CERTIFICATION OF ENROLLMENT

THIRD ENGROSSED SUBSTITUTE SENATE BILL 5034

Chapter 4, Laws of 2013

(partial veto)

63rd Legislature
2013 2nd Special Session

OPERATING BUDGET

EFFECTIVE DATE: 06/30/13 - Except Section 952, which becomes effective 08/01/13, Sections 978 and 996, which become effective 07/28/13, and Sections 991 and 992, which become effective 07/01/13.

Passed by the Senate June 28, 2013
YEAS 44 NAYS 4

BRAD OWEN

President of the Senate

Passed by the House June 28, 2013
YEAS 81 NAYS 11

FRANK CHOPP

Speaker of the House of Representatives

CERTIFICATE

I, Hunter G. Goodman, Secretary of the Senate of the State of Washington, do hereby certify that the attached is **THIRD ENGROSSED SUBSTITUTE SENATE BILL 5034** as passed by the Senate and the House of Representatives on the dates hereon set forth.

HUNTER G. GOODMAN

Secretary

Approved June 30, 2013, 4:20 p.m., with the exception of sections 103(10); 103(11); 114(3); 124(2); 124(3); 124(4); 124(5); 130(5); 148(4); 150 page 37, lines 33-36 and page 38, lines 1-7; 205(1)(e); 208(7); 213(35); 213(36); 217(5); 219(25); 302(8); 307(15); 501(1)(a)(v); 610(1); 610(2); 610(8); which are vetoed.

JAY INSLEE

Governor of the State of Washington

FILED

July 1, 2013

Secretary of State
State of Washington

~~(3) INSTITUTIONAL SERVICES~~

~~General Fund--State Appropriation (FY 2014) . . . . . $102,000~~

~~General Fund--State Appropriation (FY 2015) . . . . . $20,000~~

~~General Fund--Federal Appropriation . . . . . $68,981,000~~

~~General Fund--Private/Local Appropriation . . . . . $39,355,000~~

~~TOTAL APPROPRIATION . . . . . $108,458,000~~

*NEW SECTION. **Sec. 219. FOR THE DEPARTMENT OF HEALTH**

General Fund--State Appropriation (FY 2014) $60,230,000

General Fund--State Appropriation (FY 2015) $59,198,000

General Fund--Federal Appropriation $536,074,000

General Fund--Private/Local Appropriation $139,455,000

Hospital Data Collection Account--State Appropriation $222,000

Health Professions Account--State Appropriation $104,722,000

Aquatic Lands Enhancement Account--State Appropriation $604,000

Emergency Medical Services and Trauma Care Systems Trust Account--State Appropriation $12,319,000

Safe Drinking Water Account--State Appropriation $5,267,000

Drinking Water Assistance Account--Federal Appropriation $14,806,000

Waterworks Operator Certification--State Appropriation $1,560,000

Drinking Water Assistance Administrative Account--State Appropriation $339,000

Site Closure Account--State Appropriation $159,000

Biotoxin Account--State Appropriation $1,323,000

State Toxics Control Account--State Appropriation $3,949,000

Medical Test Site Licensure Account--State Appropriation $4,737,000

Youth Tobacco Prevention Account--State Appropriation . . . $1,512,000

Public Health Supplemental Account--Private/Local Appropriation $3,236,000

Accident Account--State Appropriation $304,000

Medical Aid Account--State Appropriation $50,000

Medicaid Fraud Penalty Account--State Appropriation $987,000

TOTAL APPROPRIATION $951,053,000

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

(1)(a) The department of health shall not initiate any services that will require expenditure of state general fund moneys unless expressly authorized in this act or other law. The department of health and the state board of health shall not implement any new or amended rules pertaining to primary and secondary school facilities until the rules and a final cost estimate have been presented to the legislature, and the legislature has formally funded implementation of the rules through the omnibus appropriations act or by statute. The department may seek, receive, and spend, under RCW 43.79.260 through 43.79.282, federal moneys not anticipated in this act as long as the federal funding does not require expenditure of state moneys for the program in excess of amounts anticipated in this act. If the department receives unanticipated unrestricted federal moneys, those moneys shall be spent for services authorized in this act or in any other legislation that provides appropriation authority, and an equal amount of appropriated state moneys shall lapse. Upon the lapsing of any moneys under this subsection, the office of financial management shall notify the legislative fiscal committees. As used in this subsection, "unrestricted federal moneys" includes block grants and other funds that federal law does not require to be spent on specifically defined projects or matched on a formula basis by state funds.

