

HEALTHY ENVIRONMENT FOR ALL (HEAL) ACT

RCW 70A.02.060: INCORPORATING ENVIRONMENTAL JUSTICE INTO AGENCY STRATEGIC PLANS

PUGET SOUND PARTNERSHIP

UPDATED September 1, 2023



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ABBREVIATIONS USED

ADA: Americans with Disabilities Act of 1990

CE Plan: community engagement plan

DOH: Washington State Department of Health

DTLL: Dear Tribal Leader Letter

EHD Map: Environmental Health Disparities Map

EJ: environmental justice

EJA: environmental justice assessment **EJC:** Environmental Justice Council **HEAL:** Healthy Environment for All

GOIA: WA State Governor's Office of Indian Affairs

IAWG: Interagency Workgroup SAA: significant agency action TLWG: Tribal Liaison Work Group

Abbreviations by Month

JAN = January
FEB = February
MAR = March
APR = April
MAY = May
JUN = June
JUL = July
AUG = August
SEP = September
OCT = October

NOV = November **DEC** = December

EJ AND THE HEAL ACT

The enactment of the Healthy Environment for All (HEAL) Act in 2021 is a historic step toward eliminating environmental health disparities in Washington state. It also more equitably distributes health and environmental benefits for communities of color and low-income communities. It is the first law in Washington to create a coordinated state agency approach to environmental justice (EJ). The law covers the following state agencies: the Washington State Department of Health (DOH); the state departments of Agriculture, Commerce, Ecology, Natural Resources and Transportation; and the Puget Sound Partnership. Any other agency may opt in to comply with its obligations.

Under the HEAL Act, agencies must incorporate EJ into their strategic plans, adopt community engagement plans, conduct environmental justice assessments on specific agency actions, incorporate EJ into budgeting and funding decisions, and offer tribal consultation on these obligations.

For more information and updates on HEAL Act work, see the <u>PSP HEAL webpage</u>. The HEAL Act requires covered agencies to include an environmental justice implementation plan within their strategic plan. This plan describes how we will incorporate EJ principles into agency activities. This plan may change pending tribal consultation, guidance from the Environmental Justice Council, funding and direction from the legislature and the Governor's office, and the evolving nature of HEAL work. We organized the sections below by legislated obligation, including Strategic Planning, Community Engagement Planning, Environmental Justice Assessments, and Budgeting and Funding. Tribal consultation, per <u>RCW 70A.02.100</u>, is incorporated in each relevant obligation.

Each section includes:

- An implementation timeline with milestones for what we will do. We will update the Implementation Plan every two years to incorporate recommendations made by agency leadership, the IWG, and the EJC. The plan is flexible to respond to the needs and contributions of tribal governments and public health partners and communities most impacted by environmental health disparities.
- A preliminary evaluation plan to measure progress over time. The evaluation plan gives a basic overview of overall objectives, responsible staff, evaluation questions, process and outcome indicators, identification of data sources, the timeframe for data collection, analysis plans, and communication plans.

The evaluation plan for each section, presented in a table, includes the following information:

PARTICIPANTS: Who are the evaluators? **QUESTIONS**: What do we need to know?

INDICATORS: What metrics will be used to assess progress?

DATA: Where and when will data be obtained? What will be

done with the data?

OUTREACH: When and how will results of the evaluation be

shared?

2022

JUL: Adopt community engagement plans

2023

JAN: Incorporate EJ implementation plans into agency strategic plans

JUL: Begin EJ assessments on initial significant agency actions; Incorporate EJ into budgeting and funding processes

DEC: Begin biennial evaluation

— EJ Council evaluates agency implementation progress

2024

SEP: Begin annual reporting — Agencies publish dashboards describing progress

2025

JUL: EJ assessments begin on additional significant agency actions identified by agencies

Figure 1 HEAL Implementation Timeline



Compliance Policies Timeline

2023

JUL: New Discrimination and Harassment (P007) policy created to replace outdated Workplace Harassment (P027) policy

AUG: Request for proposals distributed to contract with an external entity to review *all* Partnership policies for equity and compliance.

NOV-JUN 2024: Policies are reviewed and recommendations to revise, update, and create policies are provided to the Partnership.

