

# Environmental Justice Council

## January 26, 2023 Meeting Materials

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# Consejo de Justicia Ambiental

Jueves, 26 de enero de 2023  
De 10:00 a. m. a 1:00 p. m.

Para unirse al seminario web, haga clic en el siguiente enlace:

<https://us02web.zoom.us/j/89593652439>

O únase por teléfono: +1 253 215 8782 (EE. UU.)

Id. del seminario web: 895 9365 2439

## Objetivos de la reunión:

- Actualización del Comité Ejecutivo sobre los planes para organizar las reuniones del Consejo de 2023 y todas las opiniones/pautas del Consejo.
- Solicitud de actualizaciones por parte de una agencia HEAL (por su sigla en inglés, Ley de Medioambiente Sano para Todos) y de preguntas y opiniones por parte del Consejo.
- Debate y adopción de las recomendaciones de financiación que se enviaron a la Legislatura para la Ley de Compromiso Ambiental (CCA, por su sigla en inglés).

## Agenda

De 10:00 a. m. a 10:10 a. m.	I. Canales de interpretación e instrucciones para Zoom	Sierra Rotakhina, miembro del equipo del Consejo  Miembros del Consejo
De 10:10 a. m. a 10:15 a. m.	II. Bienvenida y pasaje de lista	Copresidente DePoe y copresidenta Batayola  Miembros del Consejo
De 10:15 a. m. a 10:20 a. m.	III. Aprobación de la agenda y las notas de la última reunión del Consejo - Medidas del Consejo	Copresidente DePoe  Miembros del Consejo
De 10:20 a. m. a 10:35 a. m.	IV. Comentarios públicos	
De 10:35 a. m. a 10:50 a. m.	V. Actualizaciones del Comité Ejecutivo para el debate en el Consejo: Objetivos de la reunión y plan de trabajo 2023	Copresidente DePoe  Miembros del Consejo

De 10:50 a. m. a 11:40 a. m.	VI. Actualizaciones de la agencia HEAL	Copresidente DePoe  Rowena Pineda, miembro del equipo del Consejo  Representante del grupo de trabajo interinstitucional  Miembros del Consejo
Receso de 10 minutos		
De 11:50 a. m. a 12:50 p. m.	VII. Debate y adopción de las recomendaciones que se enviaron a la Legislatura sobre cómo usar los fondos de la Ley de Compromiso Ambiental  - Posibles medidas del Consejo	Copresidenta Batayola  Miembros del Consejo
De 12:50 p. m. a 12:55 p. m.	VIII. Revisión de los próximos pasos o próximas decisiones	Copresidenta Batayola  Miembros del Consejo
De 12:55 p. m. a 1:00 p. m.	IX. Agradecimientos y opiniones	Copresidente DePoe  Miembros del Consejo

Información importante:

- El Consejo puede cambiar los asuntos del orden del día el mismo día de la reunión.
- El número de contacto de emergencia durante la reunión es 360-584-4398.
- Si desea solicitar este documento en un idioma o formato alternativos, envíe un correo electrónico a Sierra Rotakhina en cualquier idioma a [envjustice@ejc.wa.gov](mailto:envjustice@ejc.wa.gov) o llame al 360-584-4398.

# Environmental Justice Council

Thursday January 26, 2023

10:00am – 1:00 pm

Please click the link below to join the webinar:

<https://us02web.zoom.us/j/89593652439>

Or join via telephone: US: +1 253 215 8782

Webinar ID: 895 9365 2439

## Meeting Goals:

- Update from the Executive Committee on plans to organize the 2023 Council meetings and full Council feedback/guidance
- HEAL agency required updates and Council questions and feedback
- Discussion and adoption of Climate Commitment Act (CCA) funding recommendations to the Legislature

## Agenda

10:00 AM – 10:10 AM	I. Interpretation Channels and Zoom Instructions	Sierra Rotakhina, Council Staff Council Members
10:10 AM – 10:15 AM	II. Welcome and Roll Call	Co-Chair DePoe & Co-Chair Batayola Council Members
10:15 AM – 10:20 AM	III. Approval of Agenda and Past Council Meeting Notes - Council Action	Co-Chair DePoe Council Members
10:20 AM – 10:35 AM	IV. Public Comment	
10:35 AM – 10:50 AM	V. Executive Committee Updates for Council Discussion: 2023 Meeting Goals and Workplan	Co-Chair DePoe Council Members

10:50 AM – 11:40 AM	VI. HEAL Agency Updates	Co-Chair DePoe Rowena Pineda, Council Staff Interagency Workgroup Representatives Council Members
10 Minute Break		
11:50 AM – 12:50 PM	VII. Discussion and Adoption of Recommendations to the Legislature on Spending Climate Commitment Act Funds  -Possible Council Action	Co-Chair Batayola Council Members
12:50 PM – 12:55 PM	VIII. Review of Next Steps/Decisions	Co-Chair Batayola Council Members
12:55 PM – 1:00 PM	IX. Appreciations and Feedback	Co-Chair DePoe Council Members

Important Information:

- The Council may move agenda items around on the day of the meeting.
- Emergency contact number during the meeting is 360-584-4398.
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# Draft Minutes of the Environmental Justice Council

October 27, 2022 Meeting

3:00pm-7:30pm

Virtual meeting via ZOOM Platform

Due to limited staff capacity, Environmental Justice Council (Council) staff are working to streamline the Council meeting notes. The notes now include only very high-level points and the final decisions made along with voting records. The full meeting recordings can be found on the Council's website: [Environmental Justice Council Meetings | WaPortal.org](https://www.wa.gov/EnvironmentalJusticeCouncilMeetings). However, it is important that meeting notes are useful to the Council Members and the public. Please share feedback with Council staff on how we can make these notes most useful to you by emailing [envjustice@ejc.wa.gov](mailto:envjustice@ejc.wa.gov) or by calling 360-584-4398.

## **Council members present:**

- Council Member Maria Batayola
- Council Member Running-Grass
- Council Member Rosalinda Guillen
- Council Member Aurora Martin
- Council Member David Mendoza
- Council Member Esther Min
- Dawn Vyvyan on behalf of the Honorable Sylvia Miller
- AJ Dotzauer on behalf of the Honorable Misty Napeahi
- Council Member Todd Mitchell
- Council Member Raeshawna Ware
- Council Member Maria Blancas (joined at 3:20pm, left at 5:00pm)
- Council Member Faaluaina Pritchard (joined at 3:33pm)

## **Council Members Absent:**

- The Honorable Sylvia Miller
- Council Member Nichole Banegas
- The Honorable Jarred-Michael Erickson
- Council Member Nirae Petty
- The Honorable Misty Napeahi
- The Honorable Patrick Depoe

### Agency Liaisons Present:

- Laura Blackmore, Puget Sound Partnership
- Stefan Petrovich on behalf of Eliseo (EJ) Juárez and Department of Natural Resources
- Allison Dane Camden, Department of Transportation
- Michael Furze, Department of Commerce (joined at 3:54pm)
- Nicole Johnson, Department of Agriculture
- Millie Piazza, Department of Ecology
- Charmi Ajmera, Department of Health (joined at 6:33pm)

### Meeting Facilitator:

- Tevin Medley

### Council Staff Present:

- Theo Cielos
- Angie Ellis
- Rowena Pineda
- Sierra Rotakhina

Theo Cielos, Council Staff, gave instructions on how to enter the language interpretation channels and see the closed captions.

Rowena Pineda, Council Staff, called the public meeting to order at 3:09pm.

## I. Welcome and Introduction

Rowena Pineda, Council Staff, opened the meeting and facilitated Council Member and staff introductions. Sierra Rotakhina, Council Staff, introduced Tevin Medley, facilitator for today's meeting.

## II. Approval of Agenda

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The Council came to full consensus with Members present and adopted the agenda as posted in advance of the meeting without changes. The following Council Members were absent for this agenda item:

- The Honorable Sylvia Miller
- Council Member Nichole Banegas
- The Honorable Jarred-Michael Erickson
- Council Member Nirae Petty
- The Honorable Misty Napeahi
- The Honorable Patrick Depoe

### III. Approval of September 22, 2022 Meeting Notes

The Council came to full consensus with Members present and adopted the September 22, 2022 meeting notes posted in advance of the meeting without changes. The following Council Members were absent for this agenda item:

- Honorable Sylvia Miller
- Council Member Nichole Banegas
- The Honorable Jarred-Michael Erickson
- Council Member Nirae Petty
- The Honorable Misty Napeahi
- The Honorable Patrick Depoe

### IV. Council Priority Setting and Council Unity

- Tevin Medley facilitated a conversation among the Council to support their priority setting and unity. The conversation can be listened to here: [Recording of Meeting](#)

The Council took a break at 4:25 and then reconvened at 4:40pm.

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## V. Public Comment

Theo Cielos, opened the public comment period. Nobody signed up to provide public comment at the meeting. Theo Cielos referred Council Members to the written public comments included in their meeting packets and noted that Jean Mendoza, Friends of Toppenish Creek, had provided written comments and was present at the meeting.

Jean Mendoza, shared that she comes from a community where discrimination is pervasive and that she wants more than to be heard, she wants justice. Jean Mendoza thanked the Council for their hard work.

Dawn Vyvyan, attending on behalf of the Honorable Sylvia Miller, asked how the Council would go about addressing Jean Mendoza's letter and asked staff to follow-up on this.

## VI. Adoption of Article II of Draft Bylaws

The Council came to full consensus with Members present and adopted Article II of the draft bylaws as amended at today's meeting. The adopted bylaws are available here: [Article II of Bylaws as Adopted on 2022.10.27.pdf \(waportal.org\)](#) The conversation can be listened to here: [Recording of Meeting](#). The Members voted as follows:

Nichole Banegas	Absent
Maria Batayola	Absent
Maria Blancas	A: Yes, I approve.
The Honorable Patrick DePoe	Absent
The Honorable Jarred-Michael Erickson	Absent
Running-Grass	A: Yes, I approve.
Rosalinda Guillen	A: Yes, I approve.
Aurora Martin	A: Yes, I approve.
David Mendoza	A: Yes, I approve.

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The Honorable Sylvia Miller	Absent
Esther Min	A: Yes, I approve.
Todd Mitchell	A: Yes, I approve.
The Honorable Misty Napeahi	Absent
Nirae Petty	Absent
Faaluaina Pritchard	A: Yes, I approve.
Raeshawna Ware	F: I stand aside, recuse myself.

A: Yes, I approve.

B: Yes, with reservations.

C: Not voting until we have further discussions.

D: I don't approve, but I won't block.

E: I block, have serious concerns.

F: I stand aside, recuse myself.

The Council took a break at 5:48pm and then reconvened at 6:05pm

## VII. Adoption of Climate Commitment Act (CCA) Funding Priorities

Sierra Rotakhina, Council Staff, shared that the small group of Council Members working on drafting CCA funding recommendations had hoped to bring draft language to the Council today, but they are asking for more time and recommending that the Council convene a special meeting to discuss CCA funding recommendations in about two weeks.

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## VIII. Check-out and Farewell

The Council discussed HEAL agency updates and how the Council will provide input. Rowena reminded the Council that the agencies are planning to provide an update at the December meeting. The conversation can be listened to here: [Recording of Meeting](#).

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# Draft Minutes of the Environmental Justice Council

November 15, 2022 Meeting

11:00am-1:30pm

Virtual meeting via ZOOM Platform

Due to limited staff capacity, Environmental Justice Council (Council) staff are working to streamline the Council meeting notes. The notes now include only very high-level points and the final decisions made along with voting records. The full meeting recordings can be found on the Council's website: [Environmental Justice Council Meetings | WaPortal.org](https://www.wa.gov/EnvironmentalJusticeCouncilMeetings). However, it is important that meeting notes are useful to the Council Members and the public. Please share feedback with Council staff on how we can make these notes most useful to you by emailing [envjustice@ejc.wa.gov](mailto:envjustice@ejc.wa.gov) or by calling 360-584-4398.

## **Council members present:**

- Council Member Maria Blancas
- Council Member Running-Grass
- Council Member Aurora Martin
- Council Member David Mendoza
- Council Member Esther Min
- Dawn Vyvyan on behalf of the Honorable Sylvia Miller
- Council Member Todd Mitchell
- Council Member Nirae Petty
- Council Member Faaluaina Pritchard
- AJ Dotzauer on behalf of the Honorable Misty Napeahi
- Council Member Raeshawna Ware

## **Council Members Absent:**

- Council Member Nichole Banegas
- The Honorable Patrick Depoe
- The Honorable Jarred-Michael Erickson
- Council Member Rosalinda Guillen
- The Honorable Sylvia Miller
- Council Member Maria Batayola
- The Honorable Misty Napeahi

**Agency Liaisons Present:**

- Laura Blackmore, Puget Sound Partnership
- Allison Dane Camden, Department of Transportation
- Michael Furze, Department of Commerce
- Nicole Johnson, Department of Agriculture
- Nicole Johnson, Department of Agriculture
- Millie Piazza, Department of Ecology
- Lauren Jenks, Department of Health
- Eliseo (EJ) Juárez and Department of Natural Resources

**Council Staff Present:**

- Theo Cielos
- Rowena Pineda
- Sierra Rotakhina

Rowena Pineda, Council staff, called the public meeting to order at 11:11am.

I. Welcome and Introduction

Rowena Pineda opened the meeting and facilitated Council Member and staff introductions.

II. Approval of Agenda

The Council came to full consensus with Members present and adopted the agenda as posted in advance of the meeting without changes. The Members voted as follows:

Nichole Banegas	Absent
Maria Batayola	Absent
Maria Blancas	Adopt
The Honorable Patrick DePoe	Absent
The Honorable Jarred-Michael Erickson	Absent
Running-Grass	Adopt
Rosalinda Guillen	Absent
Aurora Martin	Adopt

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David Mendoza	Adopt
Dawn Vyvyan on behalf of the Honorable Sylvia Miller	Adopt
Esther Min	Absent
Todd Mitchell	Absent
AJ Dotzauer on behalf of the Honorable Misty Napeahi	Adopt
Nirae Petty	Adopt
Faaluaina Pritchard	Adopt
Raeshawna Ware	Adopt

### III. Public Comment

- Patricia Davis, Harriet Tubman Foundation for Safe Passage, shared that they are working with the Department of Commerce on the Community Re-Investment Fund and wondering how they may work with the EJ Council to further that effort and get the Council’s input on the work that we are doing with Commerce.
  - Council Member David Mendoza asked for more information on the program.
  - Patricia Davis shared that the program is looking at communities across Washington who have been impacted by the war on drugs. There is a proviso looking at policies and housing issues, economic impacts that have impacted communities across the state, and how we can reinvest in those communities after they have been incarcerated. They offered send the proposed body of work so they can connect with the Council more closely. Conducting research to look at which communities and regions across the state have been most impacted.
  - Council Members and staff encouraged Patricia Davis to send the Council more materials and information.
  - Council Member Aurora Martin said that if there are opportunities with regard to the research and analysis related to incarcerated people re-entering and having participated in wildfire and other climate related work, and also transitioning into environmental justice related work, that would be helpful given the workforce development aspects of the Council’s prevue.

