
SUBSTITUTE HOUSE BILL 2224

State of Washington 63rd Legislature 2014 Regular Session

By House Capital Budget (originally sponsored by Representatives Dunshee and DeBolt; by request of Governor Inslee)

READ FIRST TIME 02/28/14.

1 AN ACT Relating to the capital budget; making appropriations and
2 authorizing expenditures for capital improvements; amending RCW
3 43.160.080, 70.148.020, and 27.34.330; amending 2013 2nd sp.s. c 19 ss
4 1073, 1074, 1077, 1078, 1064, 1065, 1066, 1067, 1084, 1109, 1115, 2037,
5 3002, 3067, 3075, 3076, 3079, 3104, 3220, 5020, 5019, 5024, 5078, 5117,
6 7043, and 7014 (uncodified); amending 2013 3rd sp.s. c 1 s 3
7 (uncodified); reenacting and amending RCW 70.105D.070; adding a new
8 section to chapter 43.330 RCW; adding new sections to 2013 2nd sp.s. c
9 19 (uncodified); creating new sections; repealing 2013 2nd sp.s. c 19
10 ss 7004 and 7013 (uncodified); making appropriations; and declaring an
11 emergency.

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

13 NEW SECTION. **Sec. 1.** A supplemental capital budget is hereby
14 adopted and, subject to the provisions set forth in this act, the
15 several dollar amounts hereinafter specified, or so much thereof as
16 shall be sufficient to accomplish the purposes designated, are hereby
17 appropriated and authorized to be incurred for capital projects during
18 the period beginning with the effective date of this act and ending
19 June 30, 2015, out of the several funds specified in this act.

1 **PART 1**

2 **GENERAL GOVERNMENT**

3 NEW SECTION. **Sec. 1001.** A new section is added to 2013 2nd sp.s.
4 c 19 (uncodified) to read as follows:

5 **FOR THE OFFICE OF THE SECRETARY OF STATE**

6 Archives Facilities Maintenance Environmental Control (30000028)

7 Appropriation:

8	State Building Construction Account--State	\$46,000
9	Prior Biennia (Expenditures)	\$0
10	Future Biennia (Projected Costs)	\$0
11	TOTAL	\$46,000

12 NEW SECTION. **Sec. 1002.** A new section is added to 2013 2nd sp.s.
13 c 19 (uncodified) to read as follows:

14 **FOR THE OFFICE OF THE SECRETARY OF STATE**

15 Library and Archives Building (30000029)

16 The appropriations in this section is subject to the following
17 conditions and limitations:

18 (1) The appropriation in this section is provided solely for a
19 predesign to determine: (a) Necessary program space for the state
20 library currently located in Tumwater, and additional archive space;
21 (b) capital budget requirements including the use of fees collected by
22 the secretary of state that will support a certificate of participation
23 for the financing of the construction of the facility, and future
24 operating costs.

25 (2) The study will consider the use of the general administration
26 building site as a possible location. Any benefits or consequences may
27 be identified at this site or other sites considered.

28 (3) The office of financial management shall determine the maximum
29 use of the site and consider the consolidation of other state agencies,
30 including separately elected officials.

31 (4) The building shall be a high performance building and the
32 construction shall be procured using a performance based method
33 including design-build or design-build-operate-maintain.

34 Appropriation:

35	State Building Construction Account--State	\$250,000
36	Prior Biennia (Expenditures)	\$0

1 Future Biennia (Projected Costs) \$0
2 TOTAL \$250,000

3 NEW SECTION. **Sec. 1003.** A new section is added to 2013 2nd sp.s.
4 c 19 (uncodified) to read as follows:

5 **FOR THE DEPARTMENT OF COMMERCE**

6 Building for the Arts Grants (30000006)

7 The reappropriation in this section is subject to the following
8 conditions and limitations:

9 (1) The reappropriation in this section is subject to the
10 provisions of section 1011, chapter 36, Laws of 2010 1st sp. sess.

11 (2) The reappropriation in this section is provided solely for the
12 Federal Way performing arts center.

13 Reappropriation:

14 State Building Construction Account--State \$218,000
15 Prior Biennia (Expenditures) \$8,481,000
16 Future Biennia (Projected Costs) \$0
17 TOTAL \$8,699,000

18 **Sec. 1004.** 2013 2nd sp.s. c 19 s 1073 (uncodified) is amended to
19 read as follows:

20 **FOR THE DEPARTMENT OF COMMERCE**

21 Drinking Water State Revolving Fund Loan Program (30000189)

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

24 (1) (~~(\$4,400,000 for fiscal year 2014 and)~~) \$4,400,000 from the
25 drinking water assistance account--state for fiscal year 2015 is
26 provided solely as state match for federal safe drinking water funds.

27 (2) For projects involving repair, replacement, or improvement of
28 a clean water infrastructure facility or other public works facility
29 for which an investment grade efficiency audit is obtainable, the
30 public works board must require as a contract condition that the
31 project sponsor undertake an investment grade efficiency audit. The
32 project sponsor may finance the costs of the audit as part of its
33 drinking water state revolving fund program loan.

34 Appropriation:

35 (~~(State Building Construction Account--State \$8,800,000)~~)

1	<u>Drinking Water Assistance Account--State</u>	<u>\$4,400,000</u>
2	Drinking Water Assistance Repayment Account--State . .	\$200,000,000
3	Subtotal Appropriation	((\$208,800,000))
4		<u>\$204,400,000</u>
5	Prior Biennia (Expenditures) . . . . .	.\$0
6	Future Biennia (Projected Costs)	\$680,000,000
7	TOTAL	((\$888,800,000))
8		<u>\$884,400,000</u>

9 NEW SECTION. Sec. 1005. A new section is added to 2013 2nd sp.s.
10 c 19 (uncodified) to read as follows:

11 **FOR THE DEPARTMENT OF COMMERCE**

12 High Energy Efficient Housing Demonstration (30000708)

13 The appropriation in this section is subject to the following
14 conditions and limitations:

15 (1) The appropriation in this section is provided solely for a
16 demonstration program making loans or grants to low-income housing
17 developers for ultra-high energy efficient housing projects including
18 single and multifamily units. The program's purpose is to apply ultra-
19 high energy efficiency design and build strategies and technologies to
20 the construction of affordable housing, in order to increase housing
21 affordability for low-income households and reduce consumption of
22 limited natural resources.

23 (2) In consultation with professional building, energy efficiency,
24 and housing finance organizations, the office of financial management,
25 and the appropriate legislative staff, the department shall develop and
26 implement a competitive program by December 1, 2014, that is designed
27 to fund and evaluate ultra-high energy efficient housing projects.

28 (3) To receive funding, a project must:

29 (a) Demonstrate energy-saving and renewable energy systems designed
30 to reduce building energy use by fifty percent or more after the
31 housing is fully occupied, compared to the current edition of the
32 Washington state energy code;

33 (b) Propose to use a performance-based design and build process;
34 and,

35 (c) Provide a life-cycle cost analysis report to the department.

36 (4) At least one of the projects selected for funding must

1 demonstrate energy-saving and renewable energy systems designed to
2 achieve net zero energy use after the housing is fully occupied.

3 (5) The department must consider, at a minimum and in any order,
4 the following factors in assigning a numerical ranking to a project:

5 (a) Whether the proposed design demonstrates that the project will
6 achieve a fifty percent or greater reduction in building energy use
7 when fully occupied, compared to the current edition of the Washington
8 state energy code. Points for this factor must be awarded so that the
9 greater the reduction in energy use, the higher the number of points.

10 (b) The life-cycle cost of the project;

11 (c) That the project demonstrates a design, use of materials, and
12 construction process that can be replicated by the Washington building
13 industry;

14 (d) The extent to which the project leverages nonstate funds;

15 (e) The extent to which the project is ready to proceed to
16 construction;

17 (f) Whether the project promotes sustainable use of resources and
18 environmental quality;

19 (g) Whether the project is being well-managed to fund maintenance
20 and capital depreciation;

21 (h) Reduction of housing and utilities carbon footprint; and,

22 (i) Other criteria that the department considers necessary to
23 achieve the purpose of this program.

24 (6) By October 1, 2015, the department shall submit a report to the
25 governor and legislative fiscal committees on the results of the
26 demonstration project, including a benefit-cost analysis of designing
27 projects to reach net-zero energy use.

28 Appropriation:

29	State Taxable Building Construction Account--State . . .	\$5,000,000
30	Prior Biennia (Expenditures)	\$0
31	Future Biennia (Projected Costs)	\$0
32	TOTAL	\$5,000,000

33 NEW SECTION. **Sec. 1006.** A new section is added to 2013 2nd sp.s
34 c 19 (uncodified) to read as follows:

35 **FOR THE DEPARTMENT OF COMMERCE**

36 Capital Funding for Weatherization (30000707)

1 The appropriation in this section is subject to the following
2 conditions and limitations: The appropriation in this section is
3 provided solely for low-income weatherization through the energy
4 matchmakers program.

5 Appropriation:

6	State Taxable Building Construction Account--State . . .	\$2,000,000
7	Prior Biennia (Expenditures)	\$0
8	Future Biennia (Projected Costs)	\$0
9	TOTAL	\$2,000,000

10 **Sec. 1007.** 2013 2nd sp.s. c 19 s 1074 (uncodified) is amended to
11 read as follows:

12 **FOR THE DEPARTMENT OF COMMERCE**

13 Clean Energy and Energy Freedom Program (91000582)

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

16 (1) All expenditures from the state taxable building construction
17 account--state appropriation in this section must be used for projects
18 that provide a benefit to the public through development,
19 demonstration, and deployment of clean energy technologies that save
20 energy and reduce energy costs, reduce harmful air emissions or
21 otherwise increase energy independence for the state. All expenditures
22 must be used for projects that develop and acquire assets that have a
23 useful life of at least thirteen years. These requirements must be
24 specified in funding agreements issued by the department.

25 (2) For any project funded from the state taxable building
26 construction account--state appropriation in this section, state funds
27 must not exceed fifty percent of the estimated cost of a project, and
28 funding preference must be provided to projects that offer a higher
29 percentage of nonstate match funds.

30 (3)(a) \$15,000,000 of the state taxable building construction
31 account--state appropriation in this section is provided solely to
32 create a revolving loan fund to support the widespread use of proven
33 building energy efficiency and renewable energy technologies now
34 inhibited by lack of access to capital.

35 (b) To create the loan fund, the department shall provide grant
36 funds to a competitively selected nonprofit lender that will provide

1 matching private capital and will administer the loan fund. The
2 department must select the loan fund administrator through a
3 competitive process, with scoring conducted by a group of qualified
4 experts, applying criteria specified by the department.

5 (c) The department must establish guidelines for the lender related
6 to applicant eligibility, the screening process, and evaluation and
7 selection criteria. The criteria must include requiring evidence of
8 support for the proposed project from the impacted community and
9 consistency with economic growth strategies and plans of the affected
10 local governments. Applications for loans from the revolving fund must
11 disclose all sources of public funding to be provided for a project.
12 The nonprofit lender must use the revolving loan fund to make
13 affordable loans for projects including, but not limited to:
14 Residential and commercial energy retrofits, residential and community-
15 scale solar installations, anaerobic digesters to treat dairy and
16 organic waste, and combined heat and power projects using woody biomass
17 as a fuel source.

18 (d) The department must conduct due diligence activities associated
19 with the use of public funds, including oversight of the project
20 selection process and project monitoring.

21 (e) Projects seeking financing of solar installations under this
22 section must agree in contract to not participate in the cost-recovery
23 program under RCW 82.16.120.

24 (4) \$15,000,000 of the state taxable building construction
25 account--state appropriation in this section is provided solely for
26 grants to advance renewable energy technologies by public and private
27 electrical utilities that serve retail customers in the state. The
28 department shall work with utilities to offer matching grants for
29 projects that demonstrate new smart grid technologies. The department
30 shall develop a grant application process to competitively select
31 projects for grant awards, to include scoring conducted by a group of
32 qualified experts with application of criteria specified by the
33 department. Applications for grants must disclose all sources of
34 public funding to be provided for a project. The grant funds must be
35 used to fund projects that demonstrate how to: Integrate intermittent
36 renewables through energy storage and information technology, dispatch
37 energy storage resources from utility control rooms, use the thermal

1 properties and electric load of commercial buildings and district
2 energy systems to store energy, or otherwise improve the reliability
3 and reduce the costs of intermittent or distributed renewable energy.

4 (5) \$6,000,000 of the state taxable building construction account--
5 state appropriation in this section is provided solely for grants to
6 match federal funds used to develop and demonstrate clean energy
7 technologies. The department shall work with the University of
8 Washington, Washington State University, and the Pacific Northwest
9 National Laboratory to offer matching funds for projects including, but
10 not limited to: Advancing energy storage and solar technologies, and
11 federal manufacturing innovation centers related to use of light-weight
12 carbon fiber components to advance energy efficiency in the
13 aeronautical, automotive, and marine sectors.