2024

JUL-AUG: Leadership Team and HR Manager review policy recommendations. HR Manager makes the determined revisions and updates needed.

AUG: Leadership Team adopts revised, updated, and/or new policies to continue compliance and improve organizational equity

Figure 2 Timeline for Compliance Updates

COMPLIANCE WITH FEDERAL LAWS & POLICIES

The Partnership receives federal funding and, in addition to RCW 70A.02.040d of the HEAL Act, is required to comply with several federal laws and policies that directly relate to equity and environmental justice. These laws and policies prevent discrimination on the basis of identities and experiences such as disability, race, language, geography, sex, and age, and include The Americans with Disabilities Act, Title VI of the civil rights act of 1964, 42 U.S.C. Sec. 2000d-2000d-4, Title IX of the Education Amendments of 1972, 20 U.S.C. Sec. 1681-1683, Section 504, Rehabilitation Act of 1973, 29 U.S.C. Sec. 794, and the age discrimination act of 1975, 42 U.S.C. Sec. 6101-6107.

The Partnership has a personnel policy (Personnel P007) to address and comply with Discrimination and Harassment state and federal laws and policies. All Partnership policies are undergoing an equity and compliance review. Recommendations may include development of processes and training for Partnership staff. This work is being led by the HR Manager.

INCORPORATING EJ INTO AGENCY STRATEGIC PLANS

We will publish the revised 2023-2025 PSP HEAL Implementation Plan in September 2023. Future updates to the implementation plan will reflect progress of goals and metrics, guidance from the EJ Council, and references to any significant changes within PSP's Agency Strategic Plan and annual work plans.

