, business initiation
25 measures, job creation measures, and measures of innovation such as
26 licensing of ideas in research institutions, patents, or other
27 recognized measures of innovation. The performance measures developed
28 shall be consistent with the economic development commission's
29 comprehensive plan for economic development and its standards and
30 metrics for program evaluation. The commission shall report to the
31 legislature and the governor by June 30, 2009, on the measures
32 developed; and

33 (f) Using the performance measures developed, perform a biennial
34 assessment and report, the first of which shall be due December 31,
35 2012, on:

36 (i) Commercialization of technologies developed at state
37 universities, found at other research institutions in the state, and
38 facilitated with public assistance at existing companies;

1 (ii) Outcomes of the funding of innovation research teams and
2 recruitment of significant entrepreneurial researchers;

3 (iii) Comparison with other states of Washington's outcomes from
4 the innovation research teams and efforts to recruit significant
5 entrepreneurial researchers; and

6 (iv) Outcomes of the grants for innovation partnership zones.
7 The report shall include recommendations for modifications of chapter
8 227, Laws of 2007 and of state commercialization efforts that would
9 enhance the state's economic competitiveness.

10 (2) The economic development commission (~~(and the workforce~~
11 ~~training and education coordinating board)~~) shall (~~(jointly)~~) convene
12 a working group to:

13 (a) Specify the process and criteria for identification of substate
14 geographic concentrations of firms or employment in an industry and the
15 industry's customers, suppliers, supporting businesses, and
16 institutions, which process will include the use of labor market
17 information from the employment security department and local labor
18 markets; and

19 (b) Establish criteria for identifying strategic clusters which are
20 important to economic prosperity in the state, considering cluster
21 size, growth rate, and wage levels among other factors.

22 **Sec. 67.** RCW 43.330.310 and 2010 c 187 s 2 are each amended to
23 read as follows:

24 (1) The legislature establishes a comprehensive green economy jobs
25 growth initiative based on the goal of, by 2020, increasing the number
26 of green economy jobs to twenty-five thousand from the eight thousand
27 four hundred green economy jobs the state had in 2004.

28 (2) The department, in consultation with the employment security
29 department, (~~(the state workforce training and education coordinating~~
30 ~~board,~~) the state board for community and technical colleges, and the
31 higher education coordinating board, shall develop a defined list of
32 terms, consistent with current workforce and economic development
33 terms, associated with green economy industries and jobs.

34 (3)(a) The employment security department, in consultation with the
35 department, (~~(the state workforce training and education coordinating~~
36 ~~board,~~) the state board for community and technical colleges, the
37 higher education coordinating board, Washington State University small

1 business development center, and the Washington State University
2 extension energy program, shall conduct labor market research to
3 analyze the current labor market and projected job growth in the green
4 economy, the current and projected recruitment and skill requirement of
5 green economy industry employers, the wage and benefits ranges of jobs
6 within green economy industries, and the education and training
7 requirements of entry-level and incumbent workers in those industries.

8 (i) The employment security department shall conduct an analysis of
9 occupations in the forest products industry to: (A) Determine key
10 growth factors and employment projections in the industry; and (B)
11 define the education and skill standards required for current and
12 emerging green occupations in the industry.

13 (ii) The term "forest products industry" must be given a broad
14 interpretation when implementing (a)(i) of this subsection and
15 includes, but is not limited to, businesses that grow, manage, harvest,
16 transport, and process forest, wood, and paper products.

17 (b) The University of Washington business and economic development
18 center shall: Analyze the current opportunities for and participation
19 in the green economy by minority and women-owned business enterprises
20 in Washington; identify existing barriers to their successful
21 participation in the green economy; and develop strategies with
22 specific policy recommendations to improve their successful
23 participation in the green economy. The research may be informed by
24 the research of the Puget Sound regional council prosperity
25 partnership, as well as other entities. The University of Washington
26 business and economic development center shall report to the
27 appropriate committees of the house of representatives and the senate
28 on their research, analysis, and recommendations by December 1, 2008.