14 (6) The department must report on number and results of projects
15 funded through the clean energy fund, including the number of job hours
16 created and the number of jobs maintained and created, to the governor
17 and the legislature, by November 1, 2014.

18 (7) The energy recovery act account--federal appropriation in this
19 section is provided solely for loans, loan guarantees, and grants that
20 encourage the establishment of innovative and sustainable industries
21 for renewable energy and energy efficiency technology, consistent with
22 provisions of RCW 43.325.040 (energy freedom account).

23 Appropriation:

24	State Taxable Building Construction Account--State . . .	\$36,000,000
25	Energy Recovery Act Account--(Federal) <u>State</u>	\$4,000,000
26	Subtotal Appropriation	\$40,000,000
27	Prior Biennia (Expenditures) . . . . .	.\$0
28	Future Biennia (Projected Costs)	\$0
29	TOTAL	\$40,000,000

30 **Sec. 1008.** 2013 2nd sp.s. c 19 s 1077 (uncodified) is amended to
31 read as follows:

32 **FOR THE DEPARTMENT OF COMMERCE**

33 Projects for Jobs and Economic Development (92000151)

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

1 (1) Except as directed otherwise prior to the effective date of
2 this section, the department shall not expend the appropriations in
3 this section unless and until the nonstate share of project costs have
4 been either expended, or firmly committed, or both, in an amount
5 sufficient to complete the project or a distinct phase of the project
6 that is useable to the public for the purpose intended by the
7 legislature. This requirement does not apply to projects where a share
8 of the appropriations are released for design costs only.

9 (2) Prior to receiving funds, project recipients must demonstrate
10 that the project site is under control for a minimum of ten years,
11 either through ownership or a long-term lease. This requirement does
12 not apply to appropriations for preconstruction activities or
13 appropriations whose sole purpose is to purchase real property that
14 does not include a construction or renovation component.

15 (3) Projects funded in this section may be required to comply with
16 Washington's high performance building standards as required by chapter
17 39.35D RCW.

18 (4) Project funds are available on a reimbursement basis only, and
19 shall not be advanced under any circumstances.

20 (5) Projects funded in this section must be held by the recipient
21 for a minimum of ten years and used for the same purpose or purposes
22 intended by the legislature as required in RCW 43.63A.125(6).

23 (6) Projects funded in this section, including those that are owned
24 and operated by nonprofit organizations, are generally required to pay
25 state prevailing wages.

26 (7) The appropriations are provided solely for the following list
27 of projects:

28

Projects for Jobs & Economic Development	Authorized Amount
29 City of Bremerton Puget Sound Naval Safety Project	\$1,300,000
30 Fairchild Airforce Base	\$2,700,000
31 City of Lynnwood Main Street Improvements	\$250,000
32 Port of Everett: Roll-On/Roll-Off Cargo Berth	\$1,500,000
33 Kittitas County Infrastructure and Facilities	\$5,000,000
34 City of Kennewick Industrial Land	\$1,000,000

35

1	Perry Tech Institute Building	(((\$1,000,000))
2		<u>\$2,000,000</u>
3	City of Buckley Drinking Water Improvements	\$350,000
4	((Coronado)) Carbonado Reservoir Replacement	\$525,000
5	Hopelink Cleveland Street Project	\$1,000,000
6	Redmond Connector	\$1,300,000
7	Washougal ((Storm Water Decant Facility)) <u>Wastewater Treatment Plant</u>	\$1,000,000
8	Roslyn Renaissance Northwest Improvement Company Building	\$500,000
9	Everett/Tulalip Water Pipeline Construction	\$1,000,000
10	((Renton Aerospace Training Center Construction	\$5,000,000))
11	Renton Riverview Bridge Replacement	\$1,100,000
12	Omak City Sewer, Collection System, and Treatment Plant	\$2,000,000
13	Harper Pier Replacement	\$800,000
14	University Place Main Street Redevelopment	\$975,000
15	Sultan Alder Avenue Water/Sewer Line Replacement	\$185,000
16	Quincy Industrial Water Reclamation & Reuse	\$700,000
17	NW Medical School	\$136,000
18	Ione - 8th St Lift Station Replacement	\$165,000
19	Stevens PUD Projects	\$532,000
20	Port Orchard Bay St. Pedestrian Path - Phase 2	\$336,000
21	Dekalb Pier - Phase 2	(((\$255,000))
22		<u>\$755,000</u>
23	Kenmore Village	\$300,000
24	South Kirkland TOD/Cross Kirkland Corridor	(((\$1,300,000))
25		<u>\$1,500,000</u>
26	Washington Agriculture Discovery Center	\$100,000
27	Mountlake Terrace Mainstreet Grant	\$2,000,000
28	Issaquah - North Roadway Network Improvement	\$5,000,000
29	TRIDEC Development of Small Modular Reactor Proposal	\$500,000
30	City of Shelton Wastewater	\$1,500,000
31	Port of Moses Lake Firefighting System	\$300,000
32	Seattle Chinatown/ID Development	\$500,000
33		
34	TOTAL	(((\$42,109,000))
35		<u>\$38,809,000</u>
36	Appropriation:	
37	State Building Construction Account--State	(((\$35,009,000))

1		<u>\$31,709,000</u>
2	Public Facility Construction Loan Revolving	
3	Account--State	\$7,100,000
4	Subtotal Appropriation	((\$42,109,000))
5		<u>\$38,809,000</u>
6	Prior Biennia (Expenditures)	\$.00
7	Future Biennia (Projected Costs)	\$.00
8	TOTAL	((\$42,109,000))
9		<u>\$38,809,000</u>

10 **Sec. 1009.** 2013 2nd sp.s. c 19 s 1078 (uncodified) is amended to
11 read as follows:

12 **FOR THE DEPARTMENT OF COMMERCE**

13 Projects That Strengthen Communities and Quality of Life (92000230)

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

16 (1) Except as directed otherwise prior to the effective date of
17 this section, the department shall not expend the appropriation in this
18 section unless and until the nonstate share of project costs have been
19 either expended, or firmly committed, or both, in an amount sufficient
20 to complete the project or a distinct phase of the project that is
21 useable to the public for the purpose intended by the legislature.
22 This requirement does not apply to projects where a share of the
23 appropriation is released for design costs only.

24 (2) Prior to receiving funds, project recipients must demonstrate
25 that the project site is under control for a minimum of ten years,
26 either through ownership or a long-term lease. This requirement does
27 not apply to appropriations for preconstruction activities or
28 appropriations whose sole purpose is to purchase real property that
29 does not include a construction or renovation component.

30 (3) Projects funded in this section may be required to comply with
31 Washington's high performance building standards as required by chapter
32 39.35D RCW.

33 (4) Project funds are available on a reimbursement basis only, and
34 shall not be advanced under any circumstances.

35 (5) Projects funded in this section must be held by the recipient
36 for a minimum of ten years and used for the same purpose or purposes
37 intended by the legislature as required in RCW 43.63A.125(6).

1 (6) Projects funded in this section, including those that are owned
2 and operated by nonprofit organizations, are generally required to pay
3 state prevailing wages.

4 (7) \$1,500,000 of the appropriation in this section from the state
5 building construction account--state is provided solely for design
6 development to align ongoing planning for the replacement of the
7 Seattle multimodal terminal at Colman dock with the creation of a
8 public park. The scope of work must provide a design plan that
9 includes an elevated park and corresponding amenities above the
10 terminal. Design development shall be delivered through the city of
11 Seattle. The scope of this project does not preclude any current plans
12 for Colman dock to replace or seismically upgrade the facility, nor
13 does it reduce the amount of general and commercial traffic, high
14 occupancy vehicles, transit, bicyclist and pedestrian movement.

15 (8) \$500,000 of the appropriation from the environmental legacy
16 stewardship account--state is provided solely for an investigation of
17 possible contaminated soils around the Colman dock.

18 (9) The appropriation is provided solely for the following list of
19 projects:

Projects that Strengthen Communities & Quality of Life	Authorized Amount
Ft. Vancouver - Mother Joseph Academy & Infantry Barracks	\$1,000,000
LaConner Boardwalk	\$1,600,000
Kent Interurban Trail Connector	(\$750,000)
	<u>\$1,350,000</u>
Town of Concrete Public Safety Building	\$785,000
Complete Development of Ashford Park Facilities	\$1,000,000
Jackson Park Renovation	\$1,000,000
South Whatcom Library Construction	\$90,000
Guemes Channel Trail Project	\$700,000
Seabrook Trail	\$437,000
Vashon Island Allied Arts	\$2,000,000
Federal Way Performing Arts	\$2,000,000
Japanese Gulch Land Acquisition	\$1,000,000
Milton - Triangle Park ADA Upgrades	\$225,000
Langston Hughes Performing Arts Center - Storage	\$150,000

1	Wood Pellet Heat in Schools Pilot	\$500,000
2	Snohomish County Sheriff's Office South Precinct	\$1,000,000
3	Ravensdale Park	\$650,000
4	Worthington Park	\$210,000
5	Eastside Tacoma Community Center	\$400,000
6	((228th Street Trail	\$500,000))
7	Institute for Community Leadership	\$275,000
8	FISH of Vancouver/Nonprofit Community Service Center	\$1,000,000
9	Yelm Community Center	\$1,000,000
10	Ellensburg Depot	\$500,000
11	Roslyn City Hall	\$400,000
12	Northwest Carriage Museum	\$375,000
13	People's Community Center and Pool	\$500,000
14	((Town of Concrete Fire and Life Safety Facility	\$500,000))
15	Chehalis Pool	\$250,000
16	Mount Rainier Park Ranger Memorial	\$60,000
17	McAllister Air Museum	\$500,000
18	Repairs to Stevenson Grange	\$50,000
19	Meydenbauer Park Improvements	\$3,000,000
20	Sixty Acres Park Enhancements	\$750,000
21	Covington Community Park Phase 2	\$2,100,000
22	Johnson Farm Museum - Anderson Island	\$250,000
23	Nikolai Project	\$40,000
24	Ft. Steilacoom Building Preservation	\$250,000
25	Plaza Roberto Maestas - Building the Beloved Community	\$1,000,000
26	Seattle Multimodal Terminal at Colman Dock/Public Park	\$2,000,000
27	Confluence Project	\$747,000
28	Castle Rock Citywide Residential Street Project	\$504,000
29	UWAVE	\$30,000
30	Transit-Community Center	\$800,000
31	Mt. Spokane Lodge	\$250,000
32		
33	TOTAL	(((\$33,128,000))
34		<u>\$32,728,000</u>
35	Appropriation:	
36	State Building Construction Account--State	(((\$32,628,000))
37		<u>\$32,228,000</u>

1	Environmental Legacy Stewardship Account--State	\$500,000
2	Subtotal Appropriation	((\$33,128,000))
3		<u>\$32,728,000</u>
4	Prior Biennia (Expenditures) . . . . .	.\$0
5	Future Biennia (Projected Costs)	\$0
6	TOTAL	((\$33,128,000))
7		<u>\$32,728,000</u>

8 **Sec. 1010.** 2013 2nd sp.s. c 19 s 1064 (uncodified) is amended to
9 read as follows:

10 **FOR THE DEPARTMENT OF COMMERCE**

11 Housing for Homeless Veterans (91000455)

12 The appropriation in this section is subject to the following
13 conditions and limitations: The appropriation in this section is
14 provided for the ranked list of projects in the category "Housing for
15 Homeless Veterans" in LEAP capital document No. 2013-1A, developed
16 April 10, 2013. The department shall evaluate projects on the LEAP
17 list and allocate the funding based on the requirements of RCW
18 43.185.050 and 43.185.070. Upon review of a completed application, if
19 the department determines that a project is not eligible or is not
20 ready to proceed, the department may reallocate the funding to a
21 project in another category in the LEAP list, or to the highest
22 ((~~ranking~~)) ranked, ready-to-proceed project on the alternate list in
23 LEAP capital document No. 2013-1A, developed April 10, 2013. The
24 department shall, at its discretion, determine the actual amount of
25 funding to be allocated to each project, provided that the total
26 allocation does not exceed the appropriation provided in this section.

27 **Appropriation:**

28	State Taxable Building Construction	
29	Account--State	\$9,367,000
30	Prior Biennia (Expenditures) . . . . .	.\$0
31	Future Biennia (Projected Costs)	\$0
32	TOTAL	\$9,367,000

33 **Sec. 1011.** 2013 2nd sp.s. c 19 s 1065 (uncodified) is amended to
34 read as follows:

1 **FOR THE DEPARTMENT OF COMMERCE**

2 Housing for Farmworkers (91000457)

3 The appropriation in this section is subject to the following
4 conditions and limitations: The appropriation in this section is
5 provided for the ranked list of projects in the category "Housing for
6 Farmworkers" in LEAP capital document No. 2013-1A, developed April 10,
7 2013. The department shall evaluate projects on the LEAP list and
8 allocate the funding based on the requirements of RCW 43.185.050 and
9 43.185.070. Upon review of a completed application, if the department
10 determines that a project is not eligible or is not ready to proceed,
11 the department may reallocate the funding to a project in another
12 category on the LEAP list, or to the highest ((~~ranking~~)) ranked, ready-
13 to-proceed project on the alternate list in LEAP capital document No.
14 2013-1A, developed April 10, 2013. The department shall, at its
15 discretion, determine the actual amount of funding to be allocated to
16 each project, provided that the total allocation does not exceed the
17 appropriation provided in this section.

