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| 7/28/2019 |  |  | **S2** |
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|  | Sponsor: | McDermott |
| [Jmm] |  |  |  |
|  | Proposed No.: | 2019-0245  |
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**STRIKING AMENDMENT TO PROPOSED MOTION 2019-0245, VERSION 1**

On page 1, beginning on line 6, strike everything through page 5, line 87, and insert:

 "WHEREAS, the Washington state Legislature amended chapter 81.112 RCW via Chapter 44, Laws of Washington 2015 3rd Special Session, to create the Puget Sound Taxpayer Accountability Account, and

 WHEREAS, the Puget Sound Taxpayer Accountability Account is to be funded by a sales and use tax offset fee of three and twenty-five one-hundredths percent of the total payments made by a regional transit authority to construction contractors on construction projects that are:

 1. For new projects identified in the system plan funded by any proposition approved by voters after January 1, 2015; and

 2. Excluded from the definition of retail sales under RCW 82.04.050(10), and

 WHEREAS, between 2018 and 2035, King County is projected to receive approximately three hundred fifteen million dollars from the account, and

 WHEREAS, the King County council adopted Motion 15029, which identified three priority areas to invest Puget Sound Taxpayer Accountability Account proceeds, which included:

 1. Early learning;

 2. K-12 education for vulnerable and underserved children and youth; and

 3. College, career, and technical education, and

 WHEREAS, Motion 15029 also included goals and principles to guide investment of Puget Sound Taxpayer Accountability Account proceeds, and

 WHEREAS, Motion 15029 also directed council staff to work with a consultant, executive staff and stakeholders to develop an implementation plan for Puget Sound Taxpayer Accountability Account proceeds and to explore the educational needs for students in King County and the impacts of different strategies to meet those educational needs as well as a financial analysis of those strategies, and

 WHEREAS, the educational needs assessment and impact assessment of nine different strategies were completed on November 5, 2018, and the financial analysis was completed on May 20, 2019, and

 WHEREAS, council staff conducted further community engagement work with executive staff and a consultant by conducting fourteen subject matter expert interviews and facilitating twenty-one community listening sessions throughout King County from March 14, 2019, to May 17, 2019, and

 WHEREAS, it is estimated by Sound Transit that nearly ten million dollars in Puget Sound Taxpayer Accountability Account proceeds will be available to King County during the 2020 calendar year, and

 WHEREAS, the state Legislature clarified during the 2019 legislative session that the Puget Sound Taxpayer Accountability Account could be used for investments in facilities, and

 WHEREAS, state law requires that, to the greatest extent practicable, the expenditures of the counties must follow the requirements of any transportation subarea equity element used by the regional transit authority;

 NOW, THEREFORE, BE IT MOVED by the Council of King County:

 A. It is the intent of the council to equitably invest Puget Sound Taxpayer Accountability Account proceeds as described in this motion in programs and facilities designed to improve educational outcomes for students in vulnerable and underserved populations, including: children and youth of color; children and youth from families at or below two hundred percent of the federal poverty level; children and youth who are homeless, in the foster care system, in the child welfare system, are involved in the juvenile justice system; children and youth with disabilities; children and youth who identify as LGBTQ; or otherwise vulnerable children and youth.

 B. To ensure the long-term efficacy and accountability of future investments of Puget Sound Taxpayer Accountability Account proceeds, it is the intent of the council to direct up to ten percent of Puget Sound Taxpayer Accountability Account proceeds to evaluate funded strategies and to provide for administrative costs incurred by the county over the life of the account. Funded strategies will be evaluated based on improving kindergarten readiness, increasing high school graduation rates, and increasing postsecondary degree or certification completion. Up to ten percent of each year's evaluation and administration funds will be used to fund technical assistance and capacity building for small organizations, partnerships and groups to provide services to include but not limited to providing or funding legal, accounting, human resources and leadership development services and support.