29 (4) Based on the findings from subsection (3) of this section, the
30 employment security department, in consultation with the department and
31 taking into account the requirements and goals of chapter 14, Laws of
32 2008 and other state clean energy and energy efficiency policies, shall
33 propose which industries will be considered high-demand green
34 industries, based on current and projected job creation and their
35 strategic importance to the development of the state's green economy.
36 The employment security department and the department shall take into
37 account which jobs within green economy industries will be considered
38 high-wage occupations and occupations that are part of career pathways

1 to the same, based on family-sustaining wage and benefits ranges.
2 These designations, and the results of the employment security
3 department's broader labor market research, shall inform the planning
4 and strategic direction of the department, (~~the state workforce~~
5 ~~training and education coordinating board,~~) the state board for
6 community and technical colleges, and the higher education coordinating
7 board.

8 (5) The department shall identify emerging technologies and
9 innovations that are likely to contribute to advancements in the green
10 economy, including the activities in designated innovation partnership
11 zones established in RCW 43.330.270.

12 (6) The department, consistent with the priorities established by
13 the state economic development commission, shall:

14 (a) Develop targeting criteria for existing investments, and make
15 recommendations for new or expanded financial incentives and
16 comprehensive strategies, to recruit, retain, and expand green economy
17 industries and small businesses; and

18 (b) Make recommendations for new or expanded financial incentives
19 and comprehensive strategies to stimulate research and development of
20 green technology and innovation, including designating innovation
21 partnership zones linked to the green economy.

22 (7) For the purposes of this section, "target populations" means
23 (a) entry-level or incumbent workers in high-demand green industries
24 who are in, or are preparing for, high-wage occupations; (b) dislocated
25 workers in declining industries who may be retrained for high-wage
26 occupations in high-demand green industries; (c) dislocated
27 agriculture, timber, or energy sector workers who may be retrained for
28 high-wage occupations in high-demand green industries; (d) eligible
29 veterans or national guard members; (e) disadvantaged populations; or
30 (f) anyone eligible to participate in the state opportunity grant
31 program under RCW 28B.50.271.

32 (8) The legislature directs the (~~state workforce training and~~
33 ~~education coordinating board~~) department of commerce to create and
34 pilot green industry skill panels. These panels shall consist of
35 business representatives from: Green industry sectors, including but
36 not limited to forest product companies, companies engaged in energy
37 efficiency and renewable energy production, companies engaged in
38 pollution prevention, reduction, and mitigation, and companies engaged

1 in green building work and green transportation; labor unions
2 representing workers in those industries or labor affiliates
3 administering state-approved, joint apprenticeship programs or labor-
4 management partnership programs that train workers for these
5 industries; state and local veterans agencies; employer associations;
6 educational institutions; and local workforce development councils
7 within the region that the panels propose to operate; and other key
8 stakeholders as determined by the applicant. Any of these stakeholder
9 organizations are eligible to receive grants under this section and
10 serve as the intermediary that convenes and leads the panel. Panel
11 applicants must provide labor market and industry analysis that
12 demonstrates high demand, or demand of strategic importance to the
13 development of the state's clean energy economy as identified in this
14 section, for high-wage occupations, or occupations that are part of
15 career pathways to the same, within the relevant industry sector. The
16 panel shall:

17 (a) Conduct labor market and industry analyses, in consultation
18 with the employment security department, and drawing on the findings of
19 its research when available;

20 (b) Plan strategies to meet the recruitment and training needs of
21 the industry and small businesses; and

22 (c) Leverage and align other public and private funding sources.

23 (9) The green industries jobs training account is created in the
24 state treasury. Moneys from the account must be utilized to supplement
25 the state opportunity grant program established under RCW 28B.50.271.
26 All receipts from appropriations directed to the account must be
27 deposited into the account. Expenditures from the account may be used
28 only for the activities identified in this subsection. The state board
29 for community and technical colleges, (~~in consultation with the state~~
30 ~~workforce training and education coordinating board,~~) informed by the
31 research of the employment security department and the strategies
32 developed in this section, may authorize expenditures from the account.
33 The state board for community and technical colleges must distribute
34 grants from the account on a competitive basis.

35 (a)(i) Allowable uses of these grant funds, which should be used
36 when other public or private funds are insufficient or unavailable, may
37 include:

38 (A) Curriculum development;

1 (B) Transitional jobs strategies for dislocated workers in
2 declining industries who may be retrained for high-wage occupations in
3 green industries;

4 (C) Workforce education to target populations; and

5 (D) Adult basic and remedial education as necessary linked to
6 occupation skills training.

7 (ii) Allowable uses of these grant funds do not include student
8 assistance and support services available through the state opportunity
9 grant program under RCW 28B.50.271.