18 Appropriation:

19 State Taxable Building Construction

20	Account--State	\$27,050,000
21	Prior Biennia (Expenditures)	\$0
22	Future Biennia (Projected Costs)	\$0
23	TOTAL	\$27,050,000

24 **Sec. 1012.** 2013 2nd sp.s. c 19 s 1066 (uncodified) is amended to
25 read as follows:

26 **FOR THE DEPARTMENT OF COMMERCE**

27 Housing for People with Developmental Disabilities (91000458)

28 The appropriation in this section is subject to the following
29 conditions and limitations: The appropriation in this section is
30 provided for the ranked list of projects in the category "Housing for
31 People with Developmental Disabilities" in LEAP capital document No.
32 2013-1A, developed April 10, 2013. The department shall evaluate
33 projects on the LEAP list and allocate the funding based on the
34 requirements of RCW 43.185.050 and 43.185.070. Upon review of a
35 completed application, if the department determines that a project is
36 not eligible or is not ready to proceed, the department may reallocate

1 the funding to a project in another category on the LEAP list, or to
2 the highest (~~(ranking)~~) ranked, ready-to-proceed project on the
3 alternate list in LEAP capital document No. 2013-1A, developed April
4 10, 2013. The department shall, at its discretion, determine the
5 actual amount of funding to be allocated to each project, provided that
6 the total allocation does not exceed the appropriation provided in this
7 section.

8 Appropriation:

9	State Taxable Building Construction	
10	Account--State	\$9,019,000
11	Prior Biennia (Expenditures) . . . . .	.\$0
12	Future Biennia (Projected Costs)	\$0
13		
14	TOTAL	\$9,019,000

15 **Sec. 1013.** 2013 2nd sp.s. c 19 s 1067 (uncodified) is amended to
16 read as follows:

17 **FOR THE DEPARTMENT OF COMMERCE**

18 Housing for People with Chronic Mental Illness (91000459)

19 The appropriation in this section is subject to the following
20 conditions and limitations: The appropriation in this section is
21 provided for the ranked list of projects in the category "Housing for
22 People with Chronic Mental Illness" in LEAP capital document No. 2013-
23 1A, developed April 10, 2013. The department shall evaluate projects
24 on the LEAP list and allocate the funding based on the requirements of
25 RCW 43.185.050 and 43.185.070. Upon review of a completed application,
26 if the department determines that a project is not eligible or is not
27 ready to proceed, the department may reallocate the funding to a
28 project in another category in the LEAP list, or to the highest
29 (~~(ranking)~~) ranked, ready-to-proceed project on the alternate list in
30 LEAP capital document No. 2013-1A, developed April 10, 2013. The
31 department shall, at its discretion, determine the actual amount of
32 funding to be allocated to each project, provided that the total
33 allocation does not exceed the appropriation provided in this section.

34 Appropriation:

35	State Taxable Building Construction	
36	Account--State	\$6,064,000
37	Prior Biennia (Expenditures) . . . . .	.\$0

1	Future Biennia (Projected Costs)	\$0
2	TOTAL	\$6,064,000

3 NEW SECTION. Sec. 1014. A new section is added to 2013 2nd sp.s.
4 c 19 (uncodified) to read as follows:

5 **FOR THE DEPARTMENT OF COMMERCE**

6 Involuntary Evaluation and Treatment Beds (91000592)

7 The appropriation in this section is subject to the following
8 conditions and limitations:

9 (1) The appropriation in this section is provided solely for the
10 department, in collaboration with the department of social and health
11 services, to issue grants to community hospital or free-standing
12 evaluation and treatment facilities providing new or increased capacity
13 for short term psychiatric detention and commitment services in the
14 King county regional support network, Spokane regional support network
15 outside of Spokane county, and Thurston/Mason regional support
16 networks. If the department cannot provide funds for a project within
17 each of these three regional support networks, they may, in
18 collaboration with the department of social and health services,
19 consider other locations.

20 (2) These funds must not be used in settings that meet the criteria
21 to be classified under federal law as institutions for mental diseases.
22 Funds may be used for construction and equipment costs associated with
23 establishment of the new or increased capacity in these settings.
24 These funds must not be used for operating costs associated with the
25 treatment of patients using these services.

26 (3) In order to receive funding, each of the projects must be
27 identified by the department of social and health services and the
28 regional support network and provide:

29 (a) Evidence that the project has been developed in collaboration
30 with one or more regional support networks, as defined in RCW
31 71.24.025;

32 (b) Evidence that the project will serve persons who are publicly
33 funded and persons detained under the involuntary treatment act under
34 chapter 71.05 RCW;

35 (c) Evidence of capacity to serve individuals with medical and
36 psychiatric comorbidities;

1 (d) A commitment to maintain the beds or facility for at least a
2 ten year period;

3 (e) The date upon which structural modifications or construction
4 would begin and the anticipated date of completion of the project;

5 (f) A detailed estimate of the costs associated with opening the
6 beds; and

7 (g) The applicant's commitment to work with local courts and
8 prosecutors to ensure that prosecutors and courts in the area served by
9 the hospital or facility will be available to conduct involuntary
10 commitment hearings and proceedings under chapter 71.05 RCW.

11 (4) To accommodate the emergent need for inpatient psychiatric
12 services, the department and the department of health, in collaboration
13 with the department of social and health services, must establish a
14 concurrent and expedited process for the purpose of grant applicants
15 meeting any applicable regulatory requirements necessary to operate the
16 new or increased capacity in these settings.

17 Appropriation:

18	State Building Construction Account--State	\$5,200,000
19	Prior Biennia (Expenditures)	\$0
20	Future Biennia (Projected Costs)	\$0
21	TOTAL	\$5,200,000

22 NEW SECTION. Sec. 1015. A new section is added to 2013 2nd sp.s.
23 c 19 (uncodified) to read as follows:

24 **FOR THE DEPARTMENT OF COMMERCE**

25 Facilities and Housing for Individuals with Mental Illness
26 (91000636)

27 The appropriation in this section is subject to the following
28 conditions and limitations: The appropriation in this section is
29 provided solely for the department, in consultation with the department
30 of social and health services, to issue grants on a statewide
31 competitive basis for facilities and housing that serve individuals
32 with mental illness. Funds may be used for construction and equipment
33 costs associated with establishment of: Community hospital inpatient
34 psychiatric beds; free-standing evaluation and treatment facilities;
35 triage, crisis stabilization, and enhanced services facilities;
36 residential care facilities; and housing for individuals with chronic

1 mental illness. The department and the department of social and health
2 services must establish criteria for the issuance of grants. Funds
3 shall not be used for operating costs associated with these facilities
4 and housing.

5 Appropriation:

6	State Building Construction Account--State	\$6,000,000
7	Prior Biennia (Expenditures)	\$0
8	Future Biennia (Projected Costs)	\$0
9	TOTAL	\$6,000,000

10 NEW SECTION. **Sec. 1016.** A new section is added to 2013 2nd sp.s.
11 c 19 (uncodified) to read as follows:

12 **FOR THE DEPARTMENT OF COMMERCE**

13 2014 Local and Community Projects (91000593)

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

16 (1) Except as directed otherwise prior to the effective date of
17 this section, the department shall not expend the appropriations in
18 this section unless and until the nonstate share of project costs have
19 been either expended, or firmly committed, or both, in an amount
20 sufficient to complete the project or a distinct phase of the project
21 that is useable to the public for the purpose intended by the
22 legislature.

23 (2) Prior to receiving funds, project recipients must demonstrate
24 that the project site is under control for a minimum of ten years,
25 either through ownership or a long-term lease. This requirement does
26 not apply to appropriations for preconstruction activities or
27 appropriations whose sole purpose is to purchase real property that
28 does not include a construction or renovation component.

29 (3) Projects funded in this section may be required to comply with
30 Washington's high performance building standards as required by chapter
31 39.35D RCW.

32 (4) Project funds are available on a reimbursement basis only, and
33 shall not be advanced under any circumstances.

34 (5) Projects funded in this section must be held by the recipient
35 for a minimum of ten years and used for the same purpose or purposes
36 intended by the legislature as required in RCW 43.63A.125(6).

1 (6) Projects funded in this section, including those that are owned
2 and operated by nonprofit organizations, are generally required to pay
3 state prevailing wages.

4 (7) The appropriation from the state taxable building construction
5 account in this section is provided solely for a historic building
6 rehabilitation demonstration program. The purposes of the program are
7 to: Support the public interest in preserving the state's historical
8 heritage; protect public safety and health in and around historic
9 buildings; and contribute to the economic stability of Washington
10 communities by keeping historic buildings functional and economically
11 viable.

12 (a) For purposes of this subsection, "historic building" means a
13 building that is at least fifty years old and retains authentic,
14 distinctive physical characteristics from its historic period of
15 construction.

16 (b) Funds appropriated in this subsection must be used to provide
17 gap financing for historic building rehabilitation projects that
18 otherwise could not be completed due to the financial circumstances of
19 their owners.

20 (i) Funds may be used for rehabilitation work that makes a building
21 safe and secure, such as fire sprinkler systems and reinforcing walls.
22 Funds may also be used for rehabilitation work that is required to make
23 space habitable and in compliance with code requirements.

24 (ii) Financing shall be in the form of low-interest rate loans.
25 Forgivable interest loans or grants may be allowed under certain
26 circumstances, as determined by the department. Loan repayments must
27 be deposited into the historic building rehabilitation revolving loan
28 fund established in section 7009 of this act, to be lent to future
29 projects.

30 (c) The department must issue a competitive request for
31 qualifications and quotations and select a certified nonprofit
32 community development financial institution to implement the
33 demonstration program. The department and selected organization must
34 enter into a contract and jointly develop a project solicitation,
35 evaluation and selection process.

36 (d) The expectation is that at least five percent of the project
37 cost will be contributed by the building owner in cash. The contractor

1 must work with other public and private lenders to underwrite financing
2 packages that leverage additional funding resources and applicable tax
3 credits.

4 (e) Projects will be evaluated on criteria including but not
5 limited to the following:

6 (i) Whether the project meets at least one of the public purposes
7 stated in this subsection;

8 (ii) The extent to which the project has leveraged funding from
9 public and private lenders and applicable tax credits; and

10 (iii) The extent to which the building owner has committed cash and
11 in-kind resources to the project.

12 (f) The department must conduct due diligence activities associated
13 with the use of public funds, including oversight of the project
14 selection process and project monitoring.

15 (g) By October 1, 2015, the department must provide a report to the
16 governor and appropriate legislative committees on the results of the
17 demonstration program and a recommendation as to whether it should
18 continue as a statutorily authorized program.