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- Rowena Pineda also introduced Jesse Miller and Shaun Glaze with the Harriet Tubman Foundation. Shaun Glaze shared that they are the lead researcher on the Community Re-Investment Fund. And Council staff noted that they would follow-up.
- Keith Quinata, Energy Policy Advisor with the Washington Utilities and Transportation Commission shared that the Commission would like to express its support for the EJ Council, and noted they can assist and be a resource on issues that the Commission is involved in. That includes incorporating energy justice in all that they do, and the Commission thinks that investor owned utilities have a role in playing to promote projects that benefit overburdened communities and every Washingtonian in the hopes that investor-owned utilities would be considered as eligible recipients for funding when appropriate. The Commission wants to be a resource to the Council on questions about how we can work with invest-owned utilities which the Commission oversees. Keith Quinata expressed his gratitude for all the Council is doing.
- Jean Mendoza, Friends of Toppenish Creek, joined to share information. Commerce is taking public comments on how to spend 1.8 million dollars designated by the Legislature for anaerobic manure digesters to produce renewable natural gas. The Friends of Toppenish Creek will submit comments, and one of the comments is that there was inadequate information and education given to the public about the pros and cons of anaerobic digesters. This information is important for underserved communities where these digesters are usually located. There are benefits and risks for digesters, and people who live next to them have not been informed about those benefits and risks so it is difficult for people to comment.
- Theo Cielos, Council Staff, read a letter from Mary Jean Ryan:

My name is Mary Jean Ryan. I live in Quilcene, WA. I am a volunteer activist working on forest conservation and rural community health. My specific conservation focus is on State managed forests. Given the climate crisis and the role that older forests play in climate protection, we are working to get the State DNR to stop clearcutting the remaining older, structurally complex forests

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that are among the best in the world in terms of carbon storage and sequestration. We are also interested in expanding forest cover and healthy forests in and near overburdened communities. I am sorry I cannot be there in person today for your meeting. I applaud the work you are doing. It is a very exciting opportunity to make significant progress toward the State's climate goals and to address the needs and opportunities in overburdened communities- both urban and rural. The CCA language as relates to the NCS Account lists out a number of eligible uses which include healthy forest investments, preventing emissions by preserving natural and working lands from the threat of conversion or loss of critical habitat, creation of new conservation lands etc etc I see a number of ways that the NCS Account could advance these objectives and look forward to further discussions with you about these emerging ideas. I respectfully request that you consider adding to your NCS Account list of recommendations:

- Increase climate and habitat protection by protecting and restoring older, carbon dense forests managed by the State of Washington
- Increase climate protection by expanding healthy forests in and near overburdened communities- urban and rural

#### IV. Discussion and Potential Adoption of Recommendations to the Governor on Climate Commitment Act (CCA) Funding Priorities

- The Council discussed the draft CCA funding priorities. That discussion can be listened to here: [Recording of Meeting](#)

A: Yes, I approve.

B: Yes, with reservations.

C: Not voting until we have further discussions.

D: I don't approve, but I won't block.

E: I block, have serious concerns.

F: I stand aside, recuse myself.

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The Council checked for consensus on the motion to adopt the draft CCA funding priorities as amended at the 11/15/2022 meeting and did not reach consensus. The draft priorities were therefore not adopted. The consensus check votes were as follows:

Nichole Banegas	Absent
Maria Batayola	Absent
Maria Blancas	A: Yes, I approve.
The Honorable Patrick DePoe	Absent
The Honorable Jarred-Michael Erickson	Absent
Running-Grass	A: Yes, I approve.
Rosalinda Guillen	Absent
Aurora Martin	A: Yes, I approve.
David Mendoza	A: Yes, I approve.
Dawn Vyvyan on behalf of the Honorable Sylvia Miller	E: I block, have serious concerns.
Esther Min	A: Yes, I approve.
Todd Mitchell	A: Yes, I approve.
The Honorable Misty Napeahi	Absent
Nirae Petty	A: Yes, I approve.
Faaluaina Pritchard	Absent
Raeshawna Ware	A: Yes, I approve.

## ADJOURNMENT

The Council adjourned the meeting at 1:48p.m.

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# Draft Minutes of the Environmental Justice Council

November 18, 2022 Meeting

2:45pm-4:00pm

Virtual meeting via ZOOM Platform

Due to limited staff capacity, Environmental Justice Council (Council) staff are working to streamline the Council meeting notes. The notes now include only very high-level points and the final decisions made along with voting records. The full meeting recordings can be found on the Council's website: [Environmental Justice Council Meetings | WaPortal.org](https://www.wa.gov/EnvironmentalJusticeCouncilMeetings). However, it is important that meeting notes are useful to the Council Members and the public. Please share feedback with Council staff on how we can make these notes most useful to you by emailing [envjustice@ejc.wa.gov](mailto:envjustice@ejc.wa.gov) or by calling 360-584-4398.

## **Council members present:**

- Council Member Running-Grass
- Council Member Rosalinda Guillen
- Council Member Aurora Martin
- Council Member David Mendoza
- Council Member Esther Min
- Dawn Vyvyan on behalf of the Honorable Sylvia Miller
- Council Member Todd Mitchell
- Council Member Raeshawna Ware
- Council Member Maria Blancas
- Council Member Faaluaina Pritchard
- Council Member Nichole Banegas
- The Honorable Jarred-Michael Erickson
- Council Member Nirae Petty
- AJ Dotzauer on behalf of the Honorable Misty Napeahi
- Honorable Patrick Depoe

## **Council Members Absent:**

- The Honorable Sylvia Miller
- Council Member Maria Batayola
- The Honorable Misty Napeahi

## **Agency Liaisons Present:**

- Laura Blackmore, Puget Sound Partnership

- Eliseo (EJ) Juárez and Department of Natural Resources
- Allison Dane Camden, Department of Transportation
- Michael Furze, Department of Commerce
- Nicole Johnson, Department of Agriculture
- Millie Piazza, Department of Ecology
- Lauren Jenks, Department of Health

**Meeting Facilitator:**

- Tevin Medley

**Council Staff Present:**

- Theo Cielos
- Rowena Pineda
- Angie Ellis
- Jonathan Chen
- Sierra Rotakhina

Tevin Medley, Facilitator, called the public meeting to order at 2:48pm.

I. Welcome and Introduction

Tevin Medley, opened the meeting and facilitated Council Member and staff introductions.

II. Public Comment

- Arvia Morris, volunteer with Climate Rail Alliance shared her concern that passenger rail improvements are not funded in the Move Ahead Washington package. Arvia Morris shared it is nice to have funds for riders under 18 years old, but this does not improve the service which is not reliable, infrequent and trip times are too long. Two projects on the Amtrack Cascades line, fixing the Point Defiance Bypass and the third track between Nisqually and Centralia would open the door to reliably. Transit and rail options attract ridership when they are more reliable and frequent. The two projects mentioned above could be done in

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the next 10 years to improve service. Move Ahead Washington has funding for ultra-high speed rail. This has infrequent stops and potential to displace many communities. [Arvia Morris](#) shared that this will take a long time to build, is expensive, and could be funded with funds other than the CCA funds. They hope that the EJ Council will review and advise on the rail programs in the Move Ahead Washington package before and during the 2023 session and not just after the session as the Governor has requested.

- [Jean Mendoza](#) from Yakima County, complimented the Council on section 3 of their draft CCA funding recommendations, the Air Quality and Health Disparities Improvement Account. Jean Mendoza shared that this is very well written and extremely important and emphasized the fact that this will take a lot of oversight and careful monitoring to make sure these actions are followed up on.

### III. Continue Discussion from 11/15/22 Special Meeting and Potential Adoption of Recommendations to the Governor on Climate Commitment Act (CCA) Funding Priorities

- The Council continued their discussion of the CCA funding priorities from the 11/15/2022 meeting. That discussion can be listened to here: [Recording of Meeting](#)

A: Yes, I approve.

B: Yes, with reservations.

C: Not voting until we have further discussions.

D: I don't approve, but I won't block.

E: I block, have serious concerns.

F: I stand aside, recuse myself.

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The Council checked for consensus twice on the motion to adopt the draft CCA funding priorities as amended at the 11/18/2022 meeting and did not reach consensus. The draft priorities were therefore not adopted. The consensus check votes were as follows:

**First consensus check:**

Nichole Banegas	Absent
Maria Batayola	Absent
Maria Blancas	A: Yes, I approve.
The Honorable Patrick DePoe	A: Yes, I approve.
The Honorable Jarred-Michael Erickson	A: Yes, I approve.
Running-Grass	A: Yes, I approve.
Rosalinda Guillen	Absent
Aurora Martin	Absent
David Mendoza	A: Yes, I approve.
Dawn Vyvyan on behalf of the Honorable Sylvia Miller	A: Yes, I approve.
Esther Min	C: Not voting until we have further discussions.
Todd Mitchell	A: Yes, I approve.
AJ Dotzauer on behalf of the Honorable Misty Napeahi	A: Yes, I approve.
Nirae Petty	A: Yes, I approve.
Faaluaina Pritchard	A: Yes, I approve.
Raeshawna Ware	F: I stand aside, recuse myself.

**Second consensus check:**

Nichole Banegas	Absent
Maria Batayola	Absent
Maria Blancas	A: Yes, I approve.

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The Honorable Patrick DePoe	A: Yes, I approve.
The Honorable Jarred-Michael Erickson	A: Yes, I approve.
Running-Grass	B: Yes, with reservations.
Rosalinda Guillen	Absent
Aurora Martin	E: I block, have serious concerns.
David Mendoza	A: Yes, I approve.
Dawn Vyvyan on behalf of the The Honorable Sylvia Miller	A: Yes, I approve.
Esther Min	C: Not voting until we have further discussions.
Todd Mitchell	A: Yes, I approve.
AJ Dotzauer on behalf of the Honorable Misty Napeahi	A: Yes, I approve.
Nirae Petty	Absent
Faaluaina Pritchard	A: Yes, I approve.
Raeshawna Ware	F: I stand aside, recuse myself.

**ADJOURNMENT**

Tevin Medley, Meeting Facilitator, adjourned the meeting at 4:50p.m.

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## Agency Ex Officio Liaisons Present

- Laura Blackmore, Puget Sound Partnership
- Eliseo (EJ) Juárez, Department of Natural Resources
- Allison Dane Camden, Department of Transportation
- Michael Furze, Department of Commerce
- Nicole Johnson, Department of Agriculture
- Millie Piazza, Department of Ecology
- Lauren Jenks, Department of Health

## Council staff present:

- Amina Al-Tarouti
- Angie Ellis
- Rowena Pineda
- Sierra Rotakhina

Sierra Rowena, Council Staff, gave instructions on how to enter the language interpretation channels and see the closed captions.

Sierra Rotakhina, called the public meeting to order at 2:05pm

### I. Honoring Theo Cielos' Life and Work

The Council opened the meeting by honoring and celebrating the life and work of Theo Cielos who passed away on November 26, 2022. Theo was the Council's Community Outreach Coordinator and brought passion, fierceness, love, warmth, authenticity, kindness and humility to their community- and justice-centered work.

The Council took a break at 2:55pm and then reconvened at 3:10pm

### II. Welcome and Introduction

Tevin Medley, Facilitator, facilitated Council Member and staff introductions.

### III. Approval of Agenda

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The Council came to full consensus with Members present and adopted the agenda as posted in advance of the meeting without changes. The Members voted as follows:

Nichole Banegas	Absent
Maria Batayola	Adopt
Maria Blancas	Absent
The Honorable Patrick DePoe	Adopt
The Honorable Jarred-Michael Erickson	Adopt
Running-Grass	Adopt
Rosalinda Guillen	Absent
Aurora Martin	Adopt
David Mendoza	Absent
The Honorable Sylvia Miller	Absent
Esther Min	Adopt
Todd Mitchell	Adopt
The Honorable Misty Napeahi	Absent
Nirae Petty	Absent
Faaluaina Pritchard	Adopt
Raeshawna Ware	Adopt

#### IV. Public Comment

Tevin Medley opened the public comment period. Nobody members of the public signed up to provide comments.

#### V. Discussion of Draft Bylaws and Overview of the Elections Process

- Sierra Rotakhina provided an overview of the Council’s bylaws on election of Executive Committee Members and Co-Chairs.
- Council Members noted the need for further discussion of Council ethics as the Governance Committee drafts bylaws for the Council’s discussion and briefly discussed the importance of ethics and transparency as the Council moves to elect leadership.

#### VI. Election of Council Executive Committee

- The election results for the Executive Committee are included in Appendix A.

To request this document in an alternate format or a different language, please contact Sierra Rotakhina in any language, at [envjustice@doh.wa.gov](mailto:envjustice@doh.wa.gov) or 360-584-4398.

The Council took a break at 4:46pm and then reconvened at 4:50pm

## VII. Election of Council Co-Chairs

- The election results for the Co-Chair seats are included in Appendix A.

## VIII. Discuss 2023 Council Meeting Schedule

Council Members shared the following thoughts on the 2023 meeting schedule to help inform the Executive Committee as they draft a 2023 meeting schedule for Council discussion:

- Legislature convening next year, need to anticipate and respond to legislative session in a timely. Want shorter monthly meetings, with simpler meeting notes, not it's not so onerous on staff. Need to be nimble and initiate actions as necessary.
- Keep in mind biennial budget next year.
- Can experiment with having monthly meetings for January, February, March than calibrate after that.
- CCA funds will start rolling out soon, EJC plays role in that. Things are chaotic at the moment, need to get more coordinated and ready.
- Able to get decisions or recommendations moving forward is essential.
- Adopt a more frequent monthly meeting, might need to consider a less frequent cadence for committee meetings as well. Staff will need more support if meeting this often.
- Workload planning needs to inform 2023 meeting schedule.

## IX. Check-In and Farewell

- Ended meeting with "describe how you feel right now"
  - In chat-humbled and honored, grateful, hopeful, Theo would be proud

The Council adjourned at 5:24pm.

To request this document in an alternate format or a different language, please contact Sierra Rotakhina in any language, at [envjustice@doh.wa.gov](mailto:envjustice@doh.wa.gov) or 360-584-4398.

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Appendix A: Environmental Justice Council 2022 Executive Committee Election Results

<b>Tribal Representative Seat</b>			
	<b>Vice Chairman DePoe</b>	<b>Abstain</b>	<b>Absent</b>
Nichole Banegas (through proxy)	1		
Maria Batayola	1		
Maria Blancas			absent
The Honorable Patrick DePoe	1		
The Honorable Jarred-Michael Erickson	1		
Running-Grass	1		
Rosalinda Guillen (through proxy)	1		
Aurora Martin	1		
David Mendoza (through proxy)	1		
Dawn Vyvyan Voting on behalf of The Honorable Sylvia Miller	1		
Esther Min	1		
Todd Mitchell	1		
The Honorable Misty Napeahi			absent
Nirae Petty (through proxy)	1		
Faaluaina Pritchard	1		
Raeshawna Ware	1		
<b>Total</b>	14		
	100.00%		

<b>Community Representative Seat</b>	<b>Maria Batayola</b>	<b>Rosalinda Guillen</b>	<b>Aurora Martin</b>	<b>Abstain</b>	<b>Absent</b>
Nichole Banegas (through proxy)				1	
Maria Batayola	1				
Maria Blancas					absent
The Honorable Patrick DePoe	1				
The Honorable Jarred-Michael Erickson			1		
Running-Grass	1				
Rosalinda Guillen (through proxy)		1			
Aurora Martin		1			
David Mendoza (through proxy)	1				
Dawn Vyvyan Voting on behalf of The Honorable Sylvia Miller	1				
Esther Min		1			
Todd Mitchell		1			
The Honorable Misty Napeahi					absent
Nirae Petty (through proxy)			1		
Faaluaina Pritchard	1				
Raeshawna Ware	1				
<b>Total</b>	<b>7</b>	<b>4</b>	<b>2</b>		
	<b>53.85%</b>	<b>30.77%</b>	<b>15.38%</b>		

Note: There was a formula error in this document during the live EJ Council meeting which indicated that Council Member Batayola had received 50.0% of the vote. The bylaws require a majority vote, so the Council had a run-off (results on next page) between Council Member Batayola and Council Member Guillen. Once the formula error was corrected it showed that Council Member Batayola had 53.85% of the first vote, so the run-off election was not necessary. This error did not change the outcome of the elections as Member Batayola won the run-off election as well.