10 (b) Applicants eligible to receive these grants may be any
11 organization or a partnership of organizations that has demonstrated
12 expertise in:

13 (i) Implementing effective education and training programs that
14 meet industry demand; and

15 (ii) Recruiting and supporting, to successful completion of those
16 training programs carried out under these grants, the target
17 populations of workers.

18 (c) In awarding grants from the green industries jobs training
19 account, the state board for community and technical colleges shall
20 give priority to applicants that demonstrate the ability to:

21 (i) Use labor market and industry analysis developed by the
22 employment security department and green industry skill panels in the
23 design and delivery of the relevant education and training program, and
24 otherwise utilize strategies developed by green industry skill panels;

25 (ii) Leverage and align existing public programs and resources and
26 private resources toward the goal of recruiting, supporting, educating,
27 and training target populations of workers;

28 (iii) Work collaboratively with other relevant stakeholders in the
29 regional economy;

30 (iv) Link adult basic and remedial education, where necessary, with
31 occupation skills training;

32 (v) Involve employers and, where applicable, labor unions in the
33 determination of relevant skills and competencies and, where relevant,
34 the validation of career pathways; and

35 (vi) Ensure that supportive services, where necessary, are
36 integrated with education and training and are delivered by
37 organizations with direct access to and experience with the targeted
38 population of workers.

1 **Sec. 68.** RCW 43.330.375 and 2010 c 187 s 3 are each amended to
2 read as follows:

3 (1) The department (~~(and the workforce board)~~) must:

4 (a) Coordinate efforts across the state to ensure that federal
5 training and education funds are captured and deployed in a focused and
6 effective manner in order to support green economy projects and
7 accomplish the goals of the evergreen jobs initiative;

8 (b) Accelerate and coordinate efforts by state and local
9 organizations to identify, apply for, and secure all sources of funds,
10 particularly those created by the 2009 American recovery and
11 reinvestment act, and to ensure that distributions of funding to local
12 organizations are allocated in a manner that is time-efficient and
13 user-friendly for the local organizations. Local organizations
14 eligible to receive support include but are not limited to:

15 (i) Associate development organizations;

16 (ii) Workforce development councils;

17 (iii) Public utility districts; and

18 (iv) Community action agencies;

19 (c) Support green economy projects at both the state and local
20 level by developing a process and a framework to provide, at a minimum:

21 (i) Administrative and technical assistance;

22 (ii) Assistance with and expediting of permit processes; and

23 (iii) Priority consideration of opportunities leading to exportable
24 green economy goods and services, including renewable energy
25 technology;

26 (d) Coordinate local and state implementation of projects using
27 federal funds to ensure implementation is time-efficient and user-
28 friendly for local organizations;

29 (e) Emphasize through both support and outreach efforts, projects
30 that:

31 (i) Have a strong and lasting economic or environmental impact;

32 (ii) Lead to a domestically or internationally exportable good or
33 service, including renewable energy technology;

34 (iii) Create training programs leading to a credential,
35 certificate, or degree in a green economy field;

36 (iv) Strengthen the state's competitiveness in a particular sector
37 or cluster of the green economy;

- 1 (v) Create employment opportunities for veterans, members of the
2 national guard, and low-income and disadvantaged populations;
- 3 (vi) Comply with prevailing wage provisions of chapter 39.12 RCW;
- 4 (vii) Ensure at least fifteen percent of labor hours are performed
5 by apprentices;
- 6 (f) Identify emerging technologies and innovations that are likely
7 to contribute to advancements in the green economy, including the
8 activities in designated innovation partnership zones established in
9 RCW 43.330.270;
- 10 (g) Identify barriers to the growth of green jobs in traditional
11 industries such as the forest products industry;
- 12 (h) Identify statewide performance metrics for projects receiving
13 agency assistance. Such metrics may include:
 - 14 (i) The number of new green jobs created each year, their wage
15 levels, and, to the extent determinable, the percentage of new green
16 jobs filled by veterans, members of the national guard, and low-income
17 and disadvantaged populations;
 - 18 (ii) The total amount of new federal funding secured, the
19 respective amounts allocated to the state and local levels, and the
20 timeliness of deployment of new funding by state agencies to the local
21 level;
 - 22 (iii) The timeliness of state deployment of funds and support to
23 local organizations; and
 - 24 (iv) If available, the completion rates, time to completion, and
25 training-related placement rates for green economy postsecondary
26 training programs;
 - 27 (i) Identify strategies to allocate existing and new funding
28 streams for green economy workforce training programs and education to
29 emphasize those leading to a credential, certificate, or degree in a
30 green economy field;
 - 31 (j) Identify and implement strategies to allocate existing and new
32 funding streams for workforce development councils and associate
33 development organizations to increase their effectiveness and
34 efficiency and increase local capacity to respond rapidly and
35 comprehensively to opportunities to attract green jobs to local
36 communities;
 - 37 (k) Develop targeting criteria for existing investments that are