19 (8) The appropriations in this section are provided solely for the
20 following list of projects:

21 Project	Authorized Amount
22 Bellevue Downtown Park Inspiration Playground and Sensory Garden	\$750,000
23 Blackhills Community Soccer Complex	\$500,000
24 Bonlow Drive Extension	\$428,000
25 Broadway Low Income Senior Housing	\$500,000
26 Brookville Gardens Community Park	\$1,000,000
27 Caribou Trail Apartments	\$100,000
28 Casa Latina Worker Center Phase 3	\$230,000
29 CDM Services: Clark County Aging Care Resource Center	\$1,000,000
30 Clallam County Respite Center and Healthcare	\$500,000
31 Coastal Harvest Ice Machine	\$75,000
32 Cross Park, Pierce County	\$450,000
33 Dawson Place Child Advocacy Center Phase 2	\$176,000
34 Discover Children's Museum	\$250,000
35 Edmonds Center for the Arts	\$200,000
36 Floyd Norgaard Cultural Center	\$40,000

1	Frances Anderson Cultural Center Roofing Project	\$200,000
2	Gordon Family YMCA	\$1,000,000
3	Gratzer Park Ball Fields	\$200,000
4	Historic Building Rehabilitation Demonstration Program	\$750,000
5	Lakewood Towne Green	\$250,000
6	Lewis County Event Center and Sports Complex Phase 2 Construction	\$400,000
7	Life Support	\$500,000
8	Mason County Sheriff Evidence Storage Facility	\$500,000
9	Meadowlark Development	\$500,000
10	Milton City Facilities Upgrades	\$359,000
11	North Kitsap Fishline Food Bank	\$500,000
12	Port of Centralia - Centralia Station Phase 2	\$500,000
13	Prairie Line Children's Art Park	\$302,000
14	Renovate Mason County Senior Center	\$230,000
15	Rockford Wastewater Treatment Facility Improvements	\$1,094,000
16	SE 240th St Watermain System Improvements	\$500,000
17	Sentinel Boulevard Restoration	\$230,000
18	St Vincent Food Bank & Community Services Construction Project	\$500,000
19	Twisp Town Hall	\$222,000
20	Vancouver Sea Mar Community Health Center	\$1,250,000
21	Vantage Point Apartments	\$500,000
22	Washington Green Schools	\$50,000
23	Washougal Senior/Community Center	\$212,000
24	Western Washington Live Grain Handling and Storage Facility	\$450,000
25	Yakima Warriors Association Community Complex	\$1,000,000
26	TOTAL	\$18,398,000

27 Appropriation:

28	State Building Construction Account--State	\$17,648,000
29	State Taxable Building Construction Account--State	\$750,000
30	Subtotal Appropriation	\$18,398,000
31	Prior Biennia (Expenditures)	\$0
32	Future Biennia (Projected Costs)	\$0
33	TOTAL	\$18,398,000

34 **Sec. 1017.** 2013 2nd sp.s. c 19 s 1084 (uncodified) is amended to
35 read as follows:

1 **FOR THE OFFICE OF FINANCIAL MANAGEMENT**

2 Catastrophic Flood Relief (20084850)

3 The appropriation in this section is subject to the following
4 conditions and limitations:

5 (1) Up to \$9,200,000 of the appropriation is for design
6 alternatives for large capital flood damage reduction projects,
7 including basin-level water retention and Interstate 5 protection
8 projects.

9 (2) Up to \$15,092,000 of the appropriation is for construction of
10 priority local flood protection projects, including multipurpose
11 projects that reduce flood damage and benefit fish habitat.

12 (3) Up to \$1,750,000 of the appropriation is for projects to reduce
13 damage to residential and other structures in the floodplain, through
14 flood proofing and buyouts.

15 (4) Up to \$2,160,000 of the appropriation is for state agency
16 technical assistance, stakeholder project management, project support,
17 and coordination.

18 Reappropriation:

19 State Building Construction Account--State \$752,000

20 Appropriation:

21 State Building Construction Account--State (~~(\$28,202,000)~~)
22 \$33,202,000

23 Prior Biennia (Expenditures) \$8,733,000

24 Future Biennia (Projected Costs) \$0

25 TOTAL (~~(\$37,687,000)~~)
26 \$42,687,000

27 NEW SECTION. Sec. 1018. A new section is added to 2013 2nd sp.s.
28 c 19 (uncodified) to read as follows:

29 **FOR THE OFFICE OF FINANCIAL MANAGEMENT**

30 K-12 Skill Center Scoring Process (91000429)

31 The appropriation in this section is subject to the following
32 conditions and limitations:

33 (1) By November 1st of each even-numbered year, the office of
34 financial management shall complete an objective analysis and scoring
35 of all major capital projects proposed by skill centers and submit the

1 results of the scoring process to the legislative fiscal committees and
2 the superintendent of public instruction.

3 (2) The office of financial management, in consultation with the
4 legislative fiscal committees and the superintendent of public
5 instruction, shall establish a skill center scoring system and process
6 that is based on the framework used in the community and technical
7 college system of prioritization. Staff from the state board for
8 community and technical colleges shall provide technical assistance on
9 the development of a scoring system and process.

10 (3) The office of financial management shall consult with the
11 legislative fiscal committees in the scoring of skill center project
12 proposals, and may also solicit participation by independent experts.

13 (a) For each skill center project, the scoring system must, at a
14 minimum, include:

15 (i) An evaluation of enrollment trends;

16 (ii) Programs needed to prepare students for employment,
17 postsecondary education, long-term occupational skills training, and
18 apprenticeship;

19 (iii) Reasonableness of cost, including building and system life
20 cycle cost analysis and building performance goals;

21 (iv) Local project contribution;

22 (v) The ability of the project to enhance specific statewide and
23 regional goals, including employer demand for skilled workers;

24 (vi) Age and condition of the facility if applicable;

25 (vii) Space utilization; and

26 (viii) Consideration of a skill center program participant's
27 ongoing connection to and integration with their resident high school
28 and its student population.

29 (b) The office of financial management must assign high priority to
30 the reasonableness of cost and local project contribution criteria in
31 the scoring process.

32 (c) Major projects scored may include projects at the predesign,
33 design, or construction funding phase. Predesigns shall be on a
34 separate prioritized list.

35 (4) In evaluating and scoring skill center projects, the office of
36 financial management shall take into consideration project schedules
37 that result in realistic, balanced, and predictable expenditure
38 patterns over the ensuing three biennia.

1 (5) The office of financial management shall distribute common
2 definitions, the scoring system, and other information required for the
3 project proposal and scoring process as part of its biennial budget
4 instructions. The office of financial management, in consultation with
5 the legislative fiscal committees, shall develop common definitions
6 that skill centers must use in developing their project proposals and
7 lists under this section.

8 (6) In developing any scoring system for major capital projects
9 proposed by skill centers, the office of financial management:

10 (a) Shall be provided with all required information by the
11 superintendent of public instruction, skill centers, and the state
12 board for community and technical colleges as deemed necessary by the
13 office of financial management;

14 (b) May utilize independent services to verify, sample, or evaluate
15 information provided to the office of financial management by the
16 superintendent of public instruction, the skill centers, and the state
17 board for community and technical colleges; and

18 (c) Shall have full access to all data maintained by the
19 superintendent of public instruction and skill centers concerning the
20 inventory and condition of public school facilities.

21 (7) By December 1, 2014, the office of financial management, in
22 consultation with the superintendent of public instruction, must
23 develop options for integrating skill centers into the school
24 construction assistance program, including options for multidistrict
25 school financing to meet local match requirement beyond the ten percent
26 minimum threshold provided in RCW 28A.245.030.

27 Appropriation:

28	Common School Construction Account--State	\$250,000
29	Prior Biennia (Expenditures)	\$0
30	Future Biennia (Projected Costs)	\$0
31	TOTAL	\$250,000

32 **Sec. 1019.** 2013 2nd sp.s. c 19 s 1109 (uncodified) is amended to
33 read as follows:

34 **FOR THE DEPARTMENT OF ENTERPRISE SERVICES**

35 1063 Block Replacement (91000016)

1 The appropriation in this section is subject to the following
2 conditions and limitations: The appropriation in this section is
3 provided solely for predesign and bridging documents, design,
4 competition honoraria, project management, demolition, and other
5 planning activities including permits. The predesign must specify the
6 tenants of the building as directed by the office of financial
7 management. The predesign must indicate the estimated annual cost
8 increase for state agency tenants compared to the cost of their
9 existing leases. The estimated cost increase may take into account
10 estimated cost savings in staff costs and other costs that may result
11 in more efficient building design and layout of office space. The
12 director of the office of financial management must review these cost
13 estimates and submit a report to the appropriate committees of the
14 legislature indicating the budget increase that would be required sixty
15 days prior to executing any construction contracts for the building.
16 The lease for any prospective tenant may not be extended beyond the
17 anticipated occupancy date of the building. The building will be
18 alternatively financed as authorized in section 7014 of this act. The
19 building will be delivered using design build, as defined by chapter
20 39.10 RCW, with a guarantee for energy, operations, and maintenance
21 performance. The term for performance validation must not be less than
22 five years. The state may use state employees for services not related
23 to building performance. Criteria for selecting a contractor must
24 include life cycle costs, energy costs, or energy use index. The scope
25 of the building shall be between two hundred thousand and two hundred
26 twenty-five thousand square feet of office space based on the office of
27 financial management's direction for square feet and tenants identified
28 in the programming phase including the Washington state patrol.
29 Initial tenant lease costs for the building may not exceed six dollars
30 per gross square foot not including debt services. This is phase one
31 of a two-phase process that includes future demolition of the current
32 general administration building and construction of a similar facility
33 which may include the state library as a tenant.

34 Appropriation:

35	State Building Construction Account--State	\$13,000,000
36	Prior Biennia (Expenditures)	\$0
37	Future Biennia (Projected Costs)	\$0
38	TOTAL	\$13,000,000

1 NEW SECTION. Sec. 1020. A new section is added to 2013 2nd sp.s.
2 c 19 (uncodified) to read as follows:

3 **FOR THE DEPARTMENT OF ENTERPRISE SERVICES**

4 Capitol Campus Master Plan (91000017)

5 The appropriation in this section is subject to the following
6 conditions and limitations: The appropriation in this section is
7 provided solely for updating the master plan for the capitol campus.
8 The master plan will include existing sites that are available for
9 development to consolidate or relocate state agencies. Each
10 opportunity site shall include an estimate of building size the site
11 can hold and a project estimate for the building. The master plan
12 shall include a schedule for the site development. The office of
13 financial management shall provide the agencies to be consolidated or
14 relocated within the 2015-2021 six-year facilities plan.

15 Appropriation:

16	State Building Construction Account--State	\$200,000
17	Prior Biennia (Expenditures)	\$0
18	Future Biennia (Projected Costs)	\$0
19	TOTAL	\$200,000

20 NEW SECTION. Sec. 1021. A new section is added to 2013 2nd sp.s.
21 c 19 (uncodified) to read as follows:

22 **FOR THE DEPARTMENT OF ENTERPRISE SERVICES**

23 Capitol Campus Dashboards (91000018)

24 The appropriation in this section is subject to the following
25 conditions and limitations: The appropriation in this section is
26 provided solely for installing energy dashboards in the John L. O'Brien
27 building, the John A. Cherberg building, and the legislative building.
28 The dashboards will also be made available on a department web site.

29 Appropriation:

30	State Building Construction Account--State	\$150,000
31	Prior Biennia (Expenditures)	\$0
32	Future Biennia (Projected Costs)	\$0
33	TOTAL	\$150,000

1 NEW SECTION. Sec. 1022. A new section is added to 2013 2nd sp.s.
2 c 19 (uncodified) to read as follows:

3 **FOR THE MILITARY DEPARTMENT**

4 Generator Fuel Tank - Emergency Management Division (30000701)

5 Appropriation:

6	Pollution Liability Insurance Program Trust	
7	Account--State	\$300,000
8	Prior Biennia (Expenditures)	\$0
9	Future Biennia (Projected Costs)	\$0
10	TOTAL	\$300,000

11 **Sec. 1023.** 2013 2nd sp.s c 19 s 1115 (uncodified) is amended to
12 read as follows:

13 **FOR THE MILITARY DEPARTMENT**

14 Thurston County Readiness Center (30000594)

15 Appropriation:

16	<u>General Fund--Federal</u>	<u>\$3,979,000</u>
17	State Building Construction Account--State	((\$2,800,000))
18		<u>\$3,673,000</u>
19	<u>Subtotal Appropriation</u>	<u>\$7,652,000</u>
20	Prior Biennia (Expenditures)	\$0
21	Future Biennia (Projected Costs)	\$44,249,000
22	TOTAL	((\$47,049,000))
23		<u>\$51,901,000</u>

24 NEW SECTION. Sec. 1024. A new section is added to 2013 2nd sp.s.
25 c 19 (uncodified) to read as follows:

26 **FOR THE DEPARTMENT OF ARCHAEOLOGY AND HISTORIC PRESERVATION**

27 Historic Block Public Safety/Code Compliance Feasibility Study
28 (91000004)

29 The appropriation in this section is subject to the following
30 conditions and limitations: The appropriation in this section is
31 provided solely for conducting a feasibility study for making state
32 grants or loans for the purposes of: Seismic upgrades; fire
33 suppression; public safety; and other building code compliance needs in
34 historic buildings, blocks, and districts throughout the state. The
35 study shall include an examination of: The statewide need for the

1 funding; eligible property types; engineering solutions and cost
2 ranges; potential funding sources and mechanisms; and, the feasibility
3 of dispersing state funds to multiple property owners in order to
4 reduce engineering costs. The department must submit the feasibility
5 study to legislative fiscal committees by November 1, 2014.

6 Appropriation:

7	State Building Construction Account--State	\$110,000
8	Prior Biennia (Expenditures)	\$0
9	Future Biennia (Projected Costs)	\$0
10	TOTAL	\$110,000

(End of part)

PART 2
HUMAN SERVICES

NEW SECTION. **Sec. 2001.** A new section is added to 2013 2nd sp.s. c 19 (uncodified) to read as follows:

FOR THE DEPARTMENT OF LABOR AND INDUSTRIES

Relocation of Industrial Hygiene Lab and Safety Training (30000015)

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

(1) The appropriations in this section are provided solely for a predesign to determine: (a) Necessary program space for the industrial hygiene lab and safety training space; and (b) capital budget requirements including the use of fees collected by the department that will support a certificate of participation for the financing of the construction of the facility and future operating costs.