<b>Community Representative Seat Run-Off</b>				
	<b>Maria Batayola</b>	<b>Rosalinda Guillen</b>	<b>Abstain</b>	<b>Absent</b>
Nichole Banegas (through proxy)			1	
Maria Batayola	1			
Maria Blancas				absent
The Honorable Patrick DePoe	1			
The Honorable Jarred-Michael Erickson	1			
Running-Grass	1			
Rosalinda Guillen (through proxy)	1			
Aurora Martin	1			
David Mendoza (through proxy)	1			
Dawn Vyvyan Voting on behalf of The Honorable Sylvia Miller	1			
Esther Min	1			
Todd Mitchell		1		
The Honorable Misty Napeahi				absent
Nirae Petty (through proxy)	1			
Faaluaina Pritchard	1			
Raeshawna Ware	1			
<b>Total</b>	<b>12</b>	<b>1</b>		
	<b>92.31%</b>	<b>7.69%</b>		

<b>Three Remaining Open Executive Committee Seats</b>							
	<b>Running-Grass</b>	<b>David Mendoza</b>	<b>Esther Min</b>	<b>Rosalinda Guillen</b>	<b>Aurora Martin</b>	<b>Abstain</b>	<b>Absent</b>
Nichole Banegas (through proxy)						1	
Maria Batayola			1	1	1		
Maria Blancas							absent
The Honorable Patrick DePoe	1	1	1				
The Honorable Jarred-Michael Erickson	1	1	1				
Running-Grass		1		1	1		
Rosalinda Guillen (through proxy)			1	1	1		
Aurora Martin			1	1	1		
David Mendoza (through proxy)	1	1	1				
Dawn Vyvyan Voting on behalf of The Honorable Sylvia Miller	1	1			1		
Esther Min			1	1	1		
Todd Mitchell	1	1		1			
The Honorable Misty Napeahi							absent
Nirae Petty (through proxy)	1			1	1		
Faaluaina Pritchard			1	1	1		
Raeshawna Ware		1	1	1			
<b>Total</b>	<b>6</b>	<b>7</b>	<b>9</b>	<b>9</b>	<b>8</b>		
	46.15%	53.85%	69.23%	69.23%	61.54%		

Co-Chairs					
	Vice Chair DePoe and Maria Batayola	Vice Chair DePoe and Rosalinda Guillen	Maria Batayola and Rosalinda Guillen	Abstain	Absent
Nichole Banegas					absent
Maria Batayola	1				
Maria Blancas					absent
The Honorable Patrick DePoe	1				
The Honorable Jarred-Michael Erickson	1				
Running-Grass	1				
Rosalinda Guillen (through proxy)			1		
Aurora Martin			1		
David Mendoza (through proxy)	1				
Dawn Vyvyan Voting on behalf of The Honorable Sylvia Miller	1				
Esther Min		1			
Todd Mitchell	1				
The Honorable Misty Napeahi					absent
Nirae Petty (through proxy)	1				
Faaluaina Pritchard	1				
Raeshawna Ware	1				
<b>Total</b>	10	1	2		
	76.92%	7.69%	15.38%		



# Environmental Justice Council

**Date:** January 26, 2023

**To:** Environmental Justice Council Members

**From:** Sierra Rotakhina, Council Manager

**Subject:** Executive Committee Updates for Council Discussion: 2023 Meeting Goals and Workplan

## Background and Summary:

The Environmental Justice Council (Council) elected leadership at its December 13, 2022 meeting. The Executive Committee is:

- Co-Chair Patrick DePoe
- Co-Chair Maria Batayola
- Councilmember Rosalinda Guillen
- Councilmember Aurora Martin
- Councilmember Esther Min

Since being elected, the Executive Committee has met three times: December 22, 2022, January 5, 2023, and January 19, 2023. At these meetings the Executive Committee discussed the agenda and pathways for success for today's meeting and drafting proposed meeting goals to guide facilitation for the Council's discussion today (see [page 33](#)).

Today the Executive Committee Members will provide updates on their work so far and Co-Chair DePoe will facilitate a discussion about the 2023 meeting schedule and workplan so the full Council can guide the Executive Committee's next steps in supporting the Council in adopting a 2023 meeting schedule.

## Staff Recommended Actions:

Staff recommends that the Council discuss the proposed meeting goals to guide facilitation and the Council's 2023 workplan and meeting schedule to guide the Committee's next steps.

## Staff Contact

Sierra Rotakhina, Council Manager, [sierra.rotakhina@ejc.wa.gov](mailto:sierra.rotakhina@ejc.wa.gov), 360-584-4398

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**D R A F T proposed meeting goals to guide facilitation for EJ Council Executive & Council meetings based on expressed values:**

- i. Co-Governance: The HEAL Act establishes joint responsibility for the community and the HEAL covered agencies<sup>1</sup> to equitably and inclusively co-create and implement HEAL Act and other related laws.
- ii. Community: Builds strong sense of centering overburdened communities,<sup>2</sup> which includes Tribal lands, and vulnerable populations<sup>3</sup> in Washington State, and strong capacity to advocate accordingly.
- iii. Equity: Allows for equitable participation in Council conversations for both voting and non-voting members to ensure the EJC harnesses everyone’s lived experience, knowledge, skills, and abilities.
- iv. Informed Decision-Making: Builds deep understanding of topics and issues towards creative collaborative problem solving.
- v. Mission-Focused: Enables completion of HEAL Act & other related laws such as CCA’s required and anticipated workload.<sup>4</sup>
- vi. Responsiveness: Increases agility, initiative, and responsiveness to Executive and Legislative actions<sup>5</sup>
- vii. Transparency and Accountability: Is transparent, informative, empowering, and accountable to overburdened communities and vulnerable populations to participate meaningfully and hold the EJC accountable.

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<sup>1</sup> Washington State Departments of Agriculture, Commerce, Ecology, Health, Natural Resources, and Transportation and the Puget Sound Partnership.

<sup>2</sup> The HEAL Act (RCW [70A.02.010](#)) defines “overburdened community” as “a geographic area where vulnerable populations face combined, multiple environmental harms and health impacts, and includes, but is not limited to, highly impacted communities as defined in RCW [19.405.020](#).” RCW [19.405.020](#) defines “highly impacted community as “a community designated by the department of health based on cumulative impact analyses in RCW [19.405.140](#) or a community located in census tracts that are fully or partially on ‘Indian country’ as defined in 18 U.S.C. Sec. 1151.”

<sup>3</sup> The HEAL Act (RCW [70A.02.010](#)) defines “vulnerable populations” as “population groups that are more likely to be at higher risk for poor health outcomes in response to environmental harms, due to: (i) Adverse socioeconomic factors, such as unemployment, high housing and transportation costs relative to income, limited access to nutritious food and adequate health care, linguistic isolation, and other factors that negatively affect health outcomes and increase vulnerability to the effects of environmental harms; and (ii) sensitivity factors, such as low birth weight and higher rates of hospitalization.

(b) "Vulnerable populations" includes, but is not limited to:

(i) Racial or ethnic minorities;

(ii) Low-income populations;

(iii) Populations disproportionately impacted by environmental harms; and

(iv) Populations of workers experiencing environmental harms.”

<sup>4</sup> For example, adopting recommendations to the Legislature on spending Climate Commitment Act funds as required in RCW [70A.65.040](#).

<sup>5</sup> See footnote 4.

# Environmental Justice Council

**Date:** January 26, 2023

**To:** Environmental Justice Council Members

**From:** Rowena Pineda, Environmental Justice Advisor

**Subject:** Reports from HEAL agencies

## Background and Summary:

The agencies covered by the HEAL Act submit annual reports on the progress of their implementation of HEAL obligations to the Environmental Justice Council. At its September 22<sup>nd</sup> meeting, the Council approved questions that covered agencies are to respond to. These are:

1. What HEAL obligations have been implemented or are in process?
2. What budget amount was requested and fulfilled to implement HEAL during the 2021-2023 biennium?
3. How much was funded, and was it enough?
4. How are funds being used?
5. Have you requested increased funding for next biennium?
6. What barriers are you encountering in your implementation, how are you planning on overcoming those barriers in the next year, and what are your resource needs to overcome those barriers?
7. Who identified those barriers (Community comment/complaint? Was there an incident that showed this as a barrier? Etc.).
8. How are you planning to implement HEAL in the next fiscal year?
9. Information on community engagement by region/information through an equitable lens.

The agencies' original presentation was to take place at the October 27<sup>th</sup> Council meeting. It was rescheduled for December 17<sup>th</sup>. We revised the agenda for the December meeting to

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honor our team member and friend, Theo Cielos, who unexpectedly passed away in November. The agencies' presentation was moved to January 26<sup>th</sup>.

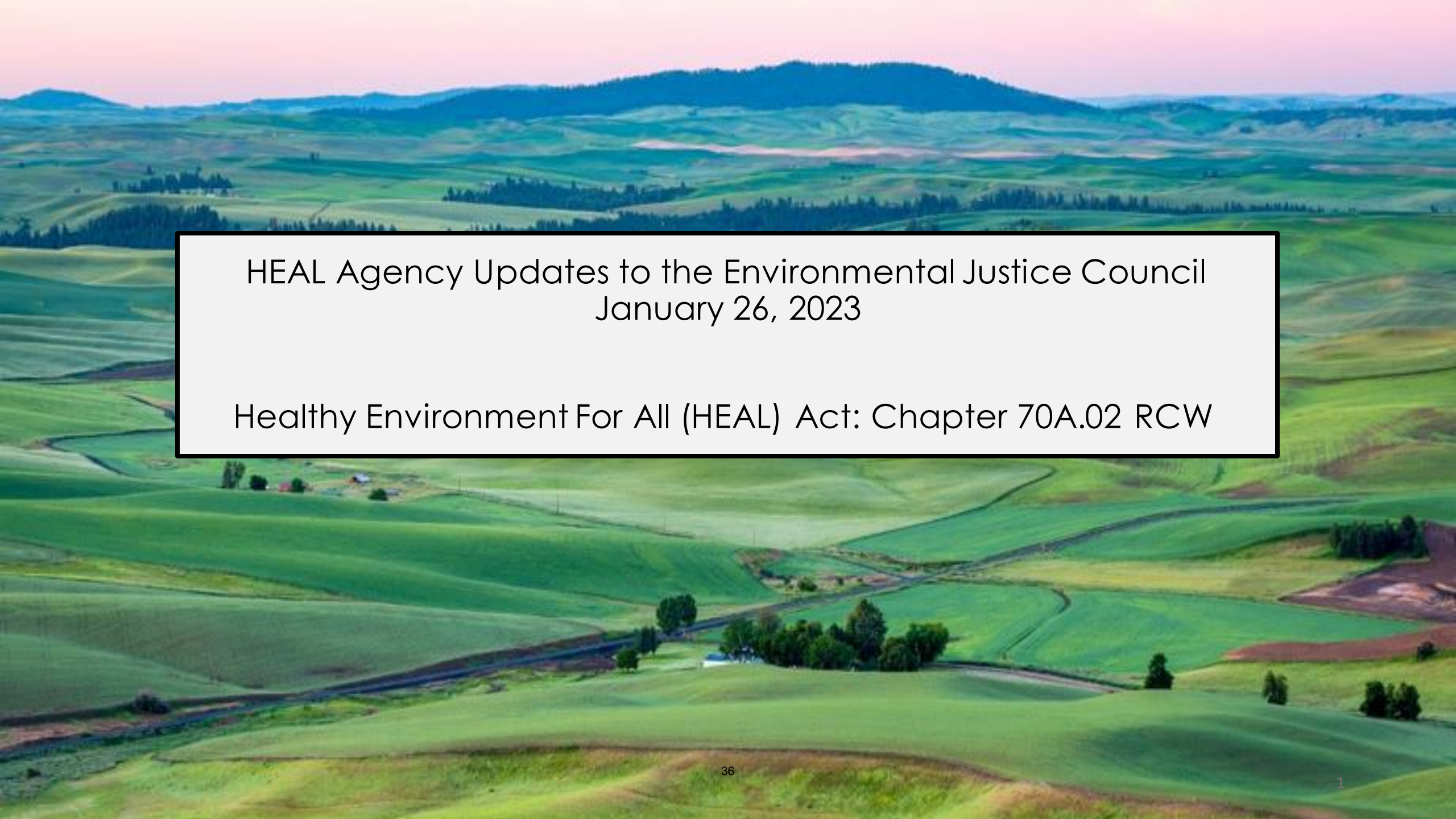
The following materials accompany this memo:

1. Members of the Interagency Work Group recorded a short video to provide a broad overview of the status of the different HEAL obligations, common barriers agencies are encountering, and areas where the Work Group is looking for Council guidance. The link to the video is here: [HEAL Interagency Work Group December 2022 - YouTube](#).
2. The slides that go with the video along with Appendices. The appendices include a slide from each agency responding to the questions posed by the Council (please see above). Each agency slide includes contact information for the agency representative(s) on the Interagency Work Group and its Ex Officio Liaison.
3. A summary matrix of the HEAL obligations and their status.
4. A timeline created by the Interagency Work Group for the different HEAL obligations.

## Staff Contact

Rowena Pineda, Environmental Justice Advisor, [rowena.pineda@ejc.wa.gov](mailto:rowena.pineda@ejc.wa.gov), 360.584.4197

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HEAL Agency Updates to the Environmental Justice Council  
January 26, 2023

Healthy Environment For All (HEAL) Act: Chapter 70A.02 RCW

# Agenda

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- Agency Strategic Plan update
- Community Engagement Plan update
- EJ Assessment process update
- Budgeting and Funding update
- Agency Budget information
- Common barriers
- IWG needs from EJC



# Strategic Plans

Agriculture	Commerce	Health	Transportation	Natural Resources	Ecology	Puget Sound Partnership
<p><a href="#">WSDA Strategic Plan</a> published Jan 1, 2023</p> <p><a href="#">WSDA Implementation Plan</a> published Jan 1, 2023</p>	<p><a href="#">Agency strategic plan</a> has been drafted, incorporates EJ Implementation Plan.</p>	<p><a href="#">DOH Transformational Plan</a> published Aug 2022</p> <p>Full <a href="#">DOH EJ Implementation Plan</a> published December 2022</p>	<p><a href="#">WSDOT Strategic Plan</a> (Sept 2022)</p> <p><a href="#">WSDOT Diversity, Equity and Inclusion Plan</a> (Aug 2022 incorporates the HEAL Act)</p> <p><a href="#">WSDOT Strategic Plan Brochure</a> (Sept 2022)</p> <p>WSDOT EJ Implementation Plan Jan 2023</p>	<p>Agency strategic plan awaiting final Commissioner approval. (Jan 18, 2023)</p> <p>Public Comment and Participation Policy (Feb 2023)</p> <p>DNR Pro-Equity and Anti-Racism and Environmental Justice Strategic Action Plan (Feb 2023)</p>	<p><a href="#">Ecology's 2023-2025 Strategic Plan</a></p> <p><a href="#">Ecology and EPA Environmental Performance Partnership Agreement State Fiscal Years 2022-2023</a></p> <p>Implementing Washington's Environmental Justice Law (Chapter 70A.02 RCW): Summary of Progress and Implementation Goals (pdf included in packet)</p> <p>Language Access Plan (forthcoming 2023)</p> <p>Ecology Pro-Equity and Anti-Racism Strategic Action Plan (forthcoming)</p> <p>Human Resource Diversity Equity Inclusion and Respect Plan (forthcoming)</p>	<p><a href="#">PSP Strategic Plan</a> (2020-2025)</p> <p><a href="#">Puget Sound Action Agenda</a> (2022-2026)</p> <p>PSP DEI and EJ Action Plan (tbd adopted December 2022)</p> <p>Equity and EJ Program Strategic Plan (tbd adopted before 2023)</p>

# Community Engagement Plans

## DESIRED OUTCOMES

Each agency adopts a plan for how to equitably engage with overburdened communities and vulnerable populations

## CURRENT WORK

- Agencies completed DRAFT Community Engagement Plans on July 1, 2022
- Next steps:
  - Community listening sessions
  - Engage EJ Council and incorporate their guidance
  - Working with Tribal Liaisons and GOIA on how to offer joint tribal consultation on CE Plans



# EJ Assessments

## DESIRED OUTCOMES

Agencies identify and take action to eliminate or reduce potential harm to communities most impacted by environmental hazards and to equitably distribute environmental benefits

## CURRENT WORK

- Interagency Work Group just beginning work on this obligation; meeting with some EJC members regularly.
- Goal to develop a common process for all HEAL agencies as baseline, then modify as needed for each agency.
- Next steps:
  - Community listening sessions will further inform this process
  - Engage EJ Council and incorporate their guidance
  - Working with Tribal Liaisons and GOIA on how to offer joint tribal consultation on significant agency actions with impacts to tribes

# EJ in Budgeting and Funding

## DESIRED OUTCOMES

Equitable distribution of agency budgets, expenditures, and funding opportunities towards overburdened communities, with a focus on the elimination of harm and equitable distribution of environmental benefits, and increased access to participation and decision-making.