 C. It is the intent of the council to direct the remaining Puget Sound Taxpayer Accountability Account proceeds as follows:

 1.a. Fifty-five percent of Puget Sound Taxpayer Accountability Account proceeds over the estimated fifteen-year life of the account to be dedicated to investments for programs and facilities that support early learning and early interventions for children in King County. To the greatest extent possible, proceeds invested in early learning facilities will go to facilities where at least seventy percent of children served come from families that are at or below two hundred percent of the federal poverty level, or children of color; children who are homeless, in the foster care system or in the child welfare system; children who are involved in the juvenile justice system; children with disabilities; children who identify as LGBTQ; or otherwise vulnerable children.

 b. The investments will focus on increased access to inclusive and culturally responsive early education programs in child care access deserts. The investments will include early learning programs with staff and leadership that reflect the community served. The investments may also be used for renovation, expansion, purchase, long-term lease or construction of early learning facilities or early intervention facilities, including associated activities such as planning, feasibility and predesign work.

 c. At least twenty percent of the proceeds identified in section C.1.a. of this motion will be spent on support services, training and other enhancements to improve kindergarten readiness for children in home-based child-care facilities that serve the vulnerable populations identified in section A. of this motion; and

 2.a. Forty-five percent of Puget Sound Taxpayer Accountability Account proceeds over the estimated fifteen-year life of the account should be invested in helping historically underserved students successfully advance through the K-12 educational system, complete high school, navigate from high school to college and complete a postsecondary credential, including through King County Promise activities such as high school advising, college advising and system navigation. The proceeds will be spent to improve support services at high poverty schools, local community and technical colleges and equity focused community based organizations that serve populations identified in section A. of this motion. The proceeds may also be used to support programs that align with and supplement county priorities and investments for target populations identified in section A. of this motion, including the youth action plan, best starts for kids and zero youth detention.

  b.(1) Forty percent of the funding identified in section C.2.a. of this motion will be focused on K-12 aged children and youth through the King County Promise, including:

 (a) systems-level improvements that will result in greater student success in educational outcomes, specifically for those populations listed in section A. of this motion. The efforts should improve alignment across systems that affect educational outcomes, enhance student supports, and make systems-level improvements to ensure that K-12 systems address barriers experienced by students. The investments may include training educators on the effects of economic status and institutional racism, adverse childhood experiences, cultural competency, and the use of restorative practices in schools; and

 (b) high school advising, college admissions and career advising, including through trade and apprenticeship programs, and navigation to help historically underserved students navigate from high school to college and complete a postsecondary credential.

 (2) Programs funded to meet the requirements of section C.2.b.(1)(a) and (b) of this motion will require matching funding from other organizations, institutions or governments.

 c.(1) Forty percent of the funding identified in section C.2.a. of this motion will be focused on higher education through the King County Promise, including:

 (a) systems-level improvements that will result in more equitable access to opportunities and greater student success in educational outcomes, specifically for those populations listed in section A. of this motion. The efforts should improve alignment across systems that affect educational outcomes, enhance student supports, and make systems-level improvements to ensure that postsecondary systems address barriers experienced by students; and

 (b) college advising and navigation, including through trade and apprenticeship programs, to support students from the populations identified in section A. of this motion to attain a postsecondary credential.

 (2) Programs funded to meet the requirements of section C.2.c.(1)(a) and (b) of this motion will require matching funding from other organizations, institutions or governments.

 d.(1) Twenty percent of the proceeds identified in section C.2.a. of this motion will be spent on programming provided by community-based organizations that are integrated with the K-12 system to help close the educational opportunity gap for children and youth of color, to reduce youth involvement in the criminal justice system, increase life skills education and to help out-of-school students who reenter school earn a postsecondary credential.

 (2) The resources dedicated under section C.2.d.(1) of this motion will be provided to community based organizations that provide intensive support and that work directly with target populations defined in section A. Proceeds may go to fund programs that develop positive cultural identity via ethnic-based organizations, that provide mentoring and out-of-school times, or that provide equitable access to physical education. The community based supports will be integrated with the K-12 and postsecondary systems in order to provide a coordinated pathway for the students being served. The resources will be spent to improve support services at high poverty schools through equity-focused community based organizations that serve low-income students, specifically focused on the most underserved and those populations listed in section A. of this motion.