(2) The study will consider the use of 1500 Jefferson Street data center as a possible location. Any benefits or consequences may be identified at this site or other sites considered.

(3) The building shall be a high performance building and the construction shall be procured using a performance based method including design-build or design-build-operate-maintain.

Appropriation:

Medical Aid Account--State	\$75,000
Accident Account--State	\$75,000
Subtotal Appropriation	\$150,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$0
TOTAL	\$150,000

NEW SECTION. **Sec. 2002.** A new section is added to 2013 2nd sp.s. c 19 (uncodified) to read as follows:

FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES

Western State Hospital New Kitchen and Commissary Building
(20081319)

Appropriation:

State Building Construction Account--State	\$1,100,000
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1	Prior Biennia (Expenditures)	\$828,000
2	Future Biennia (Projected Costs)	\$0
3	TOTAL	\$1,928,000

4 NEW SECTION. Sec. 2003. A new section is added to 2013 2nd sp.s.
5 c 19 (uncodified) to read as follows:

6 **FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES**

7 Fircrest Campus Electrical Infrastructure (91000023)

8 The appropriation in this section is subject to the following
9 conditions and limitations: The appropriation in this section is
10 provided solely for design and engineering of electrical infrastructure
11 upgrades including electrical infrastructure feeding the department of
12 health lab.

13 Appropriation:

14	State Building Construction Account--State	\$470,000
15	Prior Biennia (Expenditures) . . . . .	.\$0
16	Future Biennia (Projected Costs)	\$2,500,000
17	TOTAL	\$2,970,000

18 NEW SECTION. Sec. 2004. A new section is added to 2013 2nd sp.s.
19 c 19 (uncodified) to read as follows:

20 **FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES**

21 McNeil Island Still Harbor Dock Repairs (30002573)

22 Appropriation:

23	State Building Construction Account--State	\$500,000
24	Prior Biennia (Expenditures) . . . . .	.\$0
25	Future Biennia (Projected Costs)	\$0
26	TOTAL	\$500,000

27 NEW SECTION. Sec. 2005. A new section is added to 2013 2nd sp.s.
28 c 19 (uncodified) to read as follows:

29 **FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES**

30 State Mental Health Facility Improvements (91000025)

31 Appropriation:

32	State Building Construction Account--State	\$4,259,000
33	Prior Biennia (Expenditures) . . . . .	.\$0

1 Future Biennia (Projected Costs) \$0
2 TOTAL \$4,259,000

3 NEW SECTION. **Sec. 2006.** A new section is added to 2013 2nd sp.s.
4 c 19 (uncodified) to read as follows:

5 **FOR THE DEPARTMENT OF VETERANS AFFAIRS**

6 Veterans Cemetery Expansion (30000145)

7 Appropriation:

8 Charitable, Educational, Penal and Reformatory
9 Institutions Account--State \$268,000
10 General Fund--Federal \$2,680,000
11 Subtotal Appropriation \$2,948,000
12 Prior Biennia (Expenditures) \$0
13 Future Biennia (Projected Costs) \$0
14 TOTAL \$2,948,000

15 **Sec. 2007.** 2013 2nd sp.s. c 19 s 2037 (uncodified) is amended to
16 read as follows:

17 **FOR THE DEPARTMENT OF CORRECTIONS**

18 Department of Corrections Centralized Pharmacy Westside (92000034)

19 Appropriation:

20 State Building Construction Account--State ((~~\$700,000~~))
21 \$862,000
22 Prior Biennia (Expenditures) \$0
23 Future Biennia (Projected Costs) \$0
24 TOTAL ((~~\$700,000~~))
25 \$862,000

26 NEW SECTION. **Sec. 2008.** A new section is added to 2013 2nd sp.s.
27 c 19 (uncodified) to read as follows:

28 **FOR THE DEPARTMENT OF CORRECTIONS**

29 Monroe Corrections Complex Contaminated Soil Remediation
30 (30000994)

31 Appropriation:

32 State Toxics Control Account--State \$700,000
33 Prior Biennia (Expenditures) \$0

1 Future Biennia (Projected Costs) \$0
2 TOTAL \$700,000

3 NEW SECTION. **Sec. 2009.** A new section is added to 2013 2nd sp.s.
4 c 19 (uncodified) to read as follows:

5 **FOR THE DEPARTMENT OF CORRECTIONS**

6 Female Capacity (91000014)

7 The appropriation in this section is subject to the following
8 conditions and limitations:

9 (1) The appropriation in this section is provided solely for
10 developing a predesign and other planning needs to provide capacity for
11 female offenders. The predesign shall assess the use of the Washington
12 state corrections center for women including any necessary
13 infrastructure.

14 (2) The predesign shall also assess the use of mental health beds
15 to add capacity. Facilities including Western State Hospital, the
16 Yakima jail, and Pine Lodge, shall be considered to provide mental
17 health services to female offenders. Different levels of treatment
18 shall be analyzed with a cost benefit for each level.

19 (3) The department may contract with the Washington state institute
20 for public policy or other entities. The department of social and
21 health services shall provide information as needed.

22 (4) The department shall coordinate any efficiencies with section
23 2010 of this act.

24 **Appropriation:**

25 State Building Construction Account--State \$300,000
26 Prior Biennia (Expenditures) \$0
27 Future Biennia (Projected Costs) \$0
28 TOTAL \$300,000

29 NEW SECTION. **Sec. 2010.** A new section is added to 2013 2nd sp.s.
30 c 19 (uncodified) to read as follows:

31 **FOR THE DEPARTMENT OF CORRECTIONS**

32 Male Capacity (91000015)

33 The appropriation in this section is subject to the following
34 conditions and limitations:

1 (1) The appropriation in this section is provided solely for
2 developing a predesign and other planning needs to provide capacity for
3 male offenders. The predesign shall assess the use of the Maple Lane
4 facility including any necessary infrastructure.

5 (2) The predesign shall also assess the use of mental health beds
6 to add capacity. Facilities including Western State Hospital, the
7 Yakima jail, Pine Lodge, and the use of the Maple Lane facility shall
8 be considered to provide mental health services to male offenders.
9 Different levels of treatment shall be analyzed with a cost benefit for
10 each level.

11 (3) The department may contract with the Washington state institute
12 for public policy or other entities. The department of social and
13 health services shall provide information as needed.

14 (4) The department shall coordinate any efficiencies with section
15 2009 of this act.

16 Appropriation:

17	State Building Construction Account--State	\$1,500,000
18	Prior Biennia (Expenditures) . . . . .	.\$0
19	Future Biennia (Projected Costs)	\$0
20	TOTAL	\$1,500,000

21 NEW SECTION. **Sec. 2011.** A new section is added to 2013 2nd sp.s.
22 c 19 (uncodified) to read as follows:

23 **FOR THE DEPARTMENT OF CORRECTIONS**

24 Washington Corrections Center for Women Diesel Tank Removal
25 (91000016)

26 Appropriation:

27	Pollution Liability Insurance Program Trust	
28	Account--State	\$75,000
29	Prior Biennia (Expenditures) . . . . .	.\$0
30	Future Biennia (Projected Costs)	\$0
31	TOTAL	\$75,000

32 NEW SECTION. **Sec. 2012.** A new section is added to 2013 2nd sp.s.
33 c 19 (uncodified) to read as follows:

34 **FOR THE EMPLOYMENT SECURITY DEPARTMENT**

35 Elevator Repairs (30000003)

1	Appropriation:	
2	Administrative Contingency Account--State	\$469,000
3	Prior Biennia (Expenditures)	\$0
4	Future Biennia (Projected Costs)	\$0
5	TOTAL	\$469,000

(End of part)

PART 3

NATURAL RESOURCES

Sec. 3001. 2013 2nd sp.s. c 19 s 3002 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF ECOLOGY

Low-Level Nuclear Waste Disposal Trench Closure (19972012)

Reappropriation:

Site Closure Account--State \$11,885,000

Appropriation:

Site Closure Account--State \$3,354,000

Prior Biennia (Expenditures) \$3,548,000

Future Biennia (Projected Costs) \$0

TOTAL ((\$15,433,000))

\$18,787,000

Sec. 3002. 2013 2nd sp.s. c 19 s 3067 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF ECOLOGY

Water Pollution Control Revolving Program (30000327)

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

~~((1) \$7,750,000 for fiscal year 2014 and \$7,750,000 for fiscal year 2015 of the state building construction account--state is provided solely as state match for federal clean water funds.~~

(2)) For projects involving repair, replacement, or improvement of a wastewater treatment plant or other public works facility for which an investment grade efficiency audit is obtainable, the department of ecology must require as a contract condition that the project sponsor undertake an investment grade efficiency audit. The project sponsor may finance the costs of the audit as part of its water pollution control program loan.

Appropriation:

~~((State Building Construction Account--State \$15,500,000))~~

Water Pollution Control Revolving

Account--State ((\$184,500,000))

1		<u>\$270,500,000</u>
2	Water Pollution Control Revolving	
3	Account--Federal	\$50,000,000
4	Subtotal Appropriation	((\$250,000,000))
5		<u>\$320,500,000</u>
6	Prior Biennia (Expenditures)	\$.0
7	Future Biennia (Projected Costs)	\$510,000,000
8	TOTAL	((\$760,000,000))
9		<u>\$830,500,000</u>

10 **Sec. 3003.** 2013 2nd sp.s. c 19 s 3075 (uncodified) is amended to
11 read as follows:

12 **FOR THE DEPARTMENT OF ECOLOGY**

13 Cleanup Toxics Sites - Puget Sound (30000337)

14 Appropriation:

15	Environmental Legacy Stewardship	
16	Account--State	((\$31,500,000))
17		<u>\$46,881,000</u>

18	Prior Biennia (Expenditures)	\$.0
19	Future Biennia (Projected Costs)	((\$35,517,000))
20		<u>\$20,136,000</u>
21	TOTAL	\$67,017,000

22 **Sec. 3004.** 2013 2nd sp.s. c 19 s 3076 (uncodified) is amended to
23 read as follows:

24 **FOR THE DEPARTMENT OF ECOLOGY**

25 Eastern Washington Clean Sites Initiative (30000351)

26 Appropriation:

27	Environmental Legacy Stewardship Account--State	\$10,300,000
28	<u>State Toxics Control Account--State</u>	<u>\$3,000,000</u>
29	<u>Subtotal Appropriation</u>	<u>\$13,300,000</u>

30	Prior Biennia (Expenditures)	\$.0
31	Future Biennia (Projected Costs)	((\$9,047,000))
32		<u>\$6,047,000</u>
33	TOTAL	\$19,347,000

1 **Sec. 3005.** 2013 2nd sp.s. c 19 s 3079 (uncodified) is amended to
2 read as follows:

3 **FOR THE DEPARTMENT OF ECOLOGY**

4 Remedial Action Grants (30000374)

5 Appropriation:

6	Local Toxics Control Account--State	\$62,537,000
7	<u>Environmental Legacy Stewardship Account--State</u>	<u>\$21,296,000</u>
8	<u>Subtotal Appropriation</u>	<u>\$83,833,000</u>
9	Prior Biennia (Expenditures) . . . . .	.\$0
10	Future Biennia (Projected Costs)	((\$260,000,000))
11		<u>\$251,063,000</u>
12	TOTAL	((\$322,537,000))
13		<u>\$334,896,000</u>

14 NEW SECTION. **Sec. 3006.** A new section is added to 2013 2nd sp.s.
15 c 19 (uncodified) to read as follows:

16 **FOR THE DEPARTMENT OF ECOLOGY**

17 Flood Hazard Reduction Grants (91000239)

18 The appropriation in this section is subject to the following
19 conditions and limitations:

20 (1) \$22,915,000 of the appropriation in this section is provided
21 solely for a statewide competitive grant program for flood hazard
22 reduction projects that also protect or restore floodplain ecosystem
23 functions.

24 (a) Grants may be distributed on a competitive basis to the
25 following eligible entities: Counties, cities, federally recognized
26 Indian tribes; port districts; flood control districts; conservation
27 districts; and diking and drainage districts.

28 (b) Applicants must provide a twenty percent match from nonstate
29 sources. The nonstate match may include cash on hand, the value of
30 real property when acquired solely for the purpose of the project, the
31 proceeds of a letter of credit or other binding loan commitment, a
32 pledge commitment, and in-kind contributions. Applicants may receive
33 credit for properly documented nonstate matching funds that were
34 contributed no earlier than ten years prior to the grant solicitation
35 round and that are related to the needs identified in the project

1 application. The department may develop additional requirements
2 related to documenting the value of the nonstate match.

3 (c) Priority must first be given to projects that:

4 (i) Are located in a county or counties covered by ten or more
5 state emergency flood proclamations from 1996 to 2012; and

6 (ii) Are part of a basin-wide strategy created by a governor's work
7 group in close collaboration with an Indian tribe and a multicounty
8 flood authority.