## CURRENT WORK

- Exploring and scoping misalignment with agency financial systems and HEAL statutory requirements
- Actively seeking guidance and help to determine how we can fulfill this obligation
- Need support from OFM and EJ Council

Budget Information	Agriculture (877 employees)	Commerce (500 employees)	Health (2,872 employees)	Transportation (6,945 employees)	Natural Resources (2,054 employees)	Ecology (1,680 employees)	Puget Sound Partnership (56 employees)
FY21-23 Fiscal Note Request:	\$308,400	\$4,433,542	\$2,316,105	\$1,026,000	\$3,699,300	\$1,535,932	\$1,680,000
FY21-23 Fiscal Note Funding:	\$156,000 2022 Supplemental Budget requested \$656,000	\$3,147,000	\$2,450,254	\$500,000 – Initial Proviso \$526,000 – Supplemental Appropriations	\$3,044,000	\$1,537,000	\$1,680,000
How funds are being used:	Three staff positions & community engagement activities	staffing, data infrastructure and analytics, AAG guidance, staff training, travel for community engagement initiatives	DOH Implementation: \$231,168 (staffing) EJ Council Staffing: \$1,173,593 EHD Map: \$1,045,493	Staffing resources	Initial program design, HEAL implementation, and community engagement.	HEAL staffing	Staffing, training, travel, HEAL Act implementation
FY23-25 Carry Forward or Budget Request:	\$406,000	\$3,094,000	Total: \$9,156,000 Includes HEAL implementation, EJ Council, EHD map, and continued funding for EJ Community Participation Fund	\$2,075,000 – Carry Forward	\$1,864,000	Carry Forward Level: \$1,608,000 per biennia	Carry forward: \$274k/year  Budget request: \$778K ongoing
How FY23-25 funds will be used:	Advancing activities and community engagement	staffing, data infrastructure and analytics, AAG guidance, community engagement initiatives	Staffing Community Engagement (translation services, accessibility, compensation) <sup>42</sup>	Staffing resources Community Engagement (translation services, interpretation, accessibility)	HEAL staffing, contracted support and community engagement	HEAL staffing	Staffing (2 FTE) for EJ and community engagement work

## Common Barriers

- Need for additional staffing
- Need for additional resources for equitable and accessible community engagement and tribal engagement
- Outdated and cumbersome financial systems and processes
- Change management within agencies
- Confusion and shared resources between HEAL and PEAR work
- Need clearer process for how to work with the EJ Council, process and timeline for Council creating and disseminating guidance to IWG

# IWG Needs from EJC

- Clarity on what "guidance" from the Council looks like
  - Is it feedback from individual councilmembers? What is feedback from different councilmembers conflicts or there is disagreement?
  - Is there a process for creating collective guidance from the Council to send to the IWG?
  - How should we work in "iterative consultation" with the Council, as described in the HEAL Act?
- Need for engagement and guidance on:
  - Community Listening sessions format and planning
  - Community Engagement Plans
  - Strategic Plans
  - The process to identify overburdened communities and vulnerable populations
  - Identifying programs that meet the definition of Significant Agency Actions
  - Best practices on environmental justice assessments and when and how to use cumulative environmental health impact analysis
  - How to incorporate environmental justice principles into agency decision processes for budget development, making expenditures, and granting or withholding environmental benefits

# Appendices

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# Department of Agriculture Updates

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## Strategic & EJ Implementation Plans

- Published Jan 1, 2023

## Funding Resources & Requests

- FY21-23 Fiscal Note: \$308,400; we received \$156,000
- FY21-23 Budget Funding: 2022 Supplemental Budget requested \$656,000

## How funds are being used:

- Three staff positions and community engagement

## FY23-25 Budget Request:

- \$406,000 for advancing activities and community engagement

## Implementation barriers:

- A discrepancy in budget resources to implement the HEAL Act
- Delays in the recruitment of staff
- Staff capacity is shared between the implementation of the HEAL Act and Executive Order 22-04 (PEAR)
- Lack of resources for community engagement

## Who identified these barriers?

- WSDA Staff

## Needs to overcome barriers:

- Hire additional staff
- Submitted Decision Package

## Contact Information:

- IWG Representative: Jill Wisehart [jwisehart@agr.wa.gov](mailto:jwisehart@agr.wa.gov)
- EJC Agency Liaison/Ex-Officio: Nicole Johnson, [nyjohnson@agr.wa.gov](mailto:nyjohnson@agr.wa.gov)

# Department of Commerce Updates

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## Strategic Plan

- Agency strategic plan has been drafted, incorporates EJ Implementation Plan draft
- HEAL Implementation Team is researching data management and impact reporting infrastructure that will integrate with the IS department's broader work in response to various equity initiatives (HEAL, PEAR, Justice40, CCA).

## Funding Resources & Requests

FY21-23 Fiscal Note: \$4,433,542

FY21-23 Budget Funding: \$3,147,000 (requested \$326,000 to be carried over due to underspend)

**How funds are being used:** staffing, data infrastructure and analytics, AAG guidance, staff training, travel for community engagement initiatives

FY23-25 Budget Request: \$3,094,000

## Implementation Barriers:

- Delayed EJC formation resulted in delay for agency being able to work iteratively with the Council on HEAL deliverables in accordance with statute timelines
- Budget uncertainty created delays in staffing, recruitments limited to short-term, project-based hires
- Change management is complex across an agency with a very diverse portfolio amidst rapid scaling and reorganization
- Lack of centralized program-level data systems and lack of clarity on state-level HEAL data systems
- PEAR executive order adds a layer of complexity for integrating equity efforts across the agency

**Who identified these barriers?** Department Staff

**Needs to overcome barriers:** Secure FY24-25 funding

## Contact Information:

IWG representative: Jennifer Grove, [jennifer.grove@commerce.wa.gov](mailto:jennifer.grove@commerce.wa.gov)

EJC Agency Liaison/Ex-Officio: Michael Furze, [michael.furze@commerce.wa.gov](mailto:michael.furze@commerce.wa.gov)



# Department of Health Updates

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## Strategic Plan

- [DOH Transformational Plan](#) published Aug 2022
  - [Full DOH EJ Implementation plan](#) will be published by Jan 1, 2023

## Funding Resources & Requests

FY21-23 Fiscal Note: \$2,316,105

FY21-23 Budget Funding: \$2,450,254

How funds are being used:

- DOH Implementation: \$231,168
- EJ Council Staffing: \$1,173,593
- EHD Map: \$1,045,493

FY23-25 Budget Request:

- Total: \$9,156,000; includes funding for:
  - DOH Implementation
  - EJ Council Staffing
  - EHD Map
  - EJ Community Participation Fund Grant

## Barriers

Implementation barriers:

- Need for additional staffing
- Need for additional resources for equitable and accessible community engagement and (separately) Tribal consultation and engagement
- Challenges with financial systems and processes
- Transformational change management across the agency
- Confusion between HEAL and PEAR

Who identified these barriers?

- DOH staff

Needs to overcome barriers:

- Additional staffing
- Resources to support equitable and accessible community engagement
- Submitted Decision Package

## Contact Information:

IWG representative: Elise Rasmussen; [Elise.Rasmussen@doh.wa.gov](mailto:Elise.Rasmussen@doh.wa.gov)

EJC Agency Liaison/Ex-Officio: Lauren Jenks; [Lauren.Jenks@doh.wa.gov](mailto:Lauren.Jenks@doh.wa.gov)

# Department of Transportation Updates

## Milestones

**Community Engagement Plan** (July 2022)

**Strategic Plan** (September 2022)

**Diversity, Equity and Inclusion Plan**

(August 2022 Embedded in the Strategic Plan - incorporates the HEAL Act/EJ)

**EJ Assessment Process Update** (Draft)

**HEAL Act EJ Implementation Plan** (under development)

**EJ Webpage**

**Internal EJ /Community Engagement Practitioners SharePoint Site**

**Hiring EJ positions across the agency**

## Funding Resources

FY 21-23 Fiscal Note: \$1,026,000

FY 21-23 Budget Funding: \$500,000 (Initial Proviso)

\$526,000 (Supplemental Appropriations)

FY23-25 Budget Carry Forward: \$2,075,000

How are we using funds:

- Staffing Resources
- Community Engagement  
(translation services, interpretation, accessibility)

## Barriers

Implementation barriers:

- Requires transformational culture change
- Lack of resources
- Resources to embed meaningful & sustained community engagement in agency practices/decision-making
- Resources for continuous EJ education

Who identified the barriers?

- WSDOT HEAL Act Co-Project Managers
- WSDOT HEAL Act Executive Co-Sponsors

Needs to overcome barriers

- Sustained implementation of the WSDOT DEI plan including EJ education and internal communications
- Community engagement training and sustained implementation throughout WSDOT decision-making
- Identify, fulfill, and monitor EJ /Community Engagement staffing needs (including education and implementation in all WSDOT divisions and regions)

## Contact Information

IWG Representatives:

Charlene Kay [kayc@wsdot.wa.gov](mailto:kayc@wsdot.wa.gov)

Alberto Valentin [valent@wsdot.wa.gov](mailto:valent@wsdot.wa.gov)

EJC Agency Liaison/Ex-Officio:

Ahmer Nizam [nizama@wsdot.wa.gov](mailto:nizama@wsdot.wa.gov)

# Department of Natural Resources Updates

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## Strategic Plan

Will be released by Feb. 1, 2023  
(Commissioner approval pending)

## Funding Resources & Requests

FY21-23 Fiscal Note: \$3,699,300

FY21-23 Budget Funding: \$3,044,000

## How funds are being used:

Staffing for HEAL implementation, Community Engagement, Boards and Commissions program design and support.

FY23-25 Carry Forward Level:  
\$1,860,000 per biennia

## Barriers

### *Implementation barriers:*

- Statutory timelines and resources were not aligned with EJ Council/IWG coordination.
- Scale of change management across divisions with distinct work culture and function
  - Ex: Wildfire, Real Estate, Forest Resilience, Admin, WA Geologic Survey, etc.
- Limited staff capacity and difficulty in recruitment.
- Skill building and internal education on EJ competencies, principles, history.
- Outdated Financial Systems and Budgetary flexibility.

### *Who identified these barriers?*

- DNR staff responsible for HEAL implementation and Community Steering Committee

### *How we will be able to overcome barriers:*

- Additional Staffing
- Engagement and collaboration with the EJ Council and subgroups
- Investments in internal organizational change management and education

## Contact Information:

- EJC Agency Liaison/Ex-Officio: EJ Juarez; [ej.juarez@dnr.wa.gov](mailto:ej.juarez@dnr.wa.gov)
- Community Engagement representative: Carlos Lugo; [carlos.lugo@dnr.wa.gov](mailto:carlos.lugo@dnr.wa.gov)

# Department of Ecology Updates

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## Strategic Plan

[Ecology's 2023-2025 Strategic Plan Ecology](#)

[EPA Environmental Performance Partnership Agreement  
State Fiscal Years 2022-2023](#)

Implementing Washington's Environmental Justice Law  
(Chapter 70A.02 RCW): Summary of Progress and  
Implementation Goals (pdf attached)

## Funding Resources & Requests

FY21-23 Fiscal Note: \$1,535,932

FY21-23 Budget Funding: \$1,537,000

**How funds are being used:** Staffing for  
HEAL implementation

FY23-25 Carry Forward Level: \$1,608,000 per  
biennia

## Barriers

*Implementation barriers:*

- Statutory timelines did not align with available capacity (and process requirements) of council formation and interagency workgroup coordination
- Complexity of change management across an agency with a very diverse portfolio
- Staff capacity, delays in recruitment of staff
- Institutional and operational barriers that take time to transform

*Who identified these barriers?*

- ECY staff responsible for HEAL implementation

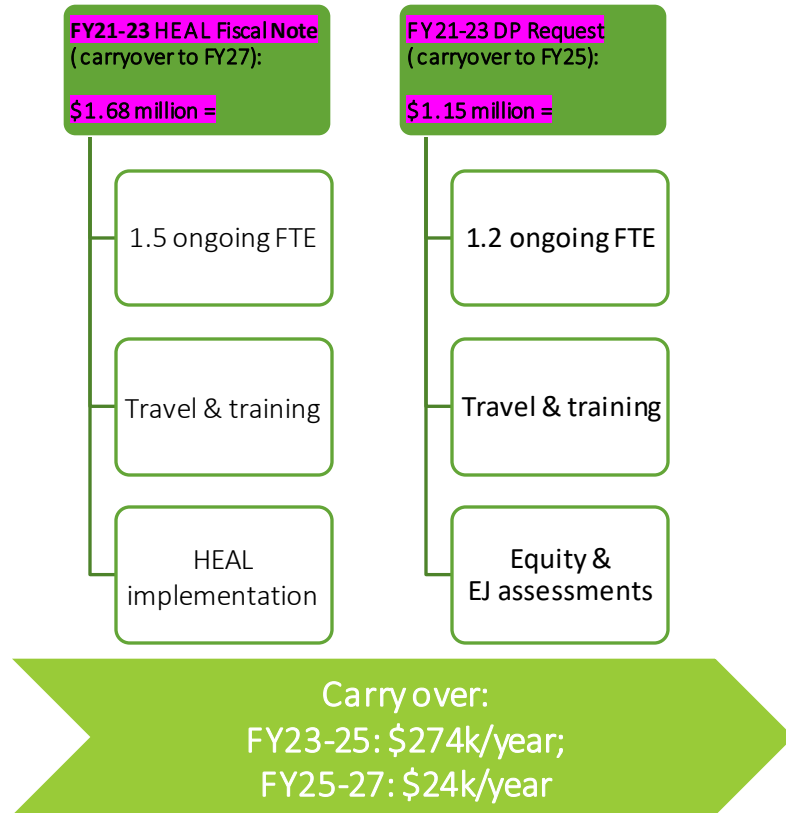
*Needs to overcome barriers:*

- Additional Staffing
- Engagement and collaboration with the EJ Council and subgroups

## Contact Information:

- IWG Representative: Courtney Cecale, [courtney.cecalle@ecy.wa.gov](mailto:courtney.cecalle@ecy.wa.gov)
- EJC Agency Liaison/Ex-Officio: Millie Piazza, [millie.piazza@ecy.wa.gov](mailto:millie.piazza@ecy.wa.gov)

# Puget Sound Partnership Updates



- **FY23-25 Budget Request:**  
\$778k/year for 2 additional ongoing FTE

## Implementation barriers:

- Lack of shared EJ framework w/in IWG
- Lack of guidance from EJ Council
- Lack of direct community engagement

## Needs to overcome barriers:

- Direct engagement with the EJ Council
- Additional capacity

## Resources to address barriers:

- Legislative support budget request

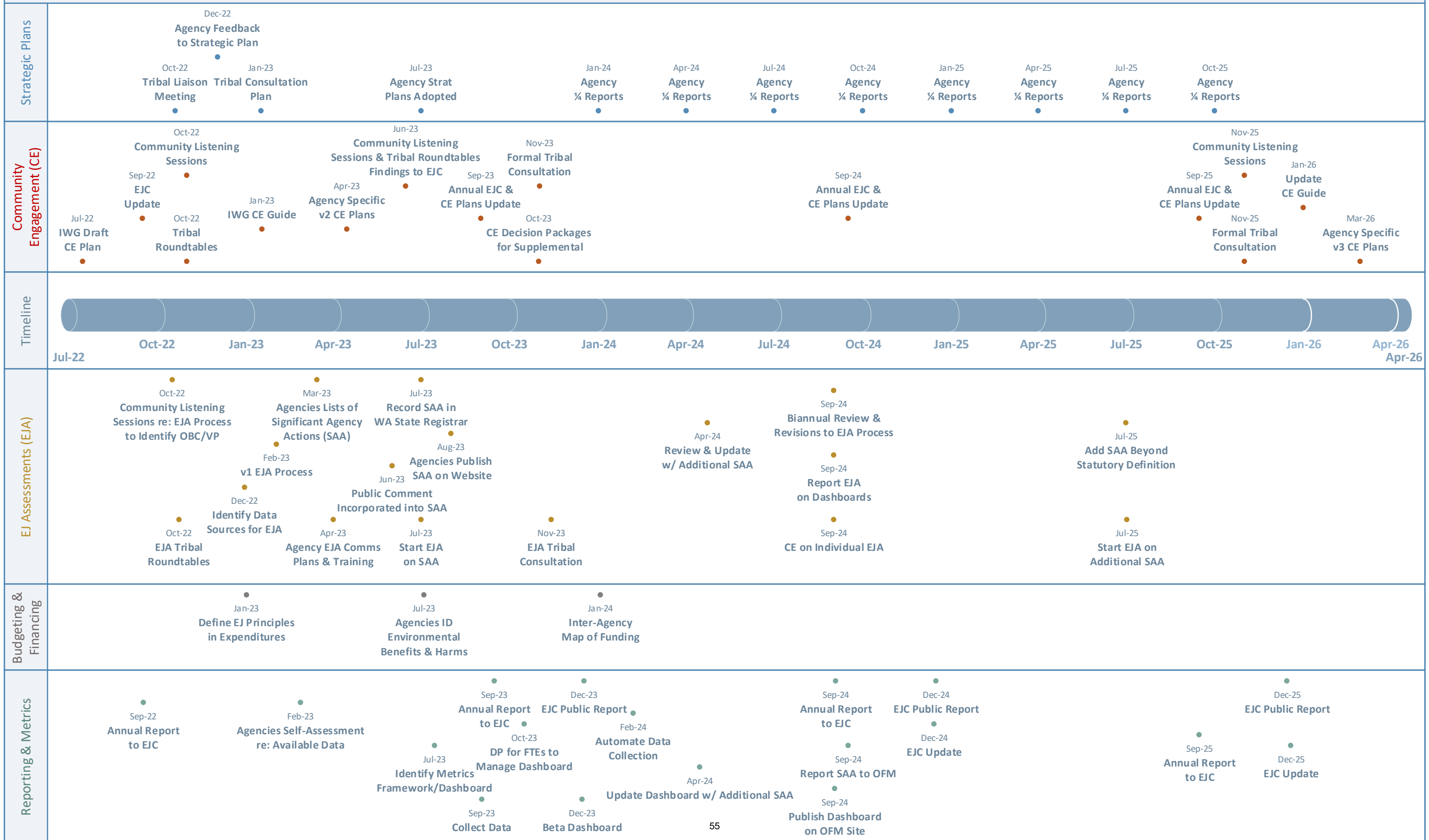
**SUMMARY OF HEAL ACT ([70A.02](#) RCW) OBLIGATIONS**