 D. In order to ensure predictability, accountability and transparency for future distribution of Puget Sound Taxpayer Accountability Account proceeds, executive staff will work in consultation with council staff, service providers and stakeholders representing each of the priority educational areas and the community to develop a draft implementation plan for investment of Puget Sound Taxpayer Accountability Account proceeds as identified in this motion. The draft implementation plan will reflect the priorities identified in this motion and should include recommendations for:

 1. A governance structure to include but not be limited to identifying an advisory group with expertise in early learning, K-12 education and postsecondary education to inform the council on ongoing and changing educational needs in King County throughout the life of the Puget Sound Taxpayer Accountability Account;

 2. Processes for allocating funds, including criteria and duration of grant awards;

 3. Strategies to ensure funded programs are culturally appropriate and trauma informed;

 4. A financial plan based on the most recent revenue estimates from Sound Transit for the life of the account and that identifies opportunities for matching or supplemental funds from public, private or philanthropic sources;

 5. Policies for funding early learning facilities, early intervention facilities and mixed-use facilities where services are provided that prioritize creating increased access to inclusive and culturally appropriate early learning services where such services are inadequate to meet need. The policies will include a definition of "access desert" to guide the future placement of early learning facilities. The policies will also include guidance for funding home based care facilities, standalone facilities, mixed-use facilities and facilities collocated with affordable housing, identify appropriate outcome measures, set appropriate target enrollment figures based on income level, local cost of living and payment mix and strategies to sustainably maximize services to children identified in section A. of this motion. The policies will also include strategies to ensure facilities are built with project labor agreements or other labor friendly practices;

 6. Policies for funding services for students aged K-12 that enhance and supplement county priorities and investments such as reducing youth involvement justice system and that provide for greater systems alignment, student supports and reduction barriers to high-school completion. The polices will identify appropriate outcomes measures and recommend strategies that would enhance the success of specific K-12 aged populations of vulnerable and underserved youth named in section A. of this motion, as appropriate;

 7. Policies for funding services for students pursuing postsecondary educational opportunities that include higher education and careers in the trades and apprenticeships, and that provide for greater system alignment, student supports and reduction in barriers to completing a postsecondary degree or credential, identify appropriate outcomes measures and identify strategies and opportunities to leverage relevant local, state and federal funds; and

 8. Periodic evaluation of outcomes, equity and efficacy of Puget Sound Taxpayer Accountability Account proceed investments, including a review of overall strategies funded five years after the first grant is awarded.  The executive will set outcome targets for improving kindergarten readiness, increasing high school graduation rates, and increasing postsecondary degree or certification completion to eliminate or dramatically reduce outcome gaps for target populations. The periodic reviews will evaluate each funded strategy's ability to reach those outcome targets.

 E. The draft implementation plan requested by this motion should be transmitted by the executive to the council no later than eight months after the effective date of this motion. The draft implementation plan should be filed in the form of a paper original and an electronic copy with the clerk of the council, who shall retain the original and provide an electronic copy to all councilmembers, the council chief of staff and the lead staff to committee of the whole, or its successor."

***Effect Statement: Includes the policy changes from Striking Amendment S1 including:***

* ***Defines vulnerable and underserved populations***
* ***Dedicates 10 percent of PSTAA proceeds to evaluation, administration and technical assistance***
* ***Dedicates 55 percent of remaining PSTAA proceeds to facilities and programs for early learning and early interventions.***
* ***Requires that if funds are used for early learning facilities, that to the extent possible, those facilities provide services to a population of children where at least 70 percent come from families with incomes at or below 200 percent of the federal poverty level or come from the target population.***
* ***Dedicates 20 percent of the funds dedicated to early learning or early interventions to home-based childcare.***
* ***Dedicates 45% percent or remaining funds after funds are used for evaluation and administration to K-12 and post secondary programs and allows all community based organizations that serve the target populations to be eligible for funding [change from S1]:***
	+ ***Dedicates 40% of these funds to K-12 programming through the King County Promise [change from S1]***
	+ ***Dedicates 40% of these funds to postsecondary programming through the King County Promise [change from S1]***
	+ ***Dedicates 20% of these funds to community based organizations. That work with K-12 aged youth [change from S1]***
* ***Requires the executive to work with the council and stakeholders to develop an implementation plan to be transmitted to the council eight months after the effective date of this motion. [change from S1]***

***Striking Amendment S2 also includes technical corrections to S1 identified since S1 was published.***