9 (d) Priority must next be given to projects in counties that have
10 historically been and are projected to continue to be at greatest risk
11 and most vulnerable to flooding.

12 (e) The department, in consultation with the office of financial
13 management, must evaluate, score, and rank applications based on the
14 following criteria:

15 (i) Projects that achieve multiple benefits including, but not
16 limited to, cost-effective flood hazard reduction to people, property,
17 critical facilities, and transportation corridors, flood risk
18 reduction, salmon recovery, water quality improvements, habitat
19 restoration, agricultural viability, public access, and channel
20 migration zone protection. Projects must address both reduction and
21 prevention of flood risks, and protection or restoration of floodplain
22 ecosystem functions. For the Chehalis river basin, projects may also
23 include, but not be limited to, an upstream water retention facility;

24 (ii) Projects that are consistent with and recommended by a
25 collaborative planning and approval process that includes public
26 comment, such as a comprehensive flood hazard management plan, a hazard
27 mitigation plan, a comprehensive plan, a watershed plan, or other
28 applicable plans;

29 (iii) Projects that minimize or eliminate future costs for
30 maintenance, operation, or emergency response; and

31 (iv) Projects that are ready to proceed with the scope of work, and
32 whose sponsors have the capacity to complete the project successfully.

33 (2) \$2,000,000 of the appropriation in this section is provided
34 solely for a grant to the Moses Lake irrigation and rehabilitation
35 district for phase 1 of the Moses Lake north dam replacement project
36 and associated design, permitting and management costs.

37 (3) \$85,000 of the appropriation in this section is provided solely

1 for a grant to the city of Stanwood for the state route number 532
2 flood protection berm and shared use path project.

3 Appropriation:

4	State Building Construction Account--State	\$25,000,000
5	Prior Biennia (Expenditures) . . . . .	.\$0
6	Future Biennia (Projected Costs)	\$0
7	TOTAL	\$25,000,000

8 NEW SECTION. **Sec. 3007.** A new section is added to 2013 2nd sp.s.
9 c 19 (uncodified) to read as follows:

10 **FOR THE DEPARTMENT OF ECOLOGY**

11 Headquarters Energy Conservation and HVAC Replacement (30000396)

12 Appropriation:

13	State Building Construction Account--State	\$250,000
14	Prior Biennia (Expenditures) . . . . .	.\$0
15	Future Biennia (Projected Costs)	\$11,773,000
16	TOTAL	\$12,023,000

17 NEW SECTION. **Sec. 3008.** A new section is added to 2013 2nd sp.s.
18 c 19 (uncodified) to read as follows:

19 **FOR THE DEPARTMENT OF ECOLOGY**

20 Coastal Restoration Grants (91000243)

21 The appropriation in this section is subject to the following
22 conditions and limitations: The appropriation in this section is
23 provided solely for grants to projects that restore forests, water
24 quality, fish and wildlife habitat on the Washington Pacific Coast and
25 are on the list of projects in LEAP capital document No. 2014-1A
26 developed February 21, 2014.

27 Appropriation:

28	State Building Construction Account--State	\$9,050,000
29	Prior Biennia (Expenditures) . . . . .	.\$0
30	Future Biennia (Projected Costs)	\$0
31	TOTAL	\$9,050,000

32 NEW SECTION. **Sec. 3009.** A new section is added to 2013 2nd sp.s.
33 c 19 (uncodified) to read as follows:

1 **FOR THE DEPARTMENT OF ECOLOGY**

2 Clean Water Act Mitigation (91000242)

3 The appropriation in this section is subject to the following
4 conditions and limitations:

5 (1) \$24,600,000 of the appropriation in this section is provided
6 solely for a statewide competitive grant program for local governments
7 for storm water projects that provide a water quality or ecological
8 benefit, address pollution from existing development, and support
9 partnerships to reduce toxic water pollution. Prior to awarding a
10 grant in a water body that is in Indian tribe reservation lands or in
11 a usual and accustomed fishing area, the department must seek comment
12 and agreement from the tribe.

13 (2) \$400,000 of the appropriation in this section is provided
14 solely for the Meeker Creek stream and riparian restoration project.

15 **Appropriation:**

16	State Building Construction Account--State	\$25,000,000
17	Prior Biennia (Expenditures)	\$0
18	Future Biennia (Projected Costs)	\$0
19	TOTAL	\$25,000,000

20 **Sec. 3010.** 2013 2nd sp.s. c 19 s 3104 (uncodified) is amended to
21 read as follows:

22 **FOR THE STATE PARKS AND RECREATION COMMISSION**

23 Lake Sammamish State Park: Sunset Beach Bathhouse Replacement
24 (30000653)

25 The appropriation in this section is subject to the following
26 conditions and limitations: The state parks and recreation commission
27 shall enter into an interagency agreement with the office of financial
28 management to provide funding for a budget evaluation study. The
29 office of financial management shall use a budget evaluation study team
30 approach using value engineering techniques and life cycle cost
31 analysis in conducting the study. The office of financial management
32 shall select the budget evaluation team members, contract for the
33 study, and report the results to the legislature and agencies in a
34 timely manner following the study. Funds must not be allotted until
35 the scope of work is approved by the office of financial management as
36 recommended by the study.

1 Appropriation:

2	State Building Construction Account--State	((\$2,984,000))
3		<u>\$2,300,000</u>
4	Prior Biennia (Expenditures) . . . . .	.\$0
5	Future Biennia (Projected Costs)	\$0
6	TOTAL	((\$2,984,000))
7		<u>\$2,300,000</u>

8 NEW SECTION. Sec. 3011. A new section is added to 2013 2nd sp.s.
 9 c 19 (uncodified) to read as follows:

10 **FOR THE RECREATION AND CONSERVATION FUNDING BOARD**
 11 Boating Facilities Program (30000219)

12 Appropriation:

13	State Building Construction Account--State	\$3,300,000
14	Prior Biennia (Expenditures) . . . . .	.\$0
15	Future Biennia (Projected Costs)	\$0
16	TOTAL	\$3,300,000

17 NEW SECTION. Sec. 3012. A new section is added to 2013 2nd sp.s.
 18 c 19 (uncodified) to read as follows:

19 **FOR THE DEPARTMENT OF FISH AND WILDLIFE**
 20 Marblemount Hatchery Replace Barrier Culverts (30000657)

21 Appropriation:

22	State Building Construction Account--State	\$1,098,000
23	Prior Biennia (Expenditures) . . . . .	.\$0
24	Future Biennia (Projected Costs)	\$0
25	TOTAL	\$1,098,000

26 NEW SECTION. Sec. 3013. A new section is added to 2013 2nd sp.s.
 27 c 19 (uncodified) to read as follows:

28 **FOR THE DEPARTMENT OF FISH AND WILDLIFE**
 29 Lake Rufus Woods Agreement Fishing Area Facilities (91000149)

30 Appropriation:

31	State Building Construction Account--State	\$1,000,000
32	Prior Biennia (Expenditures) . . . . .	.\$0
33	Future Biennia (Projected Costs)	\$0

1 TOTAL \$1,000,000

2 NEW SECTION. Sec. 3014. A new section is added to 2013 2nd sp.s.
3 c 19 (uncodified) to read as follows:

4 **FOR THE DEPARTMENT OF NATURAL RESOURCES**

5 Replace Barrier Culverts on Department of Natural Resources Land
6 (30000232)

7 Appropriation:

8 State Building Construction Account--State \$3,350,000
9 Prior Biennia (Expenditures) \$0
10 Future Biennia (Projected Costs) \$0
11 TOTAL \$3,350,000

12 NEW SECTION. Sec. 3015. A new section is added to 2013 2nd sp.s.
13 c 19 (uncodified) to read as follows:

14 **FOR THE DEPARTMENT OF NATURAL RESOURCES**

15 Olympic Region Shop Fire Recovery (30000226)

16 Appropriation:

17 State Building Construction Account--State \$1,471,000
18 Park Land Trust Revolving Account--State \$639,000
19 Subtotal Appropriation \$2,110,000
20 Prior Biennia (Expenditures) \$0
21 Future Biennia (Projected Costs) \$0
22 TOTAL \$2,110,000

23 NEW SECTION. Sec. 3016. A new section is added to 2013 2nd sp.s.
24 c 19 (uncodified) to read as follows:

25 **FOR THE DEPARTMENT OF NATURAL RESOURCES**

26 Marine Station (30000229)

27 Appropriation:

28 Aquatic Lands Enhancement Account--State \$535,000
29 Prior Biennia (Expenditures) \$0
30 Future Biennia (Projected Costs) \$8,000,000
31 TOTAL \$8,535,000

1 **Sec. 3017.** 2013 2nd sp.s. c 19 s 3220 (uncodified) is amended to
2 read as follows:

3 **FOR THE DEPARTMENT OF NATURAL RESOURCES**

4 Derelict Vessel Removal and Disposal (91000049)

5 The appropriations in this section are subject to the following
6 conditions and limitations: The appropriations are provided solely for
7 the expedited removal and disposal of derelict vessels under RCW
8 79.100.100 and for vessels eligible for the voluntary vessel turn-in
9 program established in chapter 291, Laws of 2013 (Engrossed Substitute
10 House Bill No. 1245).

11 (1) The department must streamline the process for removing and
12 disposing of derelict vessels in order to expedite the elimination of
13 the backlog of identified derelict vessels. Department staff resources
14 must prioritize their time on the legal process of identifying legal
15 ownership and responsibility and contracting for the removal and
16 disposal of identified derelict vessels. The department must develop
17 and execute contracts for removal and disposal of derelict vessels
18 that:

19 (a) Ensure proper management of any hazardous wastes;

20 (b) Expedite the removal of identified derelict vessels; and

21 (c) Balance costs of removal and disposal after accounting for
22 salvage value with the need to develop contractor capacity to achieve
23 the expedited elimination of the backlog of identified derelict
24 vessels.

25 (2) The department may expend up to three percent of the
26 appropriations for administration of the project.

27 (3) The department must submit a progress report each December 1st
28 and May 1st of each year of the biennium. The report must include a
29 list of the vessels removed and disposed of, the costs incurred for
30 administration, removal, and disposal, and the number of vessels
31 remaining to be removed and disposed of at the end of the reporting
32 period.

33 (4) Up to \$350,000 of the appropriation in this section is for
34 predesign of a publicly owned derelict vessel deconstruction facility.
35 The department may consult with the office of financial management and
36 the department of enterprise services for development of a request for
37 proposal for the predesign analysis.

PART 4
TRANSPORTATION

NEW SECTION. **Sec. 4001.** A new section is added to 2013 2nd sp.s.
c 19 (uncodified) to read as follows:

FOR THE WASHINGTON STATE PATROL

Fire Training Academy Oil Water Separator (91000004)

Appropriation:

State Building Construction Account--State	\$400,000
Prior Biennia (Expenditures)\$0
Future Biennia (Projected Costs)	\$0
TOTAL	\$400,000

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Number of Headcount	Maximum Space
Student-Grades 9-12	Allocation Per Facility
0-200	42,000 square feet
201-300	48,000 square feet
301-or more	52,000 square feet

Appropriation:

State Building Construction Account--State	((\$285,355,000))
	<u>\$230,681,000</u>
Common School Construction Account--State	((\$208,232,000))
	<u>\$172,684,000</u>
Common School Construction Account--Federal	\$1,500,000
Subtotal Appropriation	((\$495,087,000))
	<u>\$404,865,000</u>
Prior Biennia (Expenditures)	\$.00
Future Biennia (Projected Costs)	((\$3,099,310,000))
	<u>\$3,099,270,000</u>
TOTAL	((\$3,594,397,000))
	<u>\$3,504,135,000</u>

Sec. 5002. 2013 2nd sp.s. c 19 s 5019 (uncodified) is amended to read as follows:

FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION
Capital Program Administration (30000128)

The appropriation in this section is subject to the following conditions and limitations:

(1) The superintendent of public instruction shall publish to its web site and report to the office of financial management, the appropriate committees of the legislature, and the legislative evaluation and accountability program a list of local school district projects submitted for approval for school construction assistance within seven business days of the school district deadline to submit items for approval. The report must include, but not be limited to:

- (a) School district;
- (b) Project name;

- 1 (c) Estimated square footage by proposed project type;
- 2 (d) Estimated total of all project costs and estimated total
- 3 construction contract cost;
- 4 (e) Funding sources and election dates, if applicable; and
- 5 (f) Intent to front-fund the project.

6 (2) The superintendent of public instruction must provide to the
 7 legislative evaluation and accountability program committee in
 8 electronic database form the following:

9 (a) Study and survey information beginning with grants awarded July
 10 1, 2014; and

11 (b) All available inventory and condition of schools data.