Evaluation Plan and Timeline for EJ Strategic Plan

Evaluation Plan and Timeline for EJ Strategic Plan			
OBJECTIVE : Apply and track progress of HEAL obligations in strategic and			
work plannir	ng across PSP.		
	tion Plan: Annual September HEAL		
	tes to the EJC posted to interagency HEAL		
	nd PSP's HEAL implementation plan webpage.	Participants	
•	be shared through community engagement		
	l, community, and advisory boards.	Lead : EEJ Team	
	extent are HEAL obligations reflected in	Support:	
	ncy's strategic plan and annual work	Workplan	
plans?	Number of HEAL requirements and	Coordinator	
Indicator	obligations, and principles of environmental	Reviewers: CBO	
	justice as adopted in June 2023 are	Advisory	
	identified in future versions of the agency's	Committee & PSP	
	strategic plan and annual work plans.	Leadership Team	
Data	Qualitative content analysis of priorities		
	reflected within the agency strategic plan,		
	annual work plans, program documentation		
	and plans, and any feedback from programs.		
	To begin January 2023 and continued		
2 To what	annually.	Lead : EEJ Team	
obligations listed in strategic plans, work plans,		Sunnort: ASAP	
_		Support : ASAP Team	
and doc	uments at division or program levels?	• •	
_	uments at division or program levels? Number of HEAL requirements and	Team	
and doc Indicator	Number of HEAL requirements and obligations successfully implemented.	Team Reviewers: CBO Advisory Committee & PSP	
and doc	Number of HEAL requirements and obligations successfully implemented. Qualitative content analysis of priorities that	Team Reviewers: CBO Advisory	
and doc Indicator	Number of HEAL requirements and obligations successfully implemented.	Team Reviewers: CBO Advisory Committee & PSP	
and doc Indicator	numents at division or program levels? Number of HEAL requirements and obligations successfully implemented. Qualitative content analysis of priorities that have been operationalized within the	Team Reviewers: CBO Advisory Committee & PSP	
and doc Indicator	Number of HEAL requirements and obligations successfully implemented. Qualitative content analysis of priorities that have been operationalized within the agency strategic plan, annual work plans,	Team Reviewers: CBO Advisory Committee & PSP	
and doc Indicator Data	Number of HEAL requirements and obligations successfully implemented. Qualitative content analysis of priorities that have been operationalized within the agency strategic plan, annual work plans, program documentation and plans, and any feedback from programs. To begin July 2023 and continued annually.	Team Reviewers: CBO Advisory Committee & PSP Leadership Team	
and doc Indicator Data	Number of HEAL requirements and obligations successfully implemented. Qualitative content analysis of priorities that have been operationalized within the agency strategic plan, annual work plans, program documentation and plans, and any feedback from programs. To begin July 2023 and continued annually. SP programs with EJ impacts have	Team Reviewers: CBO Advisory Committee & PSP Leadership Team Lead: EEJ Team	
and doc Indicator Data 3. Which P metrics,	Number of HEAL requirements and obligations successfully implemented. Qualitative content analysis of priorities that have been operationalized within the agency strategic plan, annual work plans, program documentation and plans, and any feedback from programs. To begin July 2023 and continued annually. SP programs with EJ impacts have outcomes, and goals to track HEAL	Team Reviewers: CBO Advisory Committee & PSP Leadership Team Lead: EEJ Team Support: ASAP	
and doc Indicator Data 3. Which P metrics, implement	Number of HEAL requirements and obligations successfully implemented. Qualitative content analysis of priorities that have been operationalized within the agency strategic plan, annual work plans, program documentation and plans, and any feedback from programs. To begin July 2023 and continued annually. SP programs with EJ impacts have outcomes, and goals to track HEAL entation? To what extent did we begin	Team Reviewers: CBO Advisory Committee & PSP Leadership Team Lead: EEJ Team Support: ASAP Team	
and doc Indicator Data 3. Which P metrics, implementation	Number of HEAL requirements and obligations successfully implemented. Qualitative content analysis of priorities that have been operationalized within the agency strategic plan, annual work plans, program documentation and plans, and any feedback from programs. To begin July 2023 and continued annually. SP programs with EJ impacts have outcomes, and goals to track HEAL entation? To what extent did we begin lection and analysis?	Team Reviewers: CBO Advisory Committee & PSP Leadership Team Lead: EEJ Team Support: ASAP Team Reviewers: CBO	
and doc Indicator Data 3. Which P metrics, implement	Number of HEAL requirements and obligations successfully implemented. Qualitative content analysis of priorities that have been operationalized within the agency strategic plan, annual work plans, program documentation and plans, and any feedback from programs. To begin July 2023 and continued annually. SP programs with EJ impacts have outcomes, and goals to track HEAL entation? To what extent did we begin lection and analysis? Number of PSP programs with clearly	Team Reviewers: CBO Advisory Committee & PSP Leadership Team Lead: EEJ Team Support: ASAP Team Reviewers: CBO Advisory	
and doc Indicator Data 3. Which P metrics, implementation	Number of HEAL requirements and obligations successfully implemented. Qualitative content analysis of priorities that have been operationalized within the agency strategic plan, annual work plans, program documentation and plans, and any feedback from programs. To begin July 2023 and continued annually. SP programs with EJ impacts have outcomes, and goals to track HEAL entation? To what extent did we begin lection and analysis? Number of PSP programs with clearly defined EJ metrics, outcomes and goals, and	Team Reviewers: CBO Advisory Committee & PSP Leadership Team Lead: EEJ Team Support: ASAP Team Reviewers: CBO	
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and doc Indicator Data 3. Which P metrics, implement data col Indicator	Number of HEAL requirements and obligations successfully implemented. Qualitative content analysis of priorities that have been operationalized within the agency strategic plan, annual work plans, program documentation and plans, and any feedback from programs. To begin July 2023 and continued annually. SP programs with EJ impacts have outcomes, and goals to track HEAL entation? To what extent did we begin lection and analysis? Number of PSP programs with clearly defined EJ metrics, outcomes and goals, and the projects that have collected and analyzed data to track implementation.	Team Reviewers: CBO Advisory Committee & PSP Leadership Team Lead: EEJ Team Support: ASAP Team Reviewers: CBO Advisory Committee & PSP	
and doc Indicator Data 3. Which P metrics, implementation	Number of HEAL requirements and obligations successfully implemented. Qualitative content analysis of priorities that have been operationalized within the agency strategic plan, annual work plans, program documentation and plans, and any feedback from programs. To begin July 2023 and continued annually. SP programs with EJ impacts have outcomes, and goals to track HEAL entation? To what extent did we begin lection and analysis? Number of PSP programs with clearly defined EJ metrics, outcomes and goals, and the projects that have collected and analyzed data to track implementation. Qualitative content analysis of agency	Team Reviewers: CBO Advisory Committee & PSP Leadership Team Lead: EEJ Team Support: ASAP Team Reviewers: CBO Advisory Committee & PSP	
and doc Indicator Data 3. Which P metrics, implement data col Indicator	Number of HEAL requirements and obligations successfully implemented. Qualitative content analysis of priorities that have been operationalized within the agency strategic plan, annual work plans, program documentation and plans, and any feedback from programs. To begin July 2023 and continued annually. SP programs with EJ impacts have outcomes, and goals to track HEAL entation? To what extent did we begin lection and analysis? Number of PSP programs with clearly defined EJ metrics, outcomes and goals, and the projects that have collected and analyzed data to track implementation.	Team Reviewers: CBO Advisory Committee & PSP Leadership Team Lead: EEJ Team Support: ASAP Team Reviewers: CBO Advisory Committee & PSP	
and doc Indicator Data 3. Which P metrics, implement data col Indicator	Number of HEAL requirements and obligations successfully implemented. Qualitative content analysis of priorities that have been operationalized within the agency strategic plan, annual work plans, program documentation and plans, and any feedback from programs. To begin July 2023 and continued annually. SP programs with EJ impacts have outcomes, and goals to track HEAL entation? To what extent did we begin lection and analysis? Number of PSP programs with clearly defined EJ metrics, outcomes and goals, and the projects that have collected and analyzed data to track implementation. Qualitative content analysis of agency strategic plan, annual work plans, program	Team Reviewers: CBO Advisory Committee & PSP Leadership Team Lead: EEJ Team Support: ASAP Team Reviewers: CBO Advisory Committee & PSP	
and doc Indicator Data 3. Which P metrics, implement data col Indicator	Number of HEAL requirements and obligations successfully implemented. Qualitative content analysis of priorities that have been operationalized within the agency strategic plan, annual work plans, program documentation and plans, and any feedback from programs. To begin July 2023 and continued annually. SP programs with EJ impacts have outcomes, and goals to track HEAL entation? To what extent did we begin lection and analysis? Number of PSP programs with clearly defined EJ metrics, outcomes and goals, and the projects that have collected and analyzed data to track implementation. Qualitative content analysis of agency strategic plan, annual work plans, program documentation and plans, and any feedback	Team Reviewers: CBO Advisory Committee & PSP Leadership Team Lead: EEJ Team Support: ASAP Team Reviewers: CBO Advisory Committee & PSP	