Adoption of Community Engagement Plans (RCW <a href="#">70A.02.050</a> )	Incorporation of environmental justice into agency strategic plans (RCW <a href="#">70A.02.040</a> )	Incorporation of environmental justice into budget and funding discussions (RCW <a href="#">70A.02.080</a> )	Conduct environmental justice assessments (RCW <a href="#">70A.02.060</a> )	Tribal Consultations (RCW <a href="#">70A.02.100</a> )	Annual report to the Environmental Justice Council (EJC) (RCW <a href="#">70A.02.090</a> )
DUE: July 1, 2022	DUE: January 1, 2023	DUE: July 1, 2023	DUE: July 1, 2023	Ongoing	Annual
<p>MILESTONES:</p> <ul style="list-style-type: none"> <li>On June 22, 2022, the EJC supported the adoption of the interagency DRAFT community engagement guide and DRAFT agency-specific engagement plans by HEAL agencies.</li> </ul> <p>NEXT STEPS:</p> <ul style="list-style-type: none"> <li>Host community listening sessions and Tribal Roundtables between March-October 2023.</li> <li>Engage the EJC and incorporate their guidance.</li> <li>Work with Tribal Liaisons and the Governor’s</li> </ul>	<p>MILESTONES:</p> <ul style="list-style-type: none"> <li>On January 1, 2023, agencies posted DRAFT agency strategic and implementation plans except for the Department of Natural Resources which is waiting for approval from the Commissioner.</li> </ul>	<p>UPDATE:</p> <ul style="list-style-type: none"> <li>A workgroup focusing on this obligation meets weekly starting January 12, 2023.</li> </ul> <p>NEXT STEPS:</p> <ul style="list-style-type: none"> <li>Explore and scope the misalignment with agency financial systems and HEAL statutory requirements.</li> <li>Actively seeking guidance and help to determine how agencies can fulfill this obligation.</li> </ul>	<p>UPDATE:</p> <ul style="list-style-type: none"> <li>A few members of the EJC and members of the Interagency Work Group are meeting monthly since October 2022 to look at different sample assessments.</li> <li>A small agency workgroup has been meeting weekly since December of 2022 to develop an EJ assessment process. A first look will be shared with the bigger group named above for review and feedback.</li> </ul> <p>NEXT STEPS:</p> <ul style="list-style-type: none"> <li>Host community listening sessions.</li> </ul>	<p>UPDATE:</p> <ul style="list-style-type: none"> <li>The interagency Tribal Liaisons Work Group developed a Tribal Engagement Plan. Dear Tribal Leader Letters and Tribal Engagement Guide template will be coming out from GOIA.</li> <li>In addition, Departments of Health and Transportation have existing Tribal Consultation processes/procedures. Departments of Agriculture, Commerce, Ecology, Natural Resources, and the Puget Sound Partnership are currently updating or creating Tribal Consultation frameworks.</li> </ul>	<p>MILESTONES:</p> <ul style="list-style-type: none"> <li>On September 22, 2022, the EJC adopted questions they recommended the HEAL agencies answer.</li> <li>In November 2022, HEAL agencies submitted a recording of a presentation responding to the questions posed by the EJC at its September meeting as well as brief updates on agencies’ implementation of the HEAL Act.</li> </ul>

Office of Indian Affairs (GOIA) on how to offer joint Tribal consultation on community engagement plans.			<ul style="list-style-type: none"><li>• Engage the EJC and incorporate their guidance.</li><li>• Work with Tribal Liaisons and GOIA on how to offer joint tribal consultation on significant agency actions with impacts to Tribes.</li></ul>		
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# HEAL Implementation Timeline – Interagency Work Group (IWG) for Environmental Justice Council (EJC)

As of 12/29/22: JD





# Environmental Justice Council

**Date:** January 26, 2023

**To:** Environmental Justice Council Members

**From:** Sierra Rotakhina, Council Manager

**Subject:** Climate Commitment Act Funding Priorities

## Background and Summary:

The Environmental Justice Council (Council) held special meetings on November 15, 2022 and November 18, 2022 to discuss its Climate Commitment Act (CCA) funding recommendations for the Governor. The Council did not adopt the proposed recommendations at those meetings. Since that time the Governor's proposed budgets have been released. The House and Senate budgets have not yet been introduced. The Council is meeting again today to continue this discussion and potentially adopt CCA funding recommendations to the Legislature. Page 58 of this meeting packet includes the draft recommendations for discussion at today's meeting. Page 66 of the meeting packet includes a table outlining parts of the Governor's proposed budgets that have some alignment with the Council's draft CCA funding recommendations.

At this meeting the Council will be focusing on the portions of the recommendations that the Members did **not** have agreement on at the November 15<sup>th</sup> and November 18<sup>th</sup> meeting—specifically the last section of the recommendations under the header: “Recommendations for the Operating Budget.”

## Staff Recommended Actions:

Staff recommend that the Council discuss, amend if necessary, and adopt the following motion:

The Council adopts the Climate Commitment Act funding priority recommendations as amended at the January 26, 2023 Council meeting, and directs staff to submit those recommendations to the

To request this document in an alternate format or a different language, please contact Sierra Rotakhina in any language, at [envjustice@ejc.wa.gov](mailto:envjustice@ejc.wa.gov) or 360-584-4398. TTY users can dial 711.

Legislature, the Governor, and the Office of Financial Management  
to inform the development of the 2023-2025 state budgets.

## Staff Contact

Sierra Rotakhina, Council Manager, [sierra.rotakhina@ejc.wa.gov](mailto:sierra.rotakhina@ejc.wa.gov), 360-584-4398

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# Environmental Justice Council

## Proposed Climate Commitment Act (CCA) Funding & Budget Priorities as of 1-19-23

It is the intent of the Environmental Justice Council (Council) that the below topics are prioritized, even if the funding does not come from the respective account under which the priority is listed.

### General Recommendations:

- State agencies that allocate funding or administer grant programs using revenue generated by the CCA should go through the Tribal Consultation process outlined in [RCW 70A.65.305](#), regardless of the account.
- The State budget must reflect the legal mandates under RCW 70A.65.230 and provide transparency in meeting those mandates by providing “direct and meaningful benefit to overburdened communities and vulnerable populations.” The funding must be focused and meaningfully targeted to overburdened communities and vulnerable populations and impacts tracked by implementing agencies, guided by a detailed description of the “direct and meaningful benefit” and “the populations/communities benefiting” as a direct result of the proposed investments. The Council will work with the Governor and the Legislature to better define these terms and how best to ensure accountability of investments.
- The Legislature, Governor’s Office, and state agencies (in partnership with the Council) should monitor where CCA funds are going and any potential unintended consequences<sup>i,ii</sup> of the funding, and provide quarterly updates to the Council. The Council also recommends that the Legislature, Governor’s Office, and state agencies work in collaboration with the Council to make adjustments if the Cap and Invest Program or the funding streams create unintended consequences or are not meeting the minimum percentages.
- The Council recommends that the state conduct systems level mapping (see glossary below) and studies, as needed, to plan for and mitigate potential unintended consequences (including but not limited to green gentrification, negative impacts of siting of clean energy infrastructure, etc.), and allocate funds to this purpose.

- The Governor’s Office, the Legislature, and state agencies should continue to work closely with the Council during and after the 2023 legislative session to ensure that a minimum of 45% of CCA funds to go to overburdened communities and a minimum of 20% of CCA funds to go to Tribes.<sup>iii</sup>
- State agencies must ensure that grant processes are structured in a way that they do not replicate inequitable practices and procedures.<sup>iv</sup> State agencies should monitor any CCA-funded grants over time and apply equity-analyses to determine if there are patterns that indicate inequitable outcomes and update the Council on their findings.
- Ensure the eligible entities for CCA-funded programs and/or grants include but are not limited to non-profits, churches, small businesses, government, etc.
- The Governor’s Office, the Legislature, and state agencies should continue to work with the Council where the Council has authority to provide guidance on prioritization of CCA revenues as outlined in Appendix A.

## Account-Specific Recommendations:

### 1. Carbon Emissions Reduction Account

- i. The majority of funds should support frequent accessible public transportation services that is statewide, convenient, zero emission, reduces health disparities, and improves health by physically connecting overburdened and vulnerable communities to social determinants/resources such as housing, education, jobs and job training, food systems, health and human services, early childhood development, parks and natural resources, community economic development, and community and public safety. Reduce impact to local businesses in building of this type of transit and do not break up stable neighborhoods or create unsafe conditions while building the infrastructure. Support education on carbon emission reduction programs to ensure individuals are aware of the availability of transportation services and any incentives.
- ii. Fund an incentive program and technical assistance and support for conversion of heavy and medium duty vehicles from gas to zero emission in overburdened communities.<sup>v</sup> Ensuring that the additional costs of these vehicles do not flow to the largely immigrant workforce of misclassified independent contractor drivers.

- iii. Fund an incentive program and technical assistance and support for conversion to zero emissions vehicles for those who are using a primary vehicle for small business write-offs.

## 2. Climate Commitment Account (CCA)

- i. Prioritize and quickly expedite Tribal assistance for addressing impacts of climate change, the pollutants impacting Tribal communities and the human and natural resources of Tribes with funding at the minimum of \$50M per biennium.
- ii. Community Participatory Climate and Environmental Justice Planning:
  - a. Set aside funds with generalized guidelines on how they can be spent (that do not exceed the restrictions already in the CCA) to develop a community participatory budgeting process that centers racial, social, and economic equity (see glossary below).<sup>vi</sup> Allocate additional funds to:
    - a) build community capacity for participation in planning and budgeting, b) adequately resource the development and administration of a participatory budgeting process, and c) to ensure the participatory process includes resources that minimize barriers to participation (including but not limited to funds for interpretation and translation, community member stipends, food, childcare or adult care costs, and travel expenses).
  - b. Funding for the program should build a partnership with applicable agencies to work with the Council to develop the timeline and process for the community participatory budgeting program and adequately resource the Council to partner in this work.
- iii. Support potential expansions of Working Families Tax Credit
- iv. Community and Worker Climate Resilience
  - a. Develop a grant program for communities to co-design and develop regional urban and rural Community Climate Resiliency Hubs (see glossary below).
  - b. Provide worker climate health protections, including: 1) Protective/safety clothing and equipment for climate health threats to impacted community members including, but not limited to, farmworkers, food system workers, forest firefighters, and construction workers and 2) payroll replacement to support worker lost wages due to climate health threats like heat, smoke, and rising waters.

- c. Provide community members highly impacted by climate change (including those who are experiencing houselessness or living in temporary housing) with funding for mitigation, adaptation, and relocation.
- d. Develop an insurance pool or similar permanent financial fund such as a mortgage pool that provide immediate temporary housing and make it possible for people to get back into their own home following losses resulting from climate change.

v. Energy Justice Fund

- a. Full funding for low-income “home weatherization plus health plus clean electrification,” including home repair as necessary, including community scale weatherization being piloted by the Department of Commerce.
- b. Funding to prevent utility disconnection for lower income cost burdened households and to ensure lower income households spend no more than 3% of household income on utilities
- c. Fund a study on the short- and long-term sustainability of Washington electrical production to meet increased demand towards 100% goal for clean home and business energy given removal of dams and make recommendations which include complimentary clean energy resources such as solar. The study must engage Tribal leadership.

vi. Food systems/agroecology & green infrastructure identification and implementation funding

v. Workforce

- a. Full funding for a Clean Energy Workforce Study.
- b. Full funding for creating a Statewide Building Trades Apprenticeship Navigation Program for Vulnerable Populations and Overburdened Communities.
- c. Funding for Nontraditional & extended hour Childcare for the construction industry.
- d. Support a transition to retirement for workers impacted by the transition to clean energy at the end of their careers so that instead of training them for green jobs as they near retirement they get support to transition into retirement.
- e. ~~Fund workforce development and training to expand workforce capacity and knowledge needed to develop green stormwater infrastructure used to reduce water temperatures.~~  
Identify occupational training and skills already covered in existing training programs and new

skills that can be integrated into existing training programs to expand workforce capacity for green storm water infrastructure development.

### **3. Air Quality and Health Disparities Improvement Account (AQHDIA)**

- i. Air Quality and Health Disparities Improvement Account be increased to a minimum of \$50 M per biennium.
- ii. Implement a community driven approach to air quality grants that reflects the priorities of vulnerable populations and builds capacity to advocate for their needs.
- iii. Fully fund air quality monitoring network in in the 2023-25 biennium that provides a block-by-block understanding of air quality impacts facing rural and urban communities statewide.
- iv. Assure that Regional Air Quality Authorities are complying with the State’s Air Quality Initiative, regulations and implementation for Overburdened Communities and Vulnerable Populations.

### **4. Natural Climate Solutions Account**

- i. Equitable urban tree canopy investments
  - a. Funding for coordination of capital projects and roadway construction projects that help fund the cost associated with utility relocation so that trees can be planted on otherwise restricted planting strips.
  - b. Support of local governments development of a full funded tree maintenance program.
  - c. Funding for increasing the size of planting strips and without impact to parking and sidewalk reduction.
- ii. Address threats to communities from climate change, including rising seas/rivers/water, drought, and lack of potable water.
- iii. Identify green infrastructure and implementation.
- iv. Protect and restore natural resources that contribute to the diet and health and medicine of overburdened communities, or order to assure the continued exercise of tribal treaty rights.
  - a. Protect, restore, and maintain riparian habitat.
  - b. Protect and restore estuaries, fisheries, and marine shoreline habitats.
  - c. Prepare for sea level rise including, but not limited to, making fish passage correction investments, looking specifically into dams and structures that increase water temperature.

- d. Increase the ability to remediate and adapt to the impacts of ocean acidification.
- e. Increase the sustainable supply of water and improve aquatic habitat.
- f. Increase raingardens and stormwater treatment facilities that keep waters cool during treatment before entering into large bodies of water (e.g., outfalls) during the hotter months.

## Recommendations for the ~~Governor's~~ Operating Budget

- Fund Department of Health Tribal pre-Consultation activities and statutory-required Consultation on the Environmental Health Disparities (EHD) Map. The Department of Health must offer Tribal Consultation and the EHD map shall be updated with Tribal input provided. This is essential as the current EHD map does not include tribal data (e.g., air quality monitoring) or priorities (e.g., water quality). The EHD map should not be used to make funding decisions prior to the completion of this statutory-required consultation with tribal governments and associated updates to the map.
- Fund the Department of Social and Health Services request for Community Assemblies that support community capacity to identify and advocate for their needs.