1 consistent with the economic development commission's economic
2 development strategy and the goals of this section and RCW 28C.18.170
3 (as recodified by this act), 28B.50.281, and 49.04.200; and

4 (1) Make and support outreach efforts so that residents of
5 Washington, particularly members of target populations, become aware of
6 educational and employment opportunities identified and funded through
7 the evergreen jobs act.

8 (2) The department and the workforce board must provide semiannual
9 performance reports to the governor and appropriate committees of the
10 legislature on:

11 (a) Actual statewide performance based on the performance measures
12 identified in subsection (1)(h) of this section;

13 (b) How the state is emphasizing and supporting projects that lead
14 to a domestically or internationally exportable good or service,
15 including renewable energy technology;

16 (c) A list of projects supported, created, or funded in furtherance
17 of the goals of the evergreen jobs initiative and the actions taken by
18 state and local organizations, including the effectiveness of state
19 agency support provided to local organizations as directed in
20 subsection (1)(b) and (c) of this section;

21 (d) Recommendations for new or expanded financial incentives and
22 comprehensive strategies to:

23 (i) Recruit, retain, and expand green economy industries and small
24 businesses; and

25 (ii) Stimulate research and development of green technology and
26 innovation, which may include designating innovation partnership zones
27 linked to the green economy;

28 (e) Any information that associate development organizations and
29 workforce development councils choose to provide to appropriate
30 legislative committees regarding the effectiveness, timeliness, and
31 coordination of support provided by state agencies under this section
32 and RCW 28C.18.170 (as recodified by this act), 28B.50.281, and
33 49.04.200; and

34 (f) Any recommended statutory changes necessary to increase the
35 effectiveness of the evergreen jobs initiative and state responsiveness
36 to local agencies and organizations.

37 (3) The definitions, designations, and results of the employment
38 security department's broader labor market research under RCW

1 43.330.010 shall inform the planning and strategic direction of the
2 department, (~~the state workforce training and education coordinating~~
3 ~~board,~~) the state board for community and technical colleges, and the
4 higher education coordinating board.

5 **Sec. 69.** RCW 49.04.010 and 2011 1st sp.s. c 21 s 22 and 2011 c 308
6 s 1 are each reenacted and amended to read as follows:

7 (1) The department of labor and industries is the agency with
8 responsibility and accountability for apprenticeship within the state
9 for federal purposes. The director of labor and industries shall
10 appoint a regulatory apprenticeship council, composed of three
11 representatives each from employer and employee organizations,
12 respectively. The terms of office of the members of the apprenticeship
13 council first appointed by the director of labor and industries shall
14 be as follows: One representative each of employers and employees
15 shall be appointed for one year, two years, and three years,
16 respectively. Thereafter, each member shall be appointed for a term of
17 three years. The director of labor and industries shall also appoint
18 a public member to the apprenticeship council for a three-year term.
19 Each member shall hold office until a successor is appointed and has
20 qualified and any vacancy shall be filled by appointment for the
21 unexpired portion of the term. A designated representative from each
22 of the following: The (~~workforce training and education coordinating~~
23 ~~board,~~) state board for community and technical colleges, employment
24 security department, and United States department of labor,
25 apprenticeship, training, employer, and labor services, shall be ex
26 officio members of the apprenticeship council. Ex officio members
27 shall have no vote. Each member of the council, not otherwise
28 compensated by public moneys, shall be reimbursed for travel expenses
29 in accordance with RCW 43.03.050 and 43.03.060 and shall be compensated
30 in accordance with RCW 43.03.240.