2023

JAN: Publish PSP's EJ Implementation Plan for 2023-2025

FEB-DEC: Work with PSP Teams to find additional goals and metrics for evaluation

MAR-OCT: Tribal roundtable discussions

APR: Receive feedback from EJC on strategic and implementation plans

May-JUN: Incorporate guidance from the EJC into strategic and implementation plans

SEP: Annual update to EJC **NOV:** Tribal consultation

2024

JAN-MAR: Incorporate agreements from tribal consultation and update EJ implementation plan within PSP's Strategic Plan Ongoing: Work with PSP Teams and programs to incorporate EJ metrics and goals into their planning

2025

JAN: Publish updated PSP EJ implementation and evaluation plan for 2025-2027

Ongoing: Work with PSP Teams and programs to incorporate EJ metrics and goals into their planning

COMMUNITY ENGAGEMENT PLAN

From SEP 2021 – JUN 2022, while waiting for the EJC to form, the IWG began creating a draft community engagement (CE) plan to meet the statutory deadline of JUL 1, 2022. The EJC did not hold its first meeting until APR 2022 and was unable to give guidance ahead of the statutory deadline. Due to this, the EJC approved HEAL agencies to adopt provisional community engagement plans. Puget Sound Aprtnership adopted a Provisional Community Engagement Plan on JUL 1, 2022.

Throughout the remainder of 2022 and 2023, and ongoing thereafter, PSP and other HEAL agencies will hold community listening and feedback sessions and conduct tribal consultation, as well as incorporate guidance from the EJC. The CE plan will evolve as PSP builds a relationship with the EJC and impacted communities EJ is implemented. We will update our CE plan every two to three years. This will involve ongoing community partnership, tribal consultation, and collaboration with the EJC.