Alternative language proposed by Vice Chairman DePoe, Vice Chair Napeahi, and Dawn Vyvyan for the November 18, 2022 Special Meeting.

- Fund Department of Health Tribal pre-Consultation activities and statutory-required Consultation on the Environmental Health Disparities (EHD) Map. The Department of Health must offer Tribal Consultation and the EHD map shall be updated with Tribal input provided. This is essential as the current EHD map does not include tribal data (e.g., air quality monitoring) or priorities (e.g., water quality). The EHD map should not be used to make funding decisions prior to the completion of consultation with tribal governments and associated updates to the map. Until this consultation is complete the Environmental Justice Council does not approve of the use of the EHD map in funding, or for other decisions related to projects under applicable acts. This work shall be completed in the 2022-2024 biennium.

Alternative language provided by staff prior to the January 26, 2023 special meeting:

- Fund Department of Health's:
  - Tribal pre-Consultation activities and statutory-required Consultation on the Environmental Health Disparities (EHD) Map



- Additional Tribal and community engagement in all future updates to the EHD map
- Development of a guidance document on use of the map to address forthcoming Council guidance on the map.

## Glossary of Terms:

1. **Community Participatory Budgeting:** A democratic process where community members decide how to spend allocated public funding.
2. **Community Climate Resiliency Hubs:** Community centers, schools, libraries, churches, etc. that are easily accessible to community members that meet the climate-resilience needs identified by the community. A hub could, for example, include smoke relief centers, heating and cooling centers, evacuation shelters, etc.
3. **Systems Level Mapping:** Diagrams that map out how various systems are interconnected to demonstrate and explore the potential pathways for how a policy or funding decision can have impacts in areas that may at fist seem unrelated.

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<sup>i</sup> “Green gentrification,” the influx of wealthier new residents to previously low-income neighborhoods following greening initiatives and investments in those neighborhoods, has been documented in cities all over the world, including in the U.S. Green gentrification can drive up housing costs and displace low-income residents, especially renters. Research shows that green gentrification has complex interactions with human health and health equity. See Jelks NO, Jennings V, Rigolon A. Green Gentrification and Health: A Scoping Review. *International Journal of Environmental Research and Public Health*. 2021; 18(3):907.

<sup>ii</sup> Resources needed for clean energy, such as mining of lithium for batteries and citing for wind and solar projects, runs the risk of impacting the sovereignty, health, and cultural resources of Indigenous people. For example, the Paiute and Shoshone Tribes have vocally opposed the Thacker Pass lithium mine in Nevada due to concerns about the risk to air and water quality, access to traditional foods and medicines, and the likely impacts to sacred sites. See Native News Online. *Voices From the Tribes: Paiute, Shoshone Elders’ Perspectives on Nevada Lithium Mine Proposal*. Available from <https://nativenewsonline.net/currents/voices-from-the-tribes-paiute-shoshone-elders-perspectives-on-the-nevada-lithium-mine->

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[proposal#:~:text=For%20centuries%2C%20the%20area%20has%20been%20used%20by,Pass%20holds%20an%20important%20history%20for%20the%20tribe](#). 2021.

<sup>iii</sup> The Council believes that these higher percentage goals are feasible given data from California showing that, conservatively, 48% the California Cap and Trade Program auction proceeds have consistently been distributed to "disadvantaged communities and low-income communities and households, collectively referred to as priority populations." See California Climate Investments. What are Priority Populations. Available at <https://www.caclimateinvestments.ca.gov/priority-populations>. Accessed November 11, 2022.

<sup>iv</sup> Grant programs often inequitably distribute grant funds with funds never reaching the communities that most need the resources. As one example, a recent analysis of Washington State Recreation and Conservation Office grants identified several equity issues such as grants skewing toward places with pre-existing parks and conservation land, underinvestment in Black, Indigenous and Communities of Color by most grant programs, and a lack of granting to areas with low park and green space acreage. The report also includes recommendations to address these granting inequities. Prevention Institute. *Equitable Grantmaking: A Comprehensive Review of Washington State Recreation and Conservation Office Grant Programs*. Available at [https://app.leg.wa.gov/ReportsToTheLegislature/Home/GetPDF?fileName=Final%2ORCO%20grants%20equity%20review%20proviso%20report\\_0e194323-eb36-4a9f-ba0b-881d9602636a.pdf](https://app.leg.wa.gov/ReportsToTheLegislature/Home/GetPDF?fileName=Final%2ORCO%20grants%20equity%20review%20proviso%20report_0e194323-eb36-4a9f-ba0b-881d9602636a.pdf). 2022.

<sup>v</sup> For example, communities near Washington's ports experience high concentrations of air pollutants leading to environmental and health disparities. See Northwest Ports Clean Air Strategy 2020 Progress Report at page 15. [NWPCAS 2020 Progress Report-FINAL.pdf \(portseattle.org\)](#). 2021.

<sup>vi</sup> Many local jurisdictions, including those in Washington State, have successfully allocated funds through community participatory funding. Jurisdictions in Washington such as Seattle and Tacoma are currently working to allocate millions of dollars through participatory budgeting. These processes ensure projects are relevant and informed by community needs and priorities. See, for example, National Association of County and City Health Officials. Innovation Snapshots #4: Participatory Budgeting. [Innovation-Snapshot-4-Budgeting.pdf \(naccho.org\)](#). 2021; Seattle Office of Civil Rights webpage. Seattle's Participatory Budgeting Process. Available at [Seattle's Participatory Budgeting Process - CivilRights | seattle.gov](#). Accessed November 11, 2022.

# Environmental Justice Council

## DRAFT Climate Commitment Act (CCA) & Governor’s Budget Priorities Crosswalk with Governor’s Proposed 2023-2025 Budgets

It is the intent of the Environmental Justice Council (Council) that the below topics are prioritized, even if the funding does not come from the respective account under which the priority is listed. This crosswalk summarizes the Council’s draft CCA budget recommendations and relevant provisions of the Governor’s proposed Operating, Capital, and Transportation budgets. These draft CCA priorities have not been adopted by the Council, and the Governor’s Proposed budgets are not the final budgets. This document only highlights environmental justice (EJ) and equity investments in the Governor’s budgets that fit clearly with the Council’s draft recommendations and does not include all of the equity and EJ investments in the Governor’s budgets. Note that this document was prepared by Council staff and may not be fully comprehensive of the budget provisions that could align with the Council’s draft priorities. Additionally, just because a budget provision is included in this table it does not imply that it meets the Council’s draft recommendation or that the Environmental Justice Council supports that provision of the budget. Council staff prepared this document solely to support the Council in analyzing and understanding the budget proposals and how they may intersect with the Council’s draft priorities.

<b>CCA Account-Specific Recommendations:</b>	
<b>1. Carbon Emissions Reduction Account (CERA)</b>	
<p>i. The majority of funds should support frequent accessible public transportation services that is statewide, convenient, zero emission, reduces health disparities, and improves health by physically connecting overburdened and vulnerable communities to social determinants/resources such as housing, education, jobs and job training, food systems, health and human services, early childhood</p>	<p>To Department of Transportation in the Transportation Budget:</p> <p>(12) \$15,625,000 of the carbon emissions reduction account—state appropriation is provided solely for the department to develop an innovative transportation carbon emissions reduction demonstration grant program. Eligible grant recipients include, but are not limited to, cities, counties, ports, and public transportation providers. The department shall engage stakeholders, and consult with the environmental justice council and the interagency electric vehicle coordinating council when developing the program. The program must include a requirement for greenhouse gas emissions reduction outcome measurements and must be consistent with the interagency electric vehicle coordinating council transportation electrification strategy to the extent possible. The department may use up to 10 percent of the appropriation to develop, implement, administer, and conduct public outreach and program evaluation.</p>

<p>development, parks and natural resources, community economic development, and community and public safety. Reduce impact to local businesses in building of this type of transit and do not break up stable neighborhoods or create unsafe conditions while building the infrastructure. Support education on carbon emission reduction programs to ensure individuals are aware of the availability of transportation services and any incentives.</p>	<p>To Department of Transportation in the Transportation Budget \$405,020,000 goes towards funding the following transit projects from the Climate Transit Programs Account</p> <ol style="list-style-type: none"> <li>1. Transit Support Grants \$175,500,000</li> <li>2. Transit Projects \$69,080,000</li> <li>3. Tribal Transit Mobility Grants \$10,040,000</li> <li>4. Transit Coordination Grants \$500,000</li> <li>5. Special Needs Transit Grants \$73,040,000</li> <li>6. Bus &amp; Bus Facility Grant Program \$37,180,000</li> <li>7. Green Transit Grants \$36,580,000</li> <li>8. Transportation Demand Management \$3,100,000</li> </ol> <p>(10) \$16,407,000 of the multimodal transportation account—state appropriation and \$36,580,000 climate transit programs account—state appropriation is provided solely for the green transportation capital grant program established in chapter 287, Laws of 2019 (advancing green transportation adoption). Funding can be provided for planning -activities associated with the development of transition plans and -conversion of infrastructure and fleets to electric and other fuel alternatives.</p>
<p>ii. Fund an incentive program and technical assistance and support for conversion of heavy and medium duty vehicles from gas to zero emission in overburdened communities. Ensuring that the additional costs of these vehicles do not flow to the largely immigrant workforce of misclassified independent contractor drivers.</p>	<p>To Department of Commerce in Operating Budget:</p> <p>(71) \$6,300,000 of the climate commitment account—state appropriation is provided solely for the department to administer a pilot grant program to replace drayage trucks serving the ports of Tacoma and Seattle with battery electric class-8 trucks, including charging infrastructure. These grants shall be provided to benefit vulnerable populations in overburdened communities as defined in RCW 70A.65.010, the climate commitment act.</p> <p>To Department of Transportation in the Transportation Budget:</p> <p>11) \$83,250,000 of the carbon emissions reduction account—state appropriation is provided solely for the department, in consultation with the department of commerce and the department of ecology, to develop a medium and heavy duty vehicle decarbonization incentive grant program. Funds shall be used to provide incentives to transition to zero-emissions medium and heavy duty vehicles, as well as funding for charging or fueling infrastructure. Eligible recipients include, but are not limited to, independent medium and heavy duty vehicle operators, ports, cities, counties, state agencies, or public transportation providers. The department shall engage stakeholders, and consult with the environmental justice council and the interagency electric vehicle coordinating council when</p>

	<p>developing the program. The program must include a requirement for greenhouse gas emissions reduction outcome measurements and must be consistent with the interagency electric vehicle coordinating council transportation electrification strategy recommendations on medium and heavy duty vehicles to the extent such recommendations are available. The department may use up to 10 percent of the appropriation to develop, implement, administer, and conduct public outreach and program evaluation.</p>
<p>iii. Fund an incentive program and technical assistance and support for conversion to zero emissions vehicles for those who are using a primary vehicle for small business write-offs.</p>	
<p><b>2. Climate Commitment Account (CCA)</b></p>	
<p>i. Prioritize and quickly expedite Tribal assistance for addressing impacts of climate change, the pollutants impacting Tribal communities and the human and natural resources of Tribes with funding at the minimum of \$50M per biennium.</p>	<p>To Department of Ecology in Operating Budget:        (8) \$16,472,000 of the climate investment account—state appropriation is provided solely for capacity grants to federally recognized tribes for: (a) Consultation on spending decisions on grants in accordance with RCW 70A.65.305; and (b) consultation on clean energy siting projects. In order to meet the requirements of RCW 70A.65.230(1)(b), tribal applicants are encouraged to include a tribal resolution supporting their request with their grant application.</p> <p>To Department of Commerce in Capital Budget: 2023-25 Clean Energy Fund Program (40000294)        The appropriations in this section are subject to the following conditions and limitations: The appropriations in this section are provided solely for planning and predesign work, project predevelopment work, and development of clean energy projects that contribute to achieving the state's greenhouse gas emissions limits and related policies. Appropriations may be expended for implementation of Z-0116 (clean energy fund program), should the bill be enacted by June 30, 2023. Of the amounts provided in this section, \$25,000,000 of the climate commitment account—state appropriation is provided solely for tribal grants for clean energy development. Eligible uses of grant funds include planning and predesign work, project predevelopment work, and development of clean energy projects that contribute to achieving the state's greenhouse gas emissions limits and related policies. The department must collaborate with tribes in the development of this grant program. In order to meet the requirements of RCW 70A.65.230(1)(b), tribal applicants are encouraged to include a tribal resolution supporting their request with their application.</p>

Appropriation:	
Climate Commitment Account—State. . . . .	\$55,000,000
State Building Construction Account—State. . . . .	\$30,000,000
Subtotal Appropriation. . . . .	\$85,000,000
Prior Biennia (Expenditures). . . . .	\$0
Future Biennia (Projected Costs). . . . .	\$60,000,000
TOTAL. . . . .	\$145,000,000

To Department of Commerce in Capital Budget: Tribal Climate Adaptation Pass-through Grants (40000421)

The appropriation in this section is subject to the following conditions and limitations: The appropriation in this section is provided solely for grants to provide tribal assistance to mitigate and adapt to the effects of climate change, including, but not limited to, supporting relocation for Indian tribes located in areas of heightened risk due to anticipated sea level rise, flooding, or other disturbances caused by climate change. In developing the grant program, the department must collaborate with tribes to determine program parameters for award amounts, distribution, and benchmarks for success. In order to meet the requirements of RCW 4 70A.65.230(1)(b), tribal applicants are encouraged to include a tribal resolution supporting their request with their application.

Appropriation: Climate Commitment Account—State. . . . .	\$50,000,000
Prior Biennia (Expenditures). . . . .	\$0
Future Biennia (Projected Costs). . . . .	\$200,000,000
TOTAL. . . . .	\$250,000,000

Note: This is the same \$50,000,000 outlined below in (4)(i)(a).

To the Energy Facility Site Evaluation Council in the Operating Budget:

(3) \$200,000 of the climate commitment account—state appropriation is provided for grants to tribes to review green energy project applications.