31 (2) The apprenticeship council is authorized to approve
32 apprenticeship programs, and establish apprenticeship program standards
33 as rules, including requirements for apprentice-related and
34 supplemental instruction, coordination of instruction with job
35 experiences, and instructor qualifications. The council shall consider
36 recommendations from the state board for community and technical
37 colleges on matters of apprentice-related and supplemental instruction,

1 coordination of instruction with job experiences, and instructor
2 qualifications. The rules for apprenticeship instructor qualifications
3 shall either be by reference or reasonably similar to the applicable
4 requirements established by or pursuant to chapter 28B.50 RCW. The
5 director is authorized to adopt rules as may be necessary to carry out
6 the intent and purposes of this chapter, after consultation with the
7 council and receiving the council's recommendations, including a
8 procedure to resolve an impasse should a tie vote of the council occur,
9 and perform such other duties as are hereinafter imposed.

10 (3) Not less than once a year the apprenticeship council shall make
11 a report to the director of labor and industries of its activities and
12 findings which shall be available to the public.

13 **Sec. 70.** RCW 49.04.190 and 2006 c 161 s 4 are each amended to read
14 as follows:

15 (1) Within existing resources, the Washington state apprenticeship
16 and training council shall approve and oversee direct-entry programs
17 for graduating secondary students into building and construction-
18 related apprenticeships by:

19 (a) Assisting individual school districts in using and leveraging
20 existing resources; and

21 (b) Developing guidelines, including guidelines that ensure that
22 graduating secondary school students will receive appropriate education
23 and training and will have the opportunity to transition to local
24 apprenticeship programs. The guidelines must be developed with input
25 from apprenticeship coordinators, the office of the superintendent of
26 public instruction, the state board for community and technical
27 colleges, (~~the workforce training and education coordinating board,~~)
28 and other interested stakeholders for direct-entry programs.

29 (2) The Washington state apprenticeship and training council shall
30 award up to ten incentive grants for the 2006-07 school year, based on
31 guidelines established under subsection (1)(b) of this section, to
32 school districts statewide solely for personnel to negotiate and
33 implement agreements with local apprenticeship programs based upon
34 state apprenticeship use requirements, as described in RCW 39.04.320,
35 to accept graduating secondary school students with appropriate
36 training into apprenticeship programs. The council shall make every
37 effort to award the grants evenly across the state.

1 (3) Beginning December 1, 2006, the Washington state apprenticeship
2 and training council shall provide an annual report to the governor and
3 the education and commerce and labor committees of the legislature.
4 The report shall include:

5 (a) The guidelines established under subsection (1)(b) of this
6 section;

7 (b) The names of the school districts receiving incentive grants
8 under subsection (2) of this section;

9 (c) The results of negotiations between school districts receiving
10 incentive grants and local apprenticeship programs;

11 (d) A list of apprenticeship programs that have agreed, pursuant to
12 negotiated agreements, to accept qualified graduating secondary
13 students; and

14 (e) The number of qualified graduating secondary students entering
15 into apprenticeship programs each year through direct-entry programs.

16 **Sec. 71.** RCW 50.22.005 and 2009 c 566 s 7 are each amended to read
17 as follows:

18 The employment security department shall periodically bring
19 together representatives of the (~~workforce training and education~~
20 ~~coordinating board,~~) workforce development councils, the state board
21 for community and technical colleges, business, labor, and the
22 legislature to review development and implementation of chapter 566,
23 Laws of 2009 and related programs under this chapter.

24 **Sec. 72.** RCW 50.38.030 and 1995 c 399 s 142 are each amended to
25 read as follows:

26 The employment security department shall consult with the following
27 agencies prior to the issuance of the state occupational forecast:

28 (1) Office of financial management;

29 (2) Department of (~~community, trade, and economic development~~)
30 commerce;

31 (3) Department of labor and industries;

32 (4) State board for community and technical colleges;

33 (5) Superintendent of public instruction;

34 (6) Department of social and health services; and

35 (7) (~~Workforce training and education coordinating board~~; and

1 (+8)) Other state and local agencies as deemed appropriate by the
2 commissioner of the employment security department.

3 These agencies shall cooperate with the employment security
4 department, submitting information relevant to the generation of
5 occupational forecasts.