Community Engagement Plan Timeline

2022

OCT-DEC: IAWG Community Engagement subcommittee begin planning community listening sessions

NOV-DEC – Work with IAWG, HEAL Tribal Liaisons, and Governor's Office of Indian Affairs (GOIA) to coordinate tribal consultation

2023

JAN: Send Dear Tribal Leader Letter (DTLL) to tribes about community listening sessions and invite formal consultation on CE plans, including dates for tribal roundtables

JAN: Share draft plan for community listening sessions with EJC

JAN-FEB: IAWG Community Engagement subcommittee incorporate feedback from EJC

MAR: Share final plan for community listening sessions with EJC **MAR-OCT**: Hold community listening sessions across the state

MAR-OCT: Tribal roundtable discussions

JUN: Share preliminary learnings from community listening sessions and Tribal roundtables with EJC

SEP: Annual update to EJC **NOV:** Tribal consultation

NOV: Receive guidance from EJC on updates for CE plans

2024

JAN-MAR: Use guidance from EJC, tribal consultation, and community listening sessions in CE plans; share updated plans with EJC

APR: Use updated CE plan at Puget Sound Partnership

MAY-ongoing: Collect feedback from community members on CE Plan guidance and use

2025

APR-OCT: Launch update process for CE plans; review collected feedback from community members, invite tribal consultation and host tribal roundtables, request guidance from EJC to inform updates to plans

NOV: Tribal consultation and receive guidance from EJC to update CE plans **DEC-onging:** Use guidance from EJC and tribal consultation in CE Plans

Evaluation Plan for Community Engagement plan

OBJECTIVE : Finalize and begin using PSP's Community Engagement (CE) plan to show our commitment to transforming public health through equitable, inclusive, culturally appropriate,				
	and humble engagement with overburdened communities and vulnerable populations.			
Communic				
-	sted to SharePoint, PSP website, share externally through	Participants		
community engagement and tribal partners.				
	has the provisional CE plan been developed and updated?	Lead: EJ		
Indicator	PSP received feedback and recommendations from the EJC,	Coordinator		
	Tribal and community partners. The next version(s) of CE plan	Support: EEJ Team		
	includes ongoing recommendations.	Reviewers: EJC,		
Data	Qualitative content analysis of documentation, feedback, and	IAWG and PSP		
	recommendations. Provisional and updated versions of CE	Leadership Team		
	plan. This will begin December 2023 and with each substantial			
	update.			
	what extent did PSP offer consultations and/or ongoing	Lead : Tribal Affairs		
	agement to Tribal governments and communities?	Manager		
Indicator	Tribal consultation outreach begins. Tribal roundtables	Support: EEJ Team		
	process begins.	Reviewers: Tribal		
Data	Qualitative analysis of tribal consults and roundtables. Mixed	Liaisons Work		
	methods of engagement and the analysis of tribal informed	Group		
	updates to PSP's CE plan. Starting January 2023 through			
	December 2023.			
	vhat extent did we engage OBC/VP populations?	Lead: CBO Advisory		
Indicator	List of communities and representatives to participate in	Committee and EJ		
	listening sessions drafted or completed. Community listening	Coordinator		
	sessions process begins.	Support: EEJ Team		
Data	Community listening session lists and schedules, feedback,	Reviewers: PSP		
	and results. Qualitative analysis of community listening	Leadership Team		
	sessions. Mixed methods. Analysis of community-based			
	updates to CE plan. Begins March 2023 and ongoing.			
	at is the process for ensuring equitable and culturally	Lead: EEJ Team		
	ropriate community engagement and tribal consultation?	Support: Tribal		
Indicator	Training for PSP on how to use updated CE plan developed.	Liaisons Work		
	Resources for PSP developed, reviewed, distributed.	Group		
	Programs, EEJ and programs specific to the SAAs pilot CE Plan.	Reviewers: CBO		
Data	Training materials, staff attendance, program competency.	Advisory		
	Beginning April 2024 and will be ongoing.	Committee		

ENVIRONMENTAL JUSTICE ASSESSMENT

PSP has identified current programs that meet the statutory definition of a significant agency action (SAA). After each legislative session, we will continue to identify programs new programs, rules, grants, loans, and capital projects that meet the definition of a SAA. Leading up to the JUL 2023 statutory deadline, PSP will work with the IWG to create a template for EJAs. Each agency will be able to adapt the template as needed to fit its needs. Like our approach with CE plans, we will update the EJA process every two years to add community feedback on the process and guidance from the EJC.