(b) The joint administrative rules review committee shall review the new or amended rules pertaining to primary and secondary school facilities under (a) of this subsection. The review committee shall determine whether (i) the rules are within the intent of the legislature as expressed by the statute that the rule implements, (ii) the rule has been adopted in accordance with all applicable provisions of law, or (iii) that the agency is using a policy or interpretive statement in place of a rule. The rules review committee shall report to the appropriate policy and fiscal committees of the legislature the results of committee's review and any recommendations that the committee deems advisable.

(2) In accordance with RCW 43.70.250 and 43.135.055, the department is authorized to establish and raise fees in fiscal year 2014 as necessary to meet the actual costs of conducting business and the

appropriation levels in this section. This authorization applies to fees required for newborn screening, and fees associated with the following professions: Agency affiliated counselors; certified counselors; and certified advisors.

(3) $150,000 of the state toxics control account--state appropriation is provided solely to provide water filtration systems for low-income households with individuals at high public health risk from nitrate-contaminated wells in the lower Yakima basin.

(4)(a) $64,000 of the medicaid fraud penalty account--state appropriation is provided solely for the department to integrate the prescription monitoring program into the coordinated care electronic tracking program developed in response to section 213, chapter 7, Laws of 2012, 2nd sp. sess., commonly referred to as the seven best practices in emergency medicine.

(b) The integration must provide prescription monitoring program data to emergency department personnel when the patient registers in the emergency department. Such exchange may be a private or public joint venture, including the use of the state health information exchange.

(c) As part of the integration, the department shall request insurers and third-party administrators that provide coverage to residents of Washington state to provide the following to the coordinated care electronic tracking program:

(i) Any available information regarding the assigned primary care provider, and the primary care provider's telephone and fax numbers. This information is to be used for real-time communication to an emergency department provider when caring for a patient; and

(ii) Information regarding any available care plans or treatment plans for patients with higher utilization of services on a regular basis. This information is to be provided to the treating provider.

(5) $270,000 of the general fund--state appropriation for fiscal year 2014 is provided solely for the Washington autism alliance to assist autistic individuals and families with autistic children during the transition to federal health reform.

(6) $6,000 of the general fund--state appropriation for fiscal year 2014 and $5,000 of the general fund--state appropriation for fiscal year 2015 are provided solely for the department to convene a work group to study and recommend language for standardized clinical

affiliation agreements for clinical placements associated with the education and training of physicians licensed under chapter 18.71 RCW, osteopathic physicians and surgeons licensed under chapter 18.57 RCW, and nurses licensed under chapter 18.79 RCW. The work group shall develop one recommended standardized clinical affiliation agreement for each profession or one recommended standardized clinical affiliation agreement for all three professions.

(a) When choosing members of the work group, the department shall consult with the health care personnel shortage task force and shall attempt to ensure that the membership of the work group is geographically diverse. The work group must, at a minimum, include representatives of the following:

(i) Two-year institutions of higher education;

(ii) Four-year institutions of higher education;

(iii) The University of Washington medical school;

(iv) The college of osteopathic medicine at the Pacific Northwest University of Health Sciences;

(v) The health care personnel shortage task force;

(vi) Statewide organizations representing hospitals and other facilities that accept clinical placements;

(vii) A statewide organization representing physicians;

(viii) A statewide organization representing osteopathic physicians and surgeons;

(ix) A statewide organization representing nurses;

(x) A labor organization representing nurses; and

(xi) Any other groups deemed appropriate by the department in consultation with the health care personnel shortage task force.

(b) The work group shall report its findings to the governor and the appropriate standing committees of the legislature no later than November 15, 2014.

(7) $65,000 of the general fund--state appropriation for fiscal year 2014 and $65,000 of the general fund--state appropriation for fiscal year 2015 are for the midwifery licensure and regulatory program to supplement revenue from fees. The department shall charge no more than five hundred twenty-five dollars annually for new or renewed licenses for the midwifery program.

(8) During the 2013-2015 fiscal biennium, each person subject to