6 **Sec. 73.** RCW 50.38.050 and 2009 c 151 s 2 are each amended to read
7 as follows:

8 The department shall have the following duties:

9 (1) Oversight and management of a statewide comprehensive labor
10 market and occupational supply and demand information system, including
11 development of a five-year employment forecast for state and labor
12 market areas;

13 (2) Produce local labor market information packages for the state's
14 counties, including special studies and job impact analyses in support
15 of state and local employment, training, education, and job creation
16 programs, especially activities that prevent job loss, reduce
17 unemployment, and create jobs;

18 (3) Coordinate with the office of financial management and the
19 office of the forecast council to improve employment estimates by
20 enhancing data on corporate officers, improving business establishment
21 listings, expanding sample for employment estimates, and developing
22 business entry/exit analysis relevant to the generation of occupational
23 and economic forecasts;

24 (4) In cooperation with the office of financial management, produce
25 long-term industry and occupational employment forecasts. These
26 forecasts shall be consistent with the official economic and revenue
27 forecast council biennial economic and revenue forecasts; and

28 (5) Analyze labor market and economic data, including the use of
29 input-output models, for the purpose of identifying industry clusters
30 and strategic industry clusters that meet the criteria identified by
31 the working group convened by the economic development commission (~~and~~
32 ~~the workforce training and education coordinating board~~)) under chapter
33 43.330 RCW.

34 **Sec. 74.** RCW 74.08A.280 and 1997 c 58 s 315 are each amended to
35 read as follows:

36 (1) The legislature finds that moving those eligible for assistance

1 to self-sustaining employment is a goal of the WorkFirst program. It
2 is the intent of WorkFirst to aid a participant's progress to self-
3 sufficiency by allowing flexibility within the statewide program to
4 reflect community resources, the local characteristics of the labor
5 market, and the composition of the caseload. Program success will be
6 enhanced through effective coordination at regional and local levels,
7 involving employers, labor representatives, educators, community
8 leaders, local governments, and social service providers.

9 (2) The department, through its regional offices, shall collaborate
10 with employers, recipients, frontline workers, educational
11 institutions, labor, private industry councils, (~~the workforce~~
12 ~~training and education coordinating board,~~) community rehabilitation
13 employment programs, employment and training agencies, local
14 governments, the employment security department, and community action
15 agencies to develop work programs that are effective and work in their
16 communities. For planning purposes, the department shall collect and
17 make accessible to regional offices successful work program models from
18 around the United States, including the employment partnership program,
19 apprenticeship programs, microcredit, microenterprise, self-employment,
20 and W-2 Wisconsin works. Work programs shall incorporate local
21 volunteer citizens in their planning and implementation phases to
22 ensure community relevance and success.

23 (3) To reduce administrative costs and to ensure equal statewide
24 access to services, the department may develop contracts for statewide
25 welfare-to-work services. These statewide contracts shall support
26 regional flexibility and ensure that resources follow local labor
27 market opportunities and recipients' needs.

28 (4) The secretary shall establish WorkFirst service areas for
29 purposes of planning WorkFirst programs and for distributing WorkFirst
30 resources. Service areas shall reflect department regions.

31 (5) By July 31st of each odd-numbered year, a plan for the
32 WorkFirst program shall be developed for each region. The plan shall
33 be prepared in consultation with local and regional sources, adapting
34 the statewide WorkFirst program to achieve maximum effect for the
35 participants and the communities within which they reside. Local
36 consultation shall include to the greatest extent possible input from
37 local and regional planning bodies for social services and workforce
38 development. The regional and local administrator shall consult with

1 employers of various sizes, labor representatives, training and
2 education providers, program participants, economic development
3 organizations, community organizations, tribes, and local governments
4 in the preparation of the service area plan.

5 (6) The secretary has final authority in plan approval or
6 modification. Regional program implementation may deviate from the
7 statewide program if specified in a service area plan, as approved by
8 the secretary.

9 NEW SECTION. **Sec. 75.** The following acts or parts of acts are
10 each repealed:

11 (1) RCW 28A.300.220 (Cooperation with workforce training and
12 education coordinating board) and 1991 c 238 s 78;

13 (2) RCW 28B.50.096 (Cooperation with workforce training and
14 education coordinating board) and 1991 c 238 s 79;

15 (3) RCW 28C.18.005 (Findings) and 1996 c 99 s 1 & 1991 c 238 s 1;

16 (4) RCW 28C.18.010 (Definitions) and 2009 c 151 s 5, 2008 c 103 s
17 2, 1996 c 99 s 2, & 1991 c 238 s 2;

18 (5) RCW 28C.18.020 (Workforce training and education coordinating
19 board) and 2010 c 128 s 6 & 1991 c 238 s 3;

20 (6) RCW 28C.18.030 (Purpose of the board) and 1996 c 99 s 3 & 1991
21 c 238 s 4;

22 (7) RCW 28C.18.040 (Director's duties) and 1994 c 154 s 307 & 1991
23 c 238 s 5;