Ej Assessment Timeline

2022

SEP-DEC: Identify programs at the Partnership that meet the statutory definition of a SAA

2023

JAN: Send DTLL with list of programs identified as SAA JAN-MAR: With EJC, create initial process for EJAs MAR-MAY: Open list of SAAs for Public Comment

MAR-OCT: Hold community listening sessions across the state to inform EJA process **MAR-OCT**: Tribal roundtable discussions on SAAs that affect federally recognized tribes' rights and interests in tribal lands

MAY-JUN: Incorporate feedback from the public to list of SAAs; Incorporate initial feedback on EJAs from community listening sessions into process; share revised EJA process with EJC

JUL: Share the determination of PSP SAAs in the Washington State Registrar

JUL: Begin conducting EJAs on SAAs

NOV: Tribal consultation; Receive guidance from EJC on updates to include in EJA process

2024

APR: Identify other programs that meet the statutory definition of SAAs following the end of legislative session; send DTLL and invite tribal consultation on SAAs that affect federally recognized tribes' rights and interests in their lands

2025

JUN: Identify additional programs that meet the statutory definition of SAAs after legislative session; send DTLL and invite tribal consultation on SAAs that affect federally recognized tribes' rights and interests in their lands

JUL: Identify additional SAAs, beyond the statutory definition (per RCW 70A.02.060) and begin conducting EJAs for these actions

JUL-OCT: Launch update process for EJAs; review community feedback and request guidance from EJC to inform updates to EJA process

DEC: Update EJA process and *Implement*

Evaluation Plan for EJ Assessments

OBJECTIVE: Develop, finalize, and implement Environmental Justice Assessments (EJAs) for Puget Sound Partnership's significant agency actions (SAAs) – Puget Sound Acquisition		
	n (PSAR) program, Action Agenda, and the Science work plan.	Т
to the EJC SAAs in the	cation Plan: PSP will develop annual HEAL reports and updates and will post to SharePoint and PSP's website. PSP will post the Washington State Registrar office website. Dear Tribal Leader ITLs), tribal roundtable discussions and tribal Consultation	Participants
process.		
•	what extent did PSP develop the process for identifying SAAs?	Lead: EEJ Team
Indicator	PSP's EEJ Team created the criteria for identifying SAAs and	Support: SAA
maicator	was vetted by the PSAR, Planning and Science Teams. Process	teams
	for identifying SAAs exempt from EJAs draft.	Reviewers: PSP
Data	Counts of SAAs. Qualitative coding of published SAAs. Data to	Leadership
Data	begin collection September 2022 and will be ongoing.	Team
2 40	w did we include tribal consultations in the EJA process?	Lead : Tribal
Indicator	Tribal consultation begins and significant requests included.	Affairs Manager
		Support: Tribal
Data	PSP documents tribal consult framework and process. Agreements from tribal partners received through consultation process. Documentation of process for identifying SAAs impacting tribal partners. The process began in January 2023 and is ongoing.	Liaison Work Group Reviewers: PSP Leadership Team
3. To what extent did PSP develop and implement the EJA process?		Lead: EEJ Team
Indicator	Pilot EJA process with PSP Teams implementing SAAs. PSP incorporates a process to include OBC/VP input on EJAs.	Support: SAA teams
Data	Counts of SAAs by PSP Teams coordinating SAAs. Qualitative	Reviewers: PSP
	coding of published SAAs. Completion of SAA checklists.	Leadership
	Beginning January 2023 and will be ongoing.	Team
	ow did PSP engage communities during the development and plementation of EJAs?	Lead: EEJ Team, CBO Advisory
Indicator	Collaboration with EEJ team and detailed responses to the EJA Checklist steps 2-5.	Committee Support: SAA
Data	Feedback from listening sessions. Qualitative analysis of EJAs. Beginning March 2023 and will be ongoing.	teams Reviewers: PSP Leadership Team

BUDGETING AND FUNDING

Budget And Funding timeline

Fulfilling this obligation requires planning and partnering with other HEAL agencies, agency financial services teams, and the Office of Financial Management. Through 2023, before the statutory deadline, PSP will work within our agency for research, recommendations and will look for ways to implement the components of this obligation. We will also seek guidance from the EJC. We aim to have enough structure in place by JUL 2023 to begin a pilot program. It will apply recommended processes to qualifying programs making expenditure decisions. Implementation for this obligation will be ongoing. We will refine our processes over time.