12 Appropriation:

13	Common School Construction Account--State	((\$3,854,000))
14		<u>\$3,604,000</u>
15	Prior Biennia (Expenditures) . . . . .	.\$0
16	Future Biennia (Projected Costs)	\$16,246,000
17	TOTAL	((\$20,100,000))
18		<u>\$19,850,000</u>

19 **Sec. 5003.** 2013 2nd sp.s. c 19 s 5024 (uncodified) is amended to
 20 read as follows:

21 **FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION**

22 Spokane Valley Tech (91000026)

23 Appropriation:

24	State Building Construction Account--State	((\$1,500,000))
25		<u>\$2,500,000</u>
26	Prior Biennia (Expenditures) . . . . .	.\$0
27	Future Biennia (Projected Costs)	\$0
28	TOTAL	((\$1,500,000))
29		<u>\$2,500,000</u>

30 NEW SECTION. **Sec. 5004.** A new section is added to 2013 2nd sp.s.
 31 c 19 (uncodified) to read as follows:

32 **FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION**

33 Water Bottle Filling Stations in K-12 Public Schools (91000028)

34 Appropriation:

35	State Building Construction Account--State	\$750,000
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1	Prior Biennia (Expenditures)\$0
2	Future Biennia (Projected Costs)	\$0
3	TOTAL	\$750,000

4 NEW SECTION. Sec. 5005. A new section is added to 2013 2nd sp.s.
5 c 19 (uncodified) to read as follows:

6 **FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION**

7 Kiona-Benton City High School Parking Lot (91000029)

8 Appropriation:

9	State Building Construction Account--State	\$125,000
10	Prior Biennia (Expenditures) . . . . .	.\$0
11	Future Biennia (Projected Costs)	\$0
12	TOTAL	\$125,000

13 NEW SECTION. Sec. 5006. A new section is added to 2013 2nd sp.s.
14 c 19 (uncodified) to read as follows:

15 **FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION**

16 Nutrition Equipment Assistance Grants (91000030)

17 The appropriation in this section is subject to the following
18 conditions and limitations: The appropriation is provided solely for
19 competitive equipment assistance grants consistent with chapter . . . ,
20 Laws of 2014 (Substitute House Bill No. 2410).

21 Appropriation:

22	State Building Construction Account--State	\$1,000,000
23	Prior Biennia (Expenditures) . . . . .	.\$0
24	Future Biennia (Projected Costs)	\$0
25	TOTAL	\$1,000,000

26 NEW SECTION. Sec. 5007. A new section is added to 2013 2nd sp.s.
27 c 19 (uncodified) to read as follows:

28 **FOR THE WASHINGTON STATE CENTER FOR CHILDHOOD DEAFNESS AND HEARING**
29 **LOSS**

30 Lloyd Auditorium Emergency Repairs (30000012)

31 Appropriation:

32	State Building Construction Account--State	\$260,000
33	Prior Biennia (Expenditures)	\$2,350,000

1 Future Biennia (Projected Costs) \$0
2 TOTAL \$2,610,000

3 NEW SECTION. **Sec. 5008.** A new section is added to 2013 2nd sp.s.
4 c 19 (uncodified) to read as follows:

5 **FOR THE UNIVERSITY OF WASHINGTON**
6 Net Pen Aquaculture Research (91000015)

7 The appropriation in this section is subject to the following
8 conditions and limitations: The appropriation in this section is
9 provided solely for the University of Washington sea grant program to:
10 Create an index of net pen scientific literature and policy research
11 applicable to Washington state; establish a technical steering group to
12 assess net pen research needs and to estimate costs of implementing net
13 pen research proposals; and, initiate a net pen outreach program to
14 engage relevant stakeholders. The University of Washington sea grant
15 program shall report to the appropriate committees of the legislature
16 by January 20, 2015.

17 Appropriation:
18 Aquatic Lands Enhancement Account--State \$94,000
19 Prior Biennia (Expenditures) \$0
20 Future Biennia (Projected Costs) \$0
21 TOTAL \$94,000

22 NEW SECTION. **Sec. 5009.** A new section is added to 2013 2nd sp.s.
23 c 19 (uncodified) to read as follows:

24 **FOR THE CENTRAL WASHINGTON UNIVERSITY**
25 Buried Oil Storage Tank Remediation (30000681)

26 Appropriation:
27 Pollution Liability Insurance Program Trust
28 Account--State \$2,000,000
29 Prior Biennia (Expenditures) \$0
30 Future Biennia (Projected Costs) \$0
31 TOTAL \$2,000,000

32 **Sec. 5010.** 2013 2nd sp.s. c 19 s 5078 (uncodified) is amended to
33 read as follows:

1 **FOR THE WESTERN WASHINGTON UNIVERSITY**
 2 Carver Academic Renovation (20081060)
 3 Reappropriation:
 4 State Building Construction Account--State \$2,000,000
 5 Appropriation:
 6 State Building Construction Account--State \$5,000,000
 7 Prior Biennia (Expenditures) \$5,374,000
 8 Future Biennia (Projected Costs) (~~(\$73,531,000)~~)
 9 \$68,531,000
 10 TOTAL \$80,905,000

11 NEW SECTION. Sec. 5011. A new section is added to 2013 2nd sp.s.
 12 c 19 (uncodified) to read as follows:

13 **FOR THE WASHINGTON STATE HISTORICAL SOCIETY**
 14 History Museum Membrane System Replacement (30000220)
 15 Appropriation:
 16 State Building Construction Account--State \$1,748,000
 17 Prior Biennia (Expenditures) \$0
 18 Future Biennia (Projected Costs) \$0
 19 TOTAL \$1,748,000

20 **Sec. 5012.** 2013 2nd sp.s. c 19 s 5117 (uncodified) is amended to
 21 read as follows:

22 **FOR THE COMMUNITY AND TECHNICAL COLLEGE SYSTEM**
 23 Centralia Community College: Student Services (30000123)
 24 Appropriation:
 25 State Building Construction Account--State \$2,517,000
 26 Community/Technical College Capital
 27 Projects Account--State \$3,162,000
 28 Subtotal Appropriation \$5,679,000
 29 Prior Biennia (Expenditures) \$0
 30 Future Biennia (Projected Costs) (~~(\$33,075,000)~~)
 31 \$31,793,000

1 TOTAL (~~(\$35,592,000)~~)
2 \$37,472,000

(End of part)

1 PART 6

2 SUPPLEMENTAL CAPITAL BUDGET

3 Sec. 6001. 2013 3rd sp.s. c 1 s 3 (uncodified) is amended to read
4 as follows:

5 FOR THE DEPARTMENT OF COMMERCE

6 Renton Aerospace Training Center Construction (~~((92000151))~~)
7 (30000724)

8 The appropriation in this section is subject to the following
9 conditions and limitations: The appropriation in this section is
10 provided solely for construction of the Renton aerospace training
11 center. (~~((This funding is in addition to funding provided in section
12 1077, chapter 19, Laws of 2013 2nd sp. sess. (uncodified).))~~)

13 Appropriation:

14	State Building Construction Account--State	(((\$5,000,000)))
15		<u>\$10,000,000</u>
16	Prior Biennia (Expenditures)	\$0
17	Future Biennia (Projected Costs)	\$0
18	TOTAL	(((\$5,000,000)))
19		<u>\$10,000,000</u>

(End of part)

PART 7

MISCELLANEOUS PROVISIONS

Sec. 7001. 2013 2nd sp.s. c 19 s 7043 (uncodified) is amended to read as follows:

FOR THE STATE TREASURER--TRANSFERS

State Toxic Control Account: For transfer to the Local Toxic Control Account \$4,000,000
Environmental Legacy Stewardship Account: For transfer to the Local Toxic Control Account \$12,000,000
Enterprise Services Account: For transfer to the Thurston County Capital Facilities Account \$922,900
State Taxable Building Construction Account: For transfer to the drinking water assistance account, \$4,400,000 for fiscal year 2015 \$4,400,000
State Taxable Building Construction Account: For transfer to the water pollution control revolving account, \$7,750,000 for fiscal year 2014 and \$7,750,000 for fiscal year 2015 \$15,500,000

Sec. 7002. 2013 2nd sp.s. c 19 s 7014 (uncodified) is amended to read as follows:

ACQUISITION OF PROPERTIES AND FACILITIES THROUGH FINANCIAL CONTRACTS. The following agencies may enter into financial contracts, paid from any funds of an agency, appropriated or nonappropriated, for the purposes indicated and in not more than the principal amounts indicated, plus financing expenses and required reserves pursuant to chapter 39.94 RCW. When securing properties under this section, agencies shall use the most economical financial contract option available, including long-term leases, lease-purchase agreements, lease-development with option to purchase agreements or financial contracts using certificates of participation. Expenditures made by an agency for one of the indicated purposes before the issue date of the authorized financial contract and any certificates of participation therein are intended to be reimbursed from proceeds of the financial contract and any certificates of participation therein to the extent

1 provided in the agency's financing plan approved by the state finance
2 committee.

3 State agencies may enter into agreements with the department of
4 enterprise services and the state treasurer's office to develop
5 requests to the legislature for acquisition of properties and
6 facilities through financial contracts. The agreements may include
7 charges for services rendered.

8 Those noninstructional facilities of higher education institutions
9 authorized in this section to enter into financial contracts are not
10 eligible for state funded maintenance and operations. Instructional
11 space that is available for regularly scheduled classes for academic
12 transfer, basic skills, and workforce training programs may be eligible
13 for state funded maintenance and operations.

14 (1) Community and technical colleges:

15 (a) Enter into a financing contract on behalf of Peninsula College
16 for up to \$2,000,000 plus financing expenses and required reserves
17 pursuant to chapter 39.94 RCW to renovate or replace the Forks
18 satellite building.

19 (b) Enter into a financing contract on behalf of South Puget Sound
20 Community College for up to \$5,000,000 plus financing expenses and
21 required reserves pursuant to chapter 39.94 RCW to renovate the
22 downtown Lacey campus.

23 (c) Enter into a financing contract on behalf of Walla Walla
24 Community College for up to \$1,000,000 plus financing expenses and
25 required reserves pursuant to chapter 39.94 RCW to purchase up to forty
26 acres of land.

27 (d) Enter into a financing contract on behalf of Green River
28 Community College for up to \$15,000,000 plus financing expenses and
29 required reserves pursuant to chapter 39.94 RCW to construct a
30 replacement facility for the student life center.

31 (e) Enter into a financing contract on behalf of Whatcom Community
32 College for up to \$11,000,000 plus financing expenses and required
33 reserves pursuant to chapter 39.94 RCW to construct a student
34 recreation center.

35 (f) Enter into a financing contract on behalf of Spokane Community
36 College for up to \$3,100,000 plus financing expenses and required
37 reserves pursuant to chapter 39.94 RCW to construct an addition to the
38 student services building.

1 (g) Enter into a long-term lease on behalf of Spokane Community
2 College at Felts Field suitable for the aerospace training center
3 program, subject to the approval of the office of financial management
4 as required by chapter 43.82 RCW.

5 (h) Enter into a financing contract on behalf of Lower Columbia
6 College for up to \$3,000,000 plus financing expenses and required
7 reserves pursuant to chapter 39.94 RCW to renovate the main building.

8 (i) Enter into a financing contract on behalf of Lower Columbia
9 College for up to \$3,000,000 plus financing expenses and required
10 reserves pursuant to chapter 39.94 RCW to purchase interest in a mixed
11 use building for student housing.

12 (2) Department of enterprise services:

13 (a) Enter into a financing contract for up to \$1,000,000 plus
14 financing expenses and required reserves pursuant to chapter 39.94 RCW
15 for the modifications to the Yakima office building in preparation for
16 the department of social and health services use of the building.

17 (b) Enter into a financing contract for up to \$69,000,000 plus
18 financing expenses and required reserves pursuant to chapter 39.94 RCW
19 to construct a new office building at 1063 Capitol Way South, Olympia.
20 (~~The building will be delivered using design build, as defined by~~
21 ~~chapter 39.10 RCW, with a guarantee for energy, operations and~~
22 ~~maintenance performance. The term for performance validation must not~~
23 ~~be less than five years. The state may use state employees for~~
24 ~~services not related to building performance. Criteria for selecting~~
25 ~~a contractor must include life cycle costs, energy costs or energy use~~
26 ~~index. The scope of the building shall be between two hundred thousand~~
27 ~~and two hundred twenty five thousand square feet of office space based~~
28 ~~on the office of financial management's direction for square feet and~~
29 ~~tenants identified in the programming phase including the Washington~~
30 ~~State Patrol. Tenant lease costs for the building may not exceed \$26~~
31 ~~per gross square foot including debt services and operating expenses.~~
32 ~~Proposals must be received by January 31, 2014. This is phase one of~~
33 ~~a two phase process that includes future demolition of the current~~
34 ~~general administration building and construction of a similar facility~~
35 ~~which may include the state library as a tenant.))~~

36 (3) Eastern Washington University: Enter into a financing contract
37 for up to \$19,000,000 plus financing expenses and required reserves

1 pursuant to chapter 39.94 RCW to improve and expand recreational and
2 athletic facilities on the Cheney campus.