24 (8) RCW 28C.18.070 (Intent--"Program" clarified) and 1995 c 130 s
25 1;

26 (9) RCW 28C.18.080 (Comprehensive plan--Contents--Updates--Agency
27 operating plans--Reports to the legislature) and 2009 c 421 s 6, 2009
28 c 151 s 7, 2009 c 92 s 1, 1997 c 369 s 5, & 1995 c 130 s 2;

29 (10) RCW 28C.18.090 (Additional board duties--Program evaluation by
30 operating agencies) and 1995 c 130 s 4;

31 (11) RCW 28C.18.100 (Assessments by board--Biennial report to
32 legislature and governor) and 1995 c 130 s 5;

33 (12) RCW 28C.18.110 (Identification of policies and methods to
34 promote efficiency and sharing of resources--Report to governor and
35 legislature) and 1995 c 130 s 6;

36 (13) RCW 28C.18.120 (State strategic plan for supply of health care
37 personnel--Reports) and 2003 c 278 s 2;

1 (14) RCW 28C.18.132 (Electronically distributed learning--Work
2 group--Report) and 2008 c 258 s 2; and

3 (15) RCW 50.12.245 (Cooperation with workforce training and
4 education coordinating board) and 1991 c 238 s 80.

5 NEW SECTION. **Sec. 76.** (1) The workforce training and education
6 coordinating board is hereby abolished and its powers, duties, and
7 functions are hereby transferred as provided in this act.

8 (2)(a) All reports, documents, surveys, books, records, files,
9 papers, or written material in the possession of the workforce training
10 and education coordinating board shall be delivered to the custody of
11 the transferee entity. All cabinets, furniture, office equipment,
12 motor vehicles, and other tangible property employed by the workforce
13 training and education coordinating board shall be made available to
14 the transferee entity. All funds, credits, or other assets held by the
15 workforce training and education coordinating board shall be assigned
16 to the transferee entity.

17 (b) Any appropriations made to the workforce training and education
18 coordinating board shall, on the effective date of this section, be
19 transferred and credited to the transferee entity.

20 (c) If any question arises as to the transfer of any personnel,
21 funds, books, documents, records, papers, files, equipment, or other
22 tangible property used or held in the exercise of the powers and the
23 performance of the duties and functions transferred, the director of
24 financial management shall make a determination as to the proper
25 allocation and certify the same to the state agencies concerned.

26 (3) All employees of the workforce training and education
27 coordinating board are transferred to the jurisdiction of the
28 transferee entity. All employees classified under chapter 41.06 RCW,
29 the state civil service law, are assigned to the transferee entity to
30 perform their usual duties upon the same terms as formerly, without any
31 loss of rights, subject to any action that may be appropriate
32 thereafter in accordance with the laws and rules governing state civil
33 service.

34 (4) All rules and all pending business before the workforce
35 training and education coordinating board shall be continued and acted
36 upon by the transferee entity. All existing contracts and obligations

1 shall remain in full force and shall be performed by the transferee
2 entity.

3 (5) The transfer of the powers, duties, functions, and personnel of
4 the workforce training and education coordinating board shall not
5 affect the validity of any act performed before the effective date of
6 this section.

7 (6) If apportionments of budgeted funds are required because of the
8 transfers directed by this section, the director of financial
9 management shall certify the apportionments to the agencies affected,
10 the state auditor, and the state treasurer. Each of these shall make
11 the appropriate transfer and adjustments in funds and appropriation
12 accounts and equipment records in accordance with the certification.

13 (7) All classified employees of the workforce training and
14 education coordinating board assigned to the transferee entity under
15 this section whose positions are within an existing bargaining unit
16 description at the transferee entity shall become a part of the
17 existing bargaining unit at the transferee entity and shall be
18 considered an appropriate inclusion or modification of the existing
19 bargaining unit under the provisions of chapter 41.80 RCW.

20 NEW SECTION. **Sec. 77.** A new section is added to chapter 28C.04
21 RCW to read as follows:

22 (1) All powers, duties, and functions of the workforce training and
23 education coordinating board pertaining to job skills program are
24 transferred to the state board for community and technical colleges.
25 All references to the director or the workforce training and education
26 coordinating board in the Revised Code of Washington shall be construed
27 to mean the director or the state board for community and technical
28 colleges when referring to the functions transferred in this section.