2022

NOV-DEC: Work with PSP Teams and programs to create recommendations for fulfilling the budgeting and funding obligation of HEAL

2023

JAN: Seek guidance from EJC

JAN-APR: Work with PSP Teams and programs to do the following:

- Develop method to identify and determine environmental benefits and burdens in PSP projects and programs;
- List PSP projects and programs that address or may cause environmental harms or benefits:
- Develop method to find what constitutes "equitable distribution" for different budgets, grants, loans, etc.;
- Use CE plans to develop methods for including overburdened communities and vulnerable populations in agency spending decisions;
- Develop specific goals and metrics around agency EJ goals for identified programs with environmental impacts

May: Share PSP recommendations with IWG and EJC

JUN: Get and use guidance from EJC

JUN-JUL: Work with OFM and DOH Office of Financial Services to:

- 1) Enact process to equitably distribute spending and create rules or guidelines for criteria and procedures to use when using EJ principles in spending decisions;
- 2) Track and measure this distribution; and, set a goal of directing 40% of grants and expenditures that create environmental benefits to vulnerable populations and overburdened communities

JUL-DEC: Where able, have qualifying programs follow advice when making spending decisions

2024

Ongoing implementation

2025

Ongoing implementation

Evaluation Plan for Budget and Funding

	3		
OBJECTIVE:	Make, finalize, and enact ways to use EJ principles in PSP decis	ions for budget	
development, spending, and granting or withholding environmental benefits.			
Communica	ation Plan: PSP will continue completing annual HEAL reports		
and updates to the EJC, post to SharePoint, PSP's website, share		Participants	
externally t	externally through community engagement, Tribal partners, and post on		
OFMs webs	ite.		
1. Wha	at proportion of applicable PSP spending creates	Lead : EEJ Team	
envi	ronmental benefits for OBC/VP populations?	Support : Fiscal	
Indicator	Process to review equity in distribution of PSP spending is set	Team	
	and vetted by PSP Teams and with guidance from the EJC.	Reviewers: PSP	
Data	Qualitative coding of process documentation. Quantitative	Leadership	
	summary of spending that creates environmental benefits	Team	
	for OBC/VP populations. Begin tracking July 2023.		
2. How did we engage communities in PSP funding decisions?		Lead: CE	
Indicator	Specific methods, recommendations, and resources to	Coordinator	
	engage community members. Community listening sessions,	Support: EEJ	
	advisory committees, and other modes of engagement used	Team, Fiscal	
	to set spending priorities at all PSP levels.	Team	
Data	PSP HEAL CE plan. Documentation of community	Reviewers: PSP	
	engagement (ex. reports for SB 5793, written case studies,	Leadership	
	web materials, etc.), listening sessions. This begins July 2023	Team	
	and will be ongoing.		
	what extent does PSP's portfolio of grants and contracts	Lead: EEJ	
crea	te ways to enact EJ principles?	Manager	
Indicator	The ways to test the use of EJ principles in distribution of PSP	Support: Fiscal	
	grants and contracts portfolio set by EEJ Team and	Team	
	Leadership Team.	Reviewers: PSP	
Data	Baseline assessment of PSP grants and contracts and other	Leadership	
	expenditures. Ongoing assessment of PSP expenditures.	Team	
	Beginning July 2023 and will be ongoing.		

TRIBAL CONSULTATION

Federally recognized tribes are individually and culturally unique from each other. Washington State recognizes tribes' inherent rights to exercise their language, cultural beliefs, protection of tribal resources, sense of place and territory through their existence and inhabitance of Washington territory since time immemorial. These rights are embedded in their right to their language, teachings, culture, territories of land and water, history of stewardship and service, and fiduciary obligation to preserve those rights for future generations. Federally recognized tribes retain their inherent rights and are, as such, sovereign and operate their own tribal governments to govern their tribal citizenship and reservation populations through self-governance and self-determination. Federally recognized tribes have a unique trust

relationship with the United States federal government based on the U. S. Constitution, treaties, statutes, executive orders, and court decisions. Their status as sovereign nations entitle them to a direct government-to-government relationship with the federal government, independent of the states or local jurisdictions where these tribes may reside.