See also 4(iv) below

<p>ii. Community Participatory Climate and Environmental Justice Planning:</p>	<p>To the Department of Health in the Capital Budget: Improving Air Quality in Overburdened Communities (40000070)</p> <p>Appropriation: Air Quality and Health Disparities Improvement Account—State. . . . . \$38,600,000  Prior Biennia (Expenditures). . . . . \$0  Future Biennia (Projected Costs). . . . . \$0  TOTAL. . . . . \$38,600,000</p> <p>Note: It is Council staffs’ understanding that these funds are meant to be distributed through a community participatory budgeting process. This is the same \$38,600,000 outlined below under(3)(ii). OFM has provided the following detail to legislative budget staff:</p> <p><b>Capital budget (HB 1147/SB 5200), Section 2097: \$38.6M to DOH from AQHDIA</b></p> <ul style="list-style-type: none"> <li>• Support DOH to: <ul style="list-style-type: none"> <li>○ Develop and administer a participatory budgeting process</li> <li>○ Develop and administer a grant program to support community capacity to participate in the participatory budgeting process</li> <li>○ Support the EJ Council’s work &amp; involvement in this process</li> </ul> </li> <li>• Pass-through grant for projects identified through the participatory budgeting process that centers racial, social, and economic equity, that reduces health disparities in overburdened communities by improving health outcomes through the reduction or elimination of environmental harms and the promotion of environmental benefits (statutory language), including but not limited to: <ul style="list-style-type: none"> <li>○ Community climate resiliency hubs;</li> <li>○ Funding to benefit community members highly impacted by climate change including those who are experiencing houselessness or living in temporary housing;</li> <li>○ Improving air quality and monitoring; and</li> <li>○ Urban tree canopy investments.</li> </ul> </li> <li>• Funding available for reappropriation.</li> </ul>
<p>a. Set aside funds with generalized guidelines on how they can be spent (that do not exceed the restrictions already in the CCA) to develop a community participatory budgeting process that centers racial, social, and economic equity (see glossary below).<sup>1</sup> Allocate additional funds to: a) build community capacity for participation in planning and budgeting, b) adequately resource the development and administration of a participatory budgeting process, and c) to ensure the participatory process includes resources that minimize barriers to participation (including but not limited to funds for interpretation and translation, community member stipends, food, childcare or adult care costs, and travel expenses).</p> <p>b. Funding for the program should build a partnership with applicable agencies to work with the Council to develop the timeline and process for the community participatory budgeting program and</p>	

adequately resource the Council to partner in this work.	
iii. Support potential expansions of Working Families Tax Credit	
iv. Community and Worker Climate Resilience	
a. Develop a grant program for communities to co-design and develop regional urban and rural Community Climate Resiliency Hubs (see glossary below).	See AQHDIA participatory budgeting funds above under 2(ii).
b. Provide worker climate health protections, including: 1) Protective/safety clothing and equipment for climate health threats to impacted community members including, but not limited to, farmworkers, food system workers, forest firefighters, and construction workers and 2) payroll replacement to support worker lost wages due to climate health threats like heat, smoke, and rising waters.	<p>To the Department of Health in the Operating Budget</p> <p>(a) \$10,000,000 of the climate commitment account—state appropriation is provided solely to support and administer a workplace health and safety program for workers who are affected by climate impacts, including but not limited to, extreme heat and cold, wildfire smoke, drought and flooding. This program will focus on workplace health and safety, including but not limited to, farmworkers, construction workers, and other workers who face the most risk from climate-related impacts. This amount shall be spent solely to support vulnerable populations in overburdened communities under the climate commitment act as defined in RCW 70A.65.010. Funding shall be provided for:</p> <p>(i) Pass through grants to community-based organizations, tribal governments, and tribal organizations to support workplace health and safety for workers who are burdened by the intersection of their work and climate impacts; and</p> <p>(ii) Procurement and distribution of equipment and resources for workers who are burdened by the intersection of their work and climate impacts directly by the department of health, or through pass-through grants to community-based organizations, tribal governments, and tribal organizations. Equipment and resources may include but are not limited to: Personal protective equipment, other protective or safety clothing for cold and heat, air purifiers for the workplace or worker housing, protection from ticks and mosquitoes, and heating and cooling devices.</p>



	<p>(b) The department of health, in consultation with the environmental justice council, community groups, and labor and industries, shall evaluate mechanisms to provide workers with financial assistance to cover lost wages or other financial hardships caused by extreme weather events and climate threats;</p> <p>(c) A portion of this funding may be used to administer this grant program.</p>
<p>c. Provide community members highly impacted by climate change (including those who are experiencing houselessness or living in temporary housing) with funding for mitigation, adaptation, and relocation.</p>	<p>See the \$50,000,000 outlined above in (2)(i) tribal adaptation grants.</p>
<p>d. Develop an insurance pool or similar permanent financial fund such as a mortgage pool that provide immediate temporary housing and make it possible for people to get back into their own home following loses resulting from climate change.</p>	
<p>v. Energy Justice Fund</p>	
<p>a. Full funding for low-income “home weatherization plus health plus clean electrification,” including home repair as necessary, including community scale weatherization being</p>	<p>To Department of Commerce in Operating Budget:  (66) \$50,000,000 of the climate commitment account—state appropriation is provided for the department to administer grant funding through the existing network of federal low-income home energy assistance program grantees to provide low-income households with energy utility bill assistance. Under the grant program, each household accessing energy bill assistance must be connected with an energy assessment that includes determining the household's need for clean cooling and heating system upgrades that improve safety and efficiency while meeting Washington's climate goals. If beneficial, households may be offered grant funding to cover the replacement of inefficient, outdated, or unsafe home heating and cooling systems with more energy efficient electric heating and cooling technologies,</p>

piloted by the Department of Commerce.

such as heat pumps. The department may utilize a portion of the funding provided within this subsection to create an electronic application system. Within the amounts provided, no more than 60 percent of the funding may be utilized by the department to target services to multifamily residential buildings across the state that experience high energy use, where a majority of the residents within the building are below 80 percent of the area median income and the community experiences high environmental health disparities. The department will incorporate this data in future energy assistance reports and may publish information on its website on the number of furnace or heating and cooling system replacements, including replacements within multifamily housing units.

To Department of Commerce in Capital Budget: High Efficiency Electric Home Rebate Program (40000284)

1) \$80,000,000 of the climate commitment account—state appropriation is provided solely for the department to administer grants to eligible third-party administrators for heat pump and other high-efficiency electric equipment rebates, with a focus on low/moderate income households and small businesses. State incentives and rebates for installation of high efficiency electric equipment, including electrical panel upgrades, provide a benefit to the public consistent with the state's energy strategy and climate mandates by reducing greenhouse gas emissions from the built environment.

(2) The department shall implement a statewide high efficiency electric equipment program consistent with the following: (a) Aid the transition of residential and commercial buildings away from fossil fuels by providing education and outreach resources for the installation of high efficiency electric heat pumps and other high efficiency electric equipment; (b) Provide grants, coordination, and technical assistance to eligible third-party administrators to promote the adoption of high-efficiency electric heat pump equipment for space and water heating; and (c) Develop strategies to ensure that the program serves low-income households, vulnerable populations, and overburdened communities, including dedicating a portion of the program funding for this purpose. For the purposes of this subsection (2)(c), 5 "overburdened communities" has the same meaning as defined in RCW 70A.65.010.6 7 (3) For the purposes of this section, "eligible third-party 8 administrators" include, but are not limited to, nonprofits, utilities, housing providers, community action agencies and community-based organizations.

To Department of Commerce in Capital Budget: 2023-25 Weatherization Plus Health (40000291)

The appropriations in this section are subject to the following conditions and limitations: (1) \$5,000,000 of the state building construction account—state appropriation in this section is provided solely for grants for the Washington State University energy extension community energy efficiency program (CEEP) to support homeowners, tenants, and small business owners in making sound energy efficiency investments by providing consumer education and marketing, workforce support through training and lead generation, and direct consumer incentives for upgrades to existing homes and small commercial buildings. This is the maximum amount the department

	<p>may expend for this purpose. (2) The department must, to the extent practicable, implement the recommendations in the weatherization plus health 2022 report. (3) If funding from these appropriations are used to purchase heating devices or systems, the agency shall, whenever possible and most cost effective, select devices and systems that do not use fossil fuels. (4) The department must: (a) Recruit community energy efficiency program sponsors that are community-based organizations located in geographic areas of the state that have not received funding for low-income weatherization programs, targeting hard to reach market segments; (b) Leverage funding from community energy efficiency program sponsors in an amount greater than or equal to the amount provided by the state through the weatherization program; (c) Ensure that community energy efficiency program utility sponsors work with nonprofit community-based organizations to deliver community energy efficiency program services; and (d) Identify community energy efficiency program sponsors that support the conversion of space and water heating from fossil fuels to electricity, as part of a set of energy efficiency investments.</p> <p>Appropriation:</p> <p>Climate Commitment Account—State. . . . . \$16,000,000</p> <p>State Building Construction Account—State. . . . . \$30,000,000</p> <p>Subtotal Appropriation. . . . . \$46,000,000</p> <p>Prior Biennia (Expenditures). . . . . \$0</p> <p>Future Biennia (Projected Costs). . . . . \$30,000,000</p> <p>TOTAL. . . . . \$76,000,000</p>
<p>b. Funding to prevent utility disconnection for lower income cost burdened households and to ensure lower income households spend no more than 3% of household income on utilities</p>	<p>See LIHEAP proviso in response to (2)(v)(a) above - \$50,000,000 at Commerce</p>
<p>c. Fund a study on the short- and long-term sustainability of Washington electrical production to meet increased demand towards 100% goal for clean home and business energy</p>	<p>To Department of Commerce in the Operating Budget:</p> <p>(68)(a) \$2,500,000 of the general fund—state appropriation for fiscal year 2024 and \$2,500,000 of the general fund—state appropriation for fiscal year 2025 are provided for the department, in consultation with other agencies as necessary, to conduct an analysis of new electricity generation, transmission, ancillary services, efficiency and storage sufficient to offset those presently provided by the lower Snake river dams. The analysis should identify a detailed plan for a replacement portfolio that maintains the reliability and adequacy of the electric power system, is consistent with the state's statutory and regulatory requirements for clean electricity generation, and is</p>

<p>given removal of dams and make recommendations which include complimentary clean energy resources such as solar. The study must engage Tribal leadership.</p>	<p>supplementary to the resources that will be required to replace fossil fuels in the transportation, industry, and buildings sectors. The assessment will include quantitative analysis based on available data as well as qualitative input gathered from tribal and other governments, the Northwest power and conservation council, utilities, and other key stakeholders. The analysis must include the following: (i) Expected trends for demand, generation, and cost through 2050, as well as the most recent analysis of future resource adequacy;(ii) A resource portfolio approach in which a combination of generating resources, energy efficiency and demand response programs, transmission resources, and other programs and resources would be developed to replace the services otherwise provided by the lower Snake river dams;(iii) Identification of generation and transmission siting options consistent with the overall replacement resource portfolio, in coordination with other state processes and requirements supporting the planning of clean energy and transmission siting; (iv) An evaluation of alternatives for the ownership and operation of the replacement resource portfolio; (v) Incorporation of any impacts and opportunities that might result from the renewal of the Columbia river treaty, revisions of the Bonneville power administration preference contracts, implementation of the western resource adequacy program (WRAP), and other changes in operation and governance of the regional electric power system;(vi) Identification of revenue and payment structures sufficient to maintain reliable and affordable electricity supplies for ratepayers; and (vii) Cost estimates for development and implementation of identified generation and transmission needs and options including planning, permitting, design, and construction, including relevant federal authorities.(b) The department shall, to the extent determined practicable, support related analyses undertaken by the federal government as part of the Columbia river system operation stay of litigation agreed to in <i>National Wildlife Federation et al. v. National Marine Fisheries Service et al.</i> in October 2021.<sup>7</sup> (c) The department shall provide a status update to the energy and environment committees of the legislature and governor's office by December 31, 2024.</p>
<p>vi. Food systems/agroecology &amp; green infrastructure identification and implementation funding</p>	<p>To Department of Commerce in the Operating Budget: Dual-Use Solar Pilot: In some rural counties, renewable energy projects may be seen as competing with traditional uses of land, including agriculture. Dual-use solar projects are designed to produce both clean energy and a farm crop or other use beneficial to communities. Funding is provided for a pilot program to provide technical assistance and grants to support planning, predevelopment, and installation of commercial, dual-use solar power demonstration projects. An accompanying report will outline the benefits provided and include an outreach strategy to educate and engage rural communities about future opportunities and benefits of dual-use solar projects. (\$10,664,000 Climate Commitment Account)</p>
<p>v. Workforce a. Full funding for a Clean Energy Workforce Study.</p>	<p>To Office of Financial Management in the Operating Budget: Climate Commitment Account—State Appropriation. . . . \$5,962,000</p>

<p>b. Full funding for creating a Statewide Building Trades Apprenticeship Navigation Program for Vulnerable Populations and Overburdened Communities.</p>	<p>(7)(a) \$4,320,000 of the general fund—federal appropriation and \$5,962,000 of the climate commitment account—state appropriation are provided for serve Washington to develop and administer the Washington climate service corps, as created in House/Senate Bill 26 No. . . . (Z-0226/23) (climate service corps), to promote and enable climate action among young adults and veterans of Washington state and to help meet local and statewide needs related to climate change, clean energy, and environmental justice. (b) A minimum of 60 percent of climate service corps positions shall be provided to members of vulnerable populations in overburdened communities as defined in RCW 70A.65.010, the climate commitment act.</p>
<p>c. Funding for Nontraditional &amp; extended hour Childcare for the construction industry.</p>	<p>To Department of Commerce in the Operating Budget:</p>
<p>d. Support a transition to retirement for workers impacted by the transition to clean energy at the end of their careers so that instead of training them for green jobs as they near retirement they get support to transition into retirement.</p>	<p>The Workforce Board will facilitate the Clean Energy Technology Advisory Committee along with support from the Employment Security Department and the Department of Commerce. This committee will convene stakeholders to study the effects on the workforce of policies enacted to mitigate climate change. Funding will also support a one-time study. (\$200,000 Climate Commitment Account)</p> <p>To the Employment Security Department in the Operating Budget: Climate Commitment Account—State Appropriation. . . . . \$326,000</p> <p>(9) \$326,000 of the climate commitment account—state appropriation is provided solely for participation on the clean energy technology work force advisory committee and collaboration on the associated report established in House/Senate Bill No. . . . 28 (Z-0226/23) (climate service corps). If the bill is not enacted by June 30, 2023, the amount provided in this subsection shall lapse.</p>
<p>e. Identify occupational training and skills already covered in existing training programs and new skills that can be integrated into existing training programs to expand workforce capacity for green storm water infrastructure development.</p>	<p>To the Workforce Training and Education Coordinating Board in the Operating Budget:</p> <p>(4) \$534,000 of the climate commitment account—state appropriation is provided solely for the implementation of the clean energy technology workforce advisory committee created in House/ 4 Senate Bill No. . . . (Z-0226/23) (climate service corps). The agency will hire a project manager and a subject matter expert contractor for the clean energy technology advisory committee. The agency will also conduct a study in fiscal year 2024 of the feasibility of a transition to retirement program to ensure income and medical and retirement benefits are not interrupted for workers close to retirement that face job loss or transition because of clean energy technology sector changes.</p> <p>Note: The Z draft referenced above (Z-0226/23) now refers to <u>HOUSE BILL 1176</u> and <u>SENATE BILL 5247</u> (Governor request legislation). These bills create the Washington climate corps network and to direct the Washington state workforce training and education coordinating board to establish a clean energy technology advisory committee and to evaluate clean energy technology workforce needs and make recommendations to the governor and legislature. These bills include provisions related to workforce development, training,</p>

	<p>and navigation into clean energy careers for members of overburdened communities and vulnerable populations; analysis and recommendations related to training and skills already covered in existing training programs and new skills that can be integrated into those programs; and a study on the feasibility of a transition to retirement program for workers close to retirement who face job loss or transition because of energy technology sector changes. The bills do not address nontraditional and extended hour childcare.</p> <p>To the Department of Labor and Industries in the Operating Budget:  Climate Commitment Account—State Appropriation. . . . . \$2,500,000  (12) \$2,000,000 of the workforce education investment account— state appropriation and <b>\$2,500,000 of the climate commitment account</b>— state appropriation are provided solely to administer a grant program intended to provide wraparound support services to mitigate barriers to beginning or participating in apprenticeship programs as described in chapter 156, Laws of 2022. The climate commitment act funding must only be used for supports for apprenticeships within the clean technology industry and at least 40 percent of the funds must benefit overburdened communities. Up to five percent of the total funding provided in this subsection may be used to cover administrative expenses.</p>								
<p><b>3. Air Quality and Health Disparities Improvement Account (AQHDIA)</b></p>									
<p>i. Air Quality and Health Disparities Improvement Account be increased to a minimum of \$50 M per biennium.</p>	<p>The existing law requires a minimum of \$20 million per biennium of the CCA auction revenues to be deposited into AQHDIA. The Governor’s proposed operating budget would deposit \$50 million for the 2023-25 biennium into AQHDIA.</p>								
<p>ii. Implement a community driven approach to air quality grants that reflects the priorities of vulnerable populations and builds capacity to advocate for their needs.</p>	<p>To the Department of Health in the Capital Budget: Improving Air Quality in Overburdened Communities (40000070)</p> <table border="0" style="width: 100%;"> <tr> <td style="padding-left: 20px;">Appropriation: Air Quality and Health Disparities Improvement Account—State. . . . .</td> <td style="text-align: right;">\$38,600,000</td> </tr> <tr> <td style="padding-left: 20px;">Prior Biennia (Expenditures). . . . .</td> <td style="text-align: right;">\$0</td> </tr> <tr> <td style="padding-left: 20px;">Future Biennia (Projected Costs). . . . .</td> <td style="text-align: right;">\$0</td> </tr> <tr> <td style="padding-left: 20px;">TOTAL. . . . .</td> <td style="text-align: right;">\$38,600,000</td> </tr> </table> <p>Note: It is Council staffs understanding that these Department of Health funds are meant to be distributed through a community participatory budgeting process. This is the same \$38,600,000 outlined above under (2)(ii)(a).</p>	Appropriation: Air Quality and Health Disparities Improvement Account—State. . . . .	\$38,600,000	Prior Biennia (Expenditures). . . . .	\$0	Future Biennia (Projected Costs). . . . .	\$0	TOTAL. . . . .	\$38,600,000
Appropriation: Air Quality and Health Disparities Improvement Account—State. . . . .	\$38,600,000								
Prior Biennia (Expenditures). . . . .	\$0								
Future Biennia (Projected Costs). . . . .	\$0								
TOTAL. . . . .	\$38,600,000								