29 (2)(a) All reports, documents, surveys, books, records, files,
30 papers, or written material in the possession of the workforce training
31 and education coordinating board pertaining to the powers, duties, and
32 functions transferred shall be delivered to the custody of the state
33 board for community and technical colleges. All cabinets, furniture,
34 office equipment, motor vehicles, and other tangible property employed
35 by the workforce training and education coordinating board in carrying
36 out the powers, duties, and functions transferred shall be made
37 available to the state board for community and technical colleges. All

1 funds, credits, or other assets held in connection with the powers,
2 duties, and functions transferred shall be assigned to the state board
3 for community and technical colleges.

4 (b) Any appropriations made to the workforce training and education
5 coordinating board for carrying out the powers, duties, and functions
6 transferred shall, on the effective date of this section, be
7 transferred and credited to the state board for community and technical
8 colleges.

9 (c) Whenever any question arises as to the transfer of any
10 personnel, funds, books, documents, records, papers, files, equipment,
11 or other tangible property used or held in the exercise of the powers
12 and the performance of the duties and functions transferred, the
13 director of financial management shall make a determination as to the
14 proper allocation and certify the same to the state agencies concerned.

15 (3) All employees of the workforce training and education
16 coordinating board engaged in performing the powers, duties, and
17 functions transferred are transferred to the jurisdiction of the state
18 board for community and technical colleges. All employees classified
19 under chapter 41.06 RCW, the state civil service law, are assigned to
20 the state board for community and technical colleges to perform their
21 usual duties upon the same terms as formerly, without any loss of
22 rights, subject to any action that may be appropriate thereafter in
23 accordance with the laws and rules governing state civil service.

24 (4) All rules and all pending business before the workforce
25 training and education coordinating board pertaining to the powers,
26 duties, and functions transferred shall be continued and acted upon by
27 the state board for community and technical colleges. All existing
28 contracts and obligations shall remain in full force and shall be
29 performed by the state board for community and technical colleges.

30 (5) The transfer of the powers, duties, functions, and personnel of
31 the workforce training and education coordinating board shall not
32 affect the validity of any act performed before the effective date of
33 this section.

34 (6) If apportionments of budgeted funds are required because of the
35 transfers directed by this section, the director of financial
36 management shall certify the apportionments to the agencies affected,
37 the state auditor, and the state treasurer. Each of these shall make

1 the appropriate transfer and adjustments in funds and appropriation
2 accounts and equipment records in accordance with the certification.

3 (7) All classified employees of the workforce training and
4 education coordinating board assigned to the state board for community
5 and technical colleges under this section whose positions are within an
6 existing bargaining unit description at the state board for community
7 and technical colleges shall become a part of the existing bargaining
8 unit at the state board for community and technical colleges and shall
9 be considered an appropriate inclusion or modification of the existing
10 bargaining unit under the provisions of chapter 41.80 RCW.

11 NEW SECTION. **Sec. 78.** (1) By December 1, 2012, the higher
12 education coordinating board, or its successor agency; the state board
13 for community and technical colleges; the employment security
14 department; and the department of commerce shall review the statutory
15 requirements of the former workforce training and education
16 coordinating board and submit any recommendations for legislative
17 action to the governor and appropriate legislative committees.

18 (2) This section expires July 1, 2013.

19 NEW SECTION. **Sec. 79.** RCW 28C.18.060 is recodified as a section
20 in chapter 28B.77 RCW.

21 NEW SECTION. **Sec. 80.** The following sections are each recodified
22 as sections in chapter 43.330 RCW: RCW 28C.18.130, 28C.18.140,
23 28C.18.150, and 28C.18.170.

24 NEW SECTION. **Sec. 81.** RCW 28C.18.050 is recodified as a new
25 section in chapter 50.12 RCW.

26 NEW SECTION. **Sec. 82.** RCW 28C.18.900 is decodified.

27 NEW SECTION. **Sec. 83.** If any part of this act is found to be in
28 conflict with federal requirements that are a prescribed condition to
29 the allocation of federal funds to the state, the conflicting part of
30 this act is inoperative solely to the extent of the conflict and with
31 respect to the agencies directly affected, and this finding does not
32 affect the operation of the remainder of this act in its application to

1 the agencies concerned. Rules adopted under this act must meet federal
2 requirements that are a necessary condition to the receipt of federal
3 funds by the state.

4 NEW SECTION. **Sec. 84.** This act takes effect July 1, 2012.

--- END ---