Agencies in Washington State are also guided by laws, policies and agreements related to tribal consultation. Engagement on environmental justice issues should also be consistent with the 1989 Centennial Accord, 1999 Millennium Agreement and Chapter 43.376.

Tribal Consultation Timeline

2022

Development of the Interagency Tribal Liaison's work group (TLWG). Group to convene bi-monthly

Inclusion of the Govenor's Office of Indian Affairs (GOIA) in the TLWG cohortDevelopment of Tribal Government Engagement and Native American Communities Engagement Plans

Development of Tribal Government Engagement and Native American Communities Engagement Plans

2023

JAN: TLWG completes drafts of Tribal Government Engagement and Native American Communities Engagement Plan

MAR-OCT: Tribal roundtable discussions on SAAs that affect federally recognized tribes' rights and interests in tribal lands

JUL: DTLL invitations for consultation on SAAs begin

AUG-SEP: In coordination with GOIA, DTLLs sent with invitations for briefing and formal consultation on the Community Engagement Plans, highlighting the Tribal Government Engagement and Native American Communities Engagement components. This is a consolidated effort between agencies

NOV: Offer Tribal consultation of the Strategic Plan Implementation

OCT-DEC: In coordination with GOIA, development of DTLLs with invitations for briefing and consultations of final policies of the Budget and Funding, Environmental Justice Assessment Design Process, Identification of Overburdened Communities and Vulnerable Populations and Community Engagement subcommittees. This is a consolidated effort between subcommittees and agencies

2024

Ongoing implementation of HEAL Act and consultations on SAAs

2025

Ongoing implementation of HEALAct and consultations on SAAs**JUN thru JUL:** Offer consultation to identify any new SAAs

JUN-JUL: Offer consultation to identify any new SAAs

NOV: Offer consultation on any updates to include in Community Engagement plans

INTERAGENCY WORK GROUP

In the Fall of 2021, with the passing of the HEAL Act, the legislature mandated seven state agencies to comply with specific EJ obligations and incorporate EJ principles into agency activities such as strategic plans, community engagement plans, and budget mechanisms. These work in collaboration within the Interagency Work Group (IAWG).

The first milestone in implementing the HEAL Act began with a mandate that state agencies transform the way they engage with overburdened communities (OBCs) and vulne rable populations (VP), in which birthed the IAWG to lead state agencies in collaboration with the EJC to develop guides and implement environmental justice assessments (EJA) in response to agencies' SAAs), community engagement process, identification of OBCs and VPs and applying steps to instill EJ principles in decisions for budget development, spending, and granting.

Interagency Workgroup Timeline

2021

SEP-DEC: EJC staff facilitated first several IAWG meetings with the seven HEAL agencies Community Engagement and Internal Education and Capacity Building Committees were formed

2022

FEB-JUN: Drafted provisional CE Plan

JUN: Published provisional CE Plans on agency websites without receiving EJC guidance **AUG:** EJA Committee formed and met with the EJC's EJA Subcommittee to review EJA HEAL

mandate. Started process of EJA draft

AUG: IAWG created its first report for the EJC

SEP: OBC/VP and Listening Session subcommittees of the CE Committee were formed

DEC: Agencies published HEAL Implementation Plans on their websites

2023

JAN: Restructuring of IAWG Committees

- CE Committee and Internal Education/Capacity Building Committee dissolved
- Subcommittees of CE Committee were maintained and elevate as Committees
- Budget & Funding Committee was formed

JAN-JUN: The OBC/VP Committee drafted guidance for the process to identify OBC/VP

MAY: The EJA template was reviewed and modified by agencies to reflect their SAAs

JUN: Agencies, in coordination with the IAWG, met the deadlines for EJAs of SAAs and Budget and Funding mandates of the HEAL Act

JUN: The first SAA was published on the OFM website by the Partnership

AUG: The second IAWG report, as mandated to each HEAL agency, due to the EJC

Ongoing

The IAWG will coordinate possible new formations and strategies of committees subcommittee work focused on the implementation of HEAL mandates specific to community engagement, EJAs, budget and fund