	<p>To the Department of Ecology in the Capital Budget: Improving Air Quality in Overburdened Communities Initiative (40000606) Appropriation:</p> <p>Air Qual Health Disparities Improvement Account—State. . . . . \$11,400,000  Prior Biennia (Expenditures). . . . . \$0  Future Biennia (Projected Costs). . . . . \$45,600,000  TOTAL. . . . . \$57,000,000</p>
<p>iii. Fully fund air quality monitoring network in in the 2023-25 biennium that provides a block-by-block understanding of air quality impacts facing rural and urban communities statewide.</p>	<p>To Department of Ecology in the Operating Budget:</p> <p>(11) \$2,479,000 of the climate investment account—state appropriation is provided solely for addressing air quality in overburdened communities highly impacted by air pollution under RCW 70A.65.020</p> <p>Section 3 of the Climate Commitment Act, RCW 70A.65.020, requires Ecology to take actions to reduce criteria air pollutant emissions in identified overburdened communities highly impacted by air pollution. Ecology has now identified the necessary steps to develop and implement emission control strategies and methods needed to reduce criteria air pollutants in identified overburdened communities. Funding is provided for the agency to conduct rulemakings to set stricter standards for technology used to limit or mitigate the air pollution released from stationary emission sources found in overburdened communities will help fulfill this requirement and improve air quality.</p>
<p>iv. Assure that Regional Air Quality Authorities are complying with the State’s Air Quality Initiative, regulations and implementation for Overburdened Communities and Vulnerable Populations.</p>	
<p><b>4. Natural Climate Solutions Account</b></p>	
<p>i. Equitable urban tree canopy investments</p>	<p>To the Department of Natural Resources in the Operating Budget:</p>

	(20) \$5,991,000 of the natural climate solutions account to the Department of Natural Resources for investment in urban forestry to support reduction of negative environmental conditions such as heat, flooding, and pollution and helping communities become greener, cleaner, healthier, and more resilient.
a. Funding for coordination of capital projects and roadway construction projects that help fund the cost associated with utility relocation so that trees can be planted on otherwise restricted planting strips.	
b. Support of local governments development of a full funded tree maintenance program.	
c. Funding for increasing the size of planting strips and without impact to parking and sidewalk reduction.	
ii. Address threats to communities from climate change, including rising seas/rivers/water, drought, and lack of potable water	<p>Climate Resiliency legislation (HB 1170/SB 5093)</p> <p>Department of Health in the Operating Budget</p> <p>24) \$50,000 of the climate commitment account—state appropriation is provided solely to participate in the development of a comprehensive climate plan. If House/Senate Bill No. . . . 22 (Z-0195.1/23) (relating to improving the state's climate response through updates to the state's planning framework) is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.</p>



Department of Ecology in the Operating Budget

(14) \$997,000 of the natural climate solutions account—state appropriation is provided solely for the department to implement House/Senate Bill No. . . . (Z-0119.2/23) (climate resilience strategy). This includes funding for staff, facilitation, community engagement, and contracts with the University of Washington climate impacts group.

Department of Fish and Wildlife in the Operating Budget

(33) \$184,000 of the natural climate solutions account—state appropriation is provided solely to assist with the implementation of 3 House/Senate Bill No. . . . (Z-0119.2/23) (climate resilience strategy).

To Department of Natural Resources in the Operating Budget

(15) \$1,000,000 of the natural climate solutions account—state appropriation is provided solely for the department to assist with the implementation of House/Senate Bill No. . . . (Z-0119.2/23) 36 (ecology agency request legislation concerning climate resilience strategy) to update the statewide strategy for climate resilience, if adopted by the legislature.

Incorporating climate change into land use planning (HB 1181/SB5203)

Military Department in the Operating Budget

Comprehensive Planning - Climate

Governor Inslee will introduce legislation in 2023 requiring local governments to plan for climate resiliency while reducing contributions to the climate crisis. The bill will require cities and counties to update their land use plans to reduce greenhouse gas emissions, reduce single-occupancy transportation, and establish a new climate change and resiliency goal that integrates equity considerations. Multiple state agencies will work with the Department of Commerce in assisting local governments with implementation, including providing technical assistance and guidance materials. Funding is provided to Commerce for its role in implementing this bill. (Climate Commitment Account \$34,000)

Department of Health in the Operating Budget

(25) \$72,000 of the climate commitment account—state appropriation is provided solely to plan for climate resiliency in collaboration with local governments and the department of commerce. If House/Senate Bill No. . . . (Z-0195.1/23) (relating to improving the state's

climate response through updates to the state's planning framework) is not enacted by June 30, 2023, the amounts provided in this subsection shall lapse.

Department of Commerce in the Operating budget.

Comprehensive Planning - Climate

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Department of Ecology in the Operating Budget

Funding is provided to support Governor request legislation to update the Growth Management Act to include considerations for climate change and resiliency. (Climate Commitment Account \$1,154,000)

Department of Fish and Wildlife in the Operating Budget

(32) \$114,000 of the climate commitment account—state 34 appropriation is provided solely to work with the department of 35 commerce and assist local governments with new climate change and 36 resiliency goals implementation of the growth management act, 37 including providing technical assistance and guidance materials as required.

Department of Transportation in the Transportation budget

Comprehensive Planning - Climate

The department will use this funding to compile, maintain, and publish a summary of the vehicle miles travelled annually in each city and unincorporated community across the state. (Climate Commitment Account \$500,000)

To Department of Natural Resources in the Operating Budget:

	<p>(16) \$3,166,000 of the natural climate solutions account—state appropriation is provided solely for silvicultural treatments on forested trust lands in western Washington to support maintenance of healthy, resilient forests as a critical component of climate adaptation and mitigation efforts.</p> <p>(18) \$2,066,000 of the natural climate solutions account—state appropriation is provided solely for the agency to develop a comprehensive strategy to tackle barriers to reforestation, including through expanding seed collection, increasing the capacity of the state's public nursery, and addressing workforce needs.</p> <p>(19) \$2,864,000 of the natural climate solutions account—state appropriation is provided solely for the agency to implement aspects of their watershed resilience action plan for the Snohomish watershed, including activities to support kelp and eelgrass stewardship, a large woody debris program, aquatic restoration grants, and culvert removal.</p> <p>(22) \$2,365,000 of the climate commitment account—state appropriation is provided solely for the department to make investments in education and training to bolster a statewide natural resources workforce to support the health and resilience of Washington's forests. Of this amount, \$800,000 is provided solely to provide wildland fire management training to tribal communities and members.</p> <p>(23) \$3,356,000 of the natural climate solutions account—state appropriation is provided solely to increase the agency's capacity to provide active management of department of natural resources natural areas and to create a statewide map of essential conservation areas and areas of high forest conversion risk to determine and mitigate the impacts of climate change and support long-term conservation goals.</p> <p>To Department of Commerce in Capital Budget: Tribal Climate Adaptation Pass-through Grants (40000421) Grants to provide tribal assistance to mitigate and adapt to the effects of climate change. See the \$50,000,000 outlined above in (2)(i) tribal adaptation grants.</p>
<p>iii. Identify green infrastructure and implementation.</p>	
<p>iv. Protect and restore natural resources that contribute to the diet and health and medicine of overburdened communities, or order to assure the</p>	

<p>continued exercise of tribal treaty rights.</p>	
<p>a. Protect, restore, and maintain riparian habitat.</p>	<p>To Department of Ecology in the Operating Budget:  (7) \$4,002,000 of the natural climate solutions account—state appropriation is provided solely to address flood prevention in the Nooksack basin and Sumas prairie. Of this amount: (a) \$2,000,000 is provided solely to expand and sustain Whatcom county's floodplain integrated planning (FLIP) team planning process, including supporting communication, community participation, coordination, technical studies and analysis, and development of local solutions. (b) \$900,000 is provided solely for the department to support transboundary coordination, including facilitation and technical support to develop and evaluate alternatives for managing transboundary flooding in Whatcom county and British Columbia. (c) \$1,102,000 is provided solely to support dedicated local and department capacity for floodplain planning and technical support. Of this amount in subsection (c), \$738,000 is solely for a grant to Whatcom county. The remaining amount is for the department to provide ongoing staff technical assistance and support to flood prevention efforts in this area.</p> <p>To the Recreation and Conservation Office in the Operating Budget:  (9) \$398,000 of the natural climate solutions account—state appropriation is provided solely to establish a riparian coordinator position within the governor's salmon recovery office to work with state agencies to improve project coordination, develop common metrics across programs, and consolidate data platforms.</p> <p>To the State Conservation Commission in the Operating Budget  (2) \$5,000,000 of the general fund—state appropriation for fiscal year 2024 and \$5,000,000 of the general fund—state appropriation for fiscal year 2025 are provided solely to increase technical assistance and operational capacity of conservation districts.</p> <p>(3) \$1,500,000 of the general fund—state appropriation for fiscal year 2024 and \$1,500,000 of the general fund—state appropriation for fiscal year 2025 are provided solely to support the outreach, identification, and implementation of salmon riparian habitat restoration projects.</p> <p>To the State Conservation Commission in the Capital Budget: Riparian Grant Program (40000039)  The appropriation in this section is subject to the following conditions and limitations: The appropriation is provided solely for the commission to run a voluntary riparian grant program for priority riparian restoration and protection. The state conservation commission shall set a minimum standard for riparian buffers through consultation with the department of ecology and department of fish and</p>

wildlife and set tiered incentive rates tied to increasing width and functionality of riparian buffers up to a fully functioning riparian corridor standard. The commission shall engage the department of ecology, recreation and conservation office, department of fish and wildlife, and tribes to identify critical areas within watersheds to prioritize project investments. Direct project management costs are allowable for monitoring and adaptive management. No more than four percent of the appropriation may be used for administrative expenses. No more than two percent of the appropriation may be used for targeted outreach activities that focus on critically identified geographic locations for listed salmon species, water quality, or water temperature to produce identified project lists. The commission shall provide a report to the appropriate committees of the legislature and the governor on progress, monitoring, metrics, and recommendations for next steps by October 1, 2024.

Appropriation:

Natural Climate Solutions Account—State. . . . .	\$100,000,000
Prior Biennia (Expenditures). . . . .	\$0
Future Biennia (Projected Costs). . . . .	\$0
TOTAL. . . . .	\$100,000,000

To the State Conservation Commission in the Capital Budget: 2023-25 Conservation Reserve Enhancement Program (CREP) (40000023)

Appropriation:

Natural Climate Solutions Account—State. . . . .	\$11,000,000
State Building Construction Account—State. . . . .	\$4,000,000
Subtotal Appropriation. . . . .	\$15,000,000
Prior Biennia (Expenditures). . . . .	\$0
Future Biennia (Projected Costs). . . . .	\$20,000,000
TOTAL. . . . .	\$35,000,000

To the Department of Natural Resources in the Capital Budget: Forestry Riparian Easement Program (40000139)

Appropriation:

Natural Climate Solutions Account—State. . . . .	\$10,000,000
Prior Biennia (Expenditures). . . . .	\$0
Future Biennia (Projected Costs). . . . .	\$0
TOTAL. . . . .	\$10,000,000

	<p>To the Department of Natural Resources in the Capital Budget: Rivers and Habitat Open Space Program (40000140)</p> <p>Appropriation:</p> <p>Natural Climate Solutions Account—State. . . . . \$1,660,000</p> <p>State Building Construction Account—State. . . . . \$3,354,000</p> <p>Subtotal Appropriation. . . . . \$5,014,000</p> <p>Prior Biennia (Expenditures). . . . . \$0</p> <p>Future Biennia (Projected Costs). . . . . \$0</p> <p>TOTAL. . . . . \$5,014,000</p>
<p>b. Protect and restore estuaries, fisheries, and marine shoreline habitats.</p>	
<p>c. Prepare for sea level rise including, but not limited to, making fish passage correction investments, looking specifically into dams and structures that increase water temperature.</p>	<p>To the Recreation and Conservation Funding Board in the Capital Budget: 2023-25 Brian Abbott Fish Barrier Removal Board (40000064)</p> <p>The appropriations in this section are subject to the following conditions and limitations:</p> <p>(1) The appropriations in this section are provided solely for projects approved by the legislature, as identified in <u>OFM capital document No. 2023-3</u>, developed December 14, 2022.</p> <p>(2) The recreation and conservation funding board may retain a portion of the funds appropriated in this section for the administration of the grants. The portion of the funds retained for administration may not exceed three percent of the appropriation.</p> <p>(3) The department of fish and wildlife may retain a portion of the funds appropriated in this section for the Brian Abbott fish barrier removal board for technical assistance in developing projects for consideration. The portion of the funds retained for technical assistance may not exceed 4.12 percent of the appropriation.</p> <p>Appropriation:</p> <p>Natural Climate Solutions Account—State. . . . . \$20,849,000</p> <p>State Building Construction Account—State. . . . . \$27,297,000</p> <p>Subtotal Appropriation. . . . . \$48,146,000</p> <p>Prior Biennia (Expenditures). . . . . \$0</p> <p>Future Biennia (Projected Costs). . . . . \$0</p> <p>TOTAL. . . . . \$48,146,000</p>

	<p>To the Recreation and Conservation Funding Board in the Capital Budget: 2023-25 Family Forest Fish Passage Program (40000068)</p> <p>Appropriation:</p> <p>Natural Climate Solutions Account—State. . . . . \$10,870,000</p> <p>Prior Biennia (Expenditures). . . . . \$0</p> <p>Future Biennia (Projected Costs). . . . . \$20,000,000</p> <p>TOTAL. . . . . \$30,870,000</p> <p>Department of Ecology in the Operating Budget</p> <p>Coastal Climate Hazards</p> <p>Washington’s coastal populations are at risk for severe and costly damage to life and property from hazards such as flooding, erosion, and sea level rise made worse by climate change. The Washington Coastal Marine Advisory Council developed a set of coastal resilience recommendations in 2021, focused on building the organizational infrastructure for sustained partnership between state agencies and coastal communities to help them address these risks. Funding and staff capacity are provided to implement several of the council’s recommendations, including (1) expanding data analysis to assess vulnerabilities within coastal communities, (2) delivering coordinated state-level technical assistance, and (3) increasing local capacity to design and implement effective on-the-ground projects. (\$3,914,000 Natural Climate Solutions Account)</p>
<p>d. Increase the ability to remediate and adapt to the impacts of ocean acidification.</p>	<p>To the University of Washington in the Operating Budget:</p> <p>Natural Climate Solutions Account—State Appropriation. . . . . \$2,484,000</p> <p>(54) \$520,000 of the natural climate solutions account—state appropriation is provided solely for the biological response to ocean acidification to advance high-priority biological experiments to better understand the relationship between marine organisms and ocean acidification</p>
<p>e. Increase the sustainable supply of water and improve aquatic habitat.</p>	
<p>f. Increase raingardens and stormwater treatment facilities that keep waters cool during</p>	

<p>treatment before entering into large bodies of water (e.g., outfalls) during the hotter months.</p>	
<p><b>Recommendations for the Governor’s Operating Budget</b></p>	
	<p>To the Department of Health in the Operating Budget:</p> <p>(28) \$2,373,000 of the general fund—state appropriation for fiscal year 2024, \$2,395,000 of the general fund—state appropriation for fiscal year 2025, and \$4,389,000 of the climate commitment account—state appropriation are provided solely for the department to implement the healthy environment for all act under chapter 70A.02 39 RCW, to provide additional staff and support for the environmental justice council including community participation grants, and to maintain and update the environmental health disparities map.</p>

**Glossary of Terms:**

1. **Community Participatory Budgeting:** A democratic process where community members decide how to spend allocated public funding.
2. **Community Climate Resiliency Hubs:** Community centers, schools, libraries, churches, etc. that are easily accessible to community members that meet the climate-resilience needs identified by the community. A hub could, for example, include smoke relief centers, heating and cooling centers, evacuation shelters, etc.
3. **Systems Level Mapping:** Diagrams that map out how various systems are interconnected to demonstrate and explore the potential pathways for how a policy or funding decision can have impacts in areas that may at fist seem unrelated.