3 (4) The Evergreen State College: Enter into a financing contract
4 for up to \$12,500,000 plus financing expenses and required reserves
5 pursuant to chapter 39.94 RCW to purchase the currently leased
6 facilities for the Tacoma program.

7 **Sec. 7003.** RCW 70.105D.070 and 2013 2nd sp.s. c 19 s 7033 and 2013
8 2nd sp.s. c 4 s 992 are each reenacted and amended to read as follows:

9 (1) The state toxics control account and the local toxics control
10 account are hereby created in the state treasury.

11 (2)(a) Moneys collected under RCW 82.21.030 must be deposited as
12 follows: Fifty-six percent to the state toxics control account under
13 subsection (3) of this section and forty-four percent to the local
14 toxics control account under subsection (4) of this section. When the
15 cumulative amount of deposits made to the state and local toxics
16 control accounts under this section reaches the limit during a fiscal
17 year as established in (b) of this subsection, the remainder of the
18 moneys collected under RCW 82.21.030 during that fiscal year must be
19 deposited into the environmental legacy stewardship account created in
20 RCW 70.105D.170.

21 (b) The limit on distributions of moneys collected under RCW
22 82.21.030 to the state and local toxics control accounts for the fiscal
23 year beginning July 1, 2013, is one hundred forty million dollars.

24 (c) In addition to the funds required under (a) of this subsection,
25 the following moneys must be deposited into the state toxics control
26 account: (i) The costs of remedial actions recovered under this
27 chapter or chapter 70.105A RCW; (ii) penalties collected or recovered
28 under this chapter; and (iii) any other money appropriated or
29 transferred to the account by the legislature.

30 (3) Moneys in the state toxics control account must be used only to
31 carry out the purposes of this chapter, including but not limited to
32 the following activities:

33 (a) The state's responsibility for hazardous waste planning,
34 management, regulation, enforcement, technical assistance, and public
35 education required under chapter 70.105 RCW;

36 (b) The state's responsibility for solid waste planning,

1 management, regulation, enforcement, technical assistance, and public
2 education required under chapter 70.95 RCW;

3 (c) The hazardous waste clean-up program required under this
4 chapter;

5 (d) State matching funds required under federal cleanup law;

6 (e) Financial assistance for local programs in accordance with
7 chapters 70.95, 70.95C, 70.95I, and 70.105 RCW;

8 (f) State government programs for the safe reduction, recycling, or
9 disposal of paint and hazardous wastes from households, small
10 businesses, and agriculture;

11 (g) Oil and hazardous materials spill prevention, preparedness,
12 training, and response activities;

13 (h) Water and environmental health protection and monitoring
14 programs;

15 (i) Programs authorized under chapter 70.146 RCW;

16 (j) A public participation program;

17 (k) Public funding to assist potentially liable persons to pay for
18 the costs of remedial action in compliance with clean-up standards
19 under RCW 70.105D.030(2)(e) but only when the amount and terms of such
20 funding are established under a settlement agreement under RCW
21 70.105D.040(4) and when the director has found that the funding will
22 achieve both: (i) A substantially more expeditious or enhanced cleanup
23 than would otherwise occur; and (ii) the prevention or mitigation of
24 unfair economic hardship;

25 (l) Development and demonstration of alternative management
26 technologies designed to carry out the hazardous waste management
27 priorities of RCW 70.105.150;

28 (m) State agriculture and health programs for the safe use,
29 reduction, recycling, or disposal of pesticides;

30 (n) Storm water pollution control projects and activities that
31 protect or preserve existing remedial actions or prevent hazardous
32 clean-up sites;

33 (o) Funding requirements to maintain receipt of federal funds under
34 the federal solid waste disposal act (42 U.S.C. Sec. 6901 et seq.);

35 (p) Air quality programs and actions for reducing public exposure
36 to toxic air pollution;

37 (q) Public funding to assist prospective purchasers to pay for the

1 costs of remedial action in compliance with clean-up standards under
2 RCW 70.105D.030(2)(e) if:

3 (i) The facility is located within a redevelopment opportunity zone
4 designated under RCW 70.105D.150;

5 (ii) The amount and terms of the funding are established under a
6 settlement agreement under RCW 70.105D.040(5); and

7 (iii) The director has found the funding meets any additional
8 criteria established in rule by the department, will achieve a
9 substantially more expeditious or enhanced cleanup than would otherwise
10 occur, and will provide a public benefit in addition to cleanup
11 commensurate with the scope of the public funding;

12 (r) Petroleum-based plastic or expanded polystyrene foam debris
13 cleanup activities in fresh or marine waters;

14 (s) Appropriations to the local toxics control account or the
15 environmental legacy stewardship account created in RCW 70.105D.170, if
16 the legislature determines that priorities for spending exceed
17 available funds in those accounts;

18 (t) During the 2013-2015 fiscal biennium, the department of
19 ecology's water quality, shorelands, environmental assessment,
20 administration, and air quality programs;

21 (u) During the 2013-2015 fiscal biennium, actions at the state
22 conservation commission to improve water quality for shellfish; ~~((and))~~

23 (v) During the 2013-2015 fiscal biennium, actions at the University
24 of Washington for reducing ocean acidification;

25 (w) For the 2013-2015 fiscal biennium, moneys in the state toxics
26 control account may be spent on projects in section ~~((3159))~~ 3160,
27 chapter 19, Laws of 2013 2nd sp. sess. and for transfer to the local
28 toxics control account; and

29 (x) For the 2013-2015 fiscal biennium, moneys in the state toxics
30 control account may be transferred to the radioactive mixed waste
31 account.

32 (4)(a) The department shall use moneys deposited in the local
33 toxics control account for grants or loans to local governments for the
34 following purposes in descending order of priority:

35 (i) Extended grant agreements entered into under ~~((e))(e))~~
36 (e)(i) of this subsection;

37 (ii) Remedial actions, including planning for adaptive reuse of

1 properties as provided for under ~~((e))~~ (e)(iv) of this
2 subsection. The department must prioritize funding of remedial actions
3 at:

4 (A) Facilities on the department's hazardous sites list with a high
5 hazard ranking for which there is an approved remedial action work plan
6 or an equivalent document under federal cleanup law;

7 (B) Brownfield properties within a redevelopment opportunity zone
8 if the local government is a prospective purchaser of the property and
9 there is a department-approved remedial action work plan or equivalent
10 document under the federal cleanup law;

11 (iii) Storm water pollution source projects that: (A) Work in
12 conjunction with a remedial action; (B) protect completed remedial
13 actions against recontamination; or (C) prevent hazardous clean-up
14 sites;

15 (iv) Hazardous waste plans and programs under chapter 70.105 RCW;

16 (v) Solid waste plans and programs under chapters 70.95, 70.95C,
17 70.95I, and 70.105 RCW;

18 (vi) Petroleum-based plastic or expanded polystyrene foam debris
19 cleanup activities in fresh or marine waters; and

20 (vii) Appropriations to the state toxics control account or the
21 environmental legacy stewardship account created in RCW 70.105D.170, if
22 the legislature determines that priorities for spending exceed
23 available funds in those accounts.

24 (b) Funds for plans and programs must be allocated consistent with
25 the priorities and matching requirements established in chapters
26 70.105, 70.95C, 70.95I, and 70.95 RCW.

27 (c) During the 2013-2015 fiscal biennium, the local toxics control
28 account may also be used for local government storm water planning and
29 implementation activities.

30 (d) During the 2013-2015 fiscal biennium, the legislature may
31 transfer from the local toxics control account to the state general
32 fund, such amounts as reflect the excess fund balance in the account.

33 (e) To expedite cleanups throughout the state, the department may
34 use the following strategies when providing grants to local governments
35 under this subsection:

36 (i) Enter into an extended grant agreement with a local government
37 conducting remedial actions at a facility where those actions extend

1 over multiple biennia and the total eligible cost of those actions
2 exceeds twenty million dollars. The agreement is subject to the
3 following limitations:

4 (A) The initial duration of such an agreement may not exceed ten
5 years. The department may extend the duration of such an agreement
6 upon finding substantial progress has been made on remedial actions at
7 the facility;

8 (B) Extended grant agreements may not exceed fifty percent of the
9 total eligible remedial action costs at the facility; and

10 (C) The department may not allocate future funding to an extended
11 grant agreement unless the local government has demonstrated to the
12 department that funds awarded under the agreement during the previous
13 biennium have been substantially expended or contracts have been
14 entered into to substantially expend the funds;

15 (ii) Enter into a grant agreement with a local government
16 conducting a remedial action that provides for periodic reimbursement
17 of remedial action costs as they are incurred as established in the
18 agreement;

19 (iii) Enter into a grant agreement with a local government prior to
20 it acquiring a property or obtaining necessary access to conduct
21 remedial actions, provided the agreement is conditioned upon the local
22 government acquiring the property or obtaining the access in accordance
23 with a schedule specified in the agreement;

24 (iv) Provide integrated planning grants to local governments to
25 fund studies necessary to facilitate remedial actions at brownfield
26 properties and adaptive reuse of properties following remediation.
27 Eligible activities include, but are not limited to: Environmental
28 site assessments; remedial investigations; health assessments;
29 feasibility studies; site planning; community involvement; land use and
30 regulatory analyses; building and infrastructure assessments; economic
31 and fiscal analyses; and any environmental analyses under chapter
32 43.21C RCW;

33 (v) Provide grants to local governments for remedial actions
34 related to areawide groundwater contamination. To receive the funding,
35 the local government does not need to be a potentially liable person or
36 be required to seek reimbursement of grant funds from a potentially
37 liable person;

1 (vi) The director may alter grant matching requirements to create
2 incentives for local governments to expedite cleanups when one of the
3 following conditions exists:

4 (A) Funding would prevent or mitigate unfair economic hardship
5 imposed by the clean-up liability;

6 (B) Funding would create new substantial economic development,
7 public recreational opportunities, or habitat restoration opportunities
8 that would not otherwise occur; or

9 (C) Funding would create an opportunity for acquisition and
10 redevelopment of brownfield property under RCW 70.105D.040(5) that
11 would not otherwise occur;

12 (vii) When pending grant applications under ~~((e)-(e))~~ (e)(iv)
13 and (v) of this subsection (4) exceed the amount of funds available,
14 designated redevelopment opportunity zones must receive priority for
15 distribution of available funds.

16 ~~((d)-(f))~~ (f) To expedite multiparty clean-up efforts, the
17 department may purchase remedial action cost-cap insurance. For the
18 2013-2015 fiscal biennium, moneys in the local toxics control account
19 may be spent on projects in sections 3024, 3035, 3036, and 3059,
20 chapter 19, Laws of 2013 2nd sp. sess.

21 (5) Except for unanticipated receipts under RCW 43.79.260 through
22 43.79.282, moneys in the state and local toxics control accounts may be
23 spent only after appropriation by statute.

24 (6) No moneys deposited into either the state or local toxics
25 control account may be used for: Natural disasters where there is no
26 hazardous substance contamination; high performance buildings; solid
27 waste incinerator facility feasibility studies, construction,
28 maintenance, or operation; or after January 1, 2010, for projects
29 designed to address the restoration of Puget Sound, funded in a
30 competitive grant process, that are in conflict with the action agenda
31 developed by the Puget Sound partnership under RCW 90.71.310. However,
32 this subsection does not prevent an appropriation from the state toxics
33 control account to the department of revenue to enforce compliance with
34 the hazardous substance tax imposed in chapter 82.21 RCW.

35 (7) Except during the 2011-2013 fiscal biennium, one percent of the
36 moneys collected under RCW 82.21.030 shall be allocated only for public
37 participation grants to persons who may be adversely affected by a
38 release or threatened release of a hazardous substance and to not-for-

1 profit public interest organizations. The primary purpose of these
2 grants is to facilitate the participation by persons and organizations
3 in the investigation and remedying of releases or threatened releases
4 of hazardous substances and to implement the state's solid and
5 hazardous waste management priorities. No grant may exceed sixty
6 thousand dollars. Grants may be renewed annually. Moneys appropriated
7 for public participation that are not expended at the close of any
8 biennium revert to the state toxics control account.

9 (8) The department shall adopt rules for grant or loan issuance and
10 performance. To accelerate both remedial action and economic recovery,
11 the department may expedite the adoption of rules necessary to
12 implement chapter 1, Laws of 2013 2nd sp. sess. using the expedited
13 procedures in RCW 34.05.353. The department shall initiate the award
14 of financial assistance by August 1, 2013. To ensure the adoption of
15 rules will not delay financial assistance, the department may
16 administer the award of financial assistance through interpretive
17 guidance pending the adoption of rules through July 1, 2014.

18 (9) Except as provided under subsection (3)(k) and (q) of this
19 section, nothing in chapter 1, Laws of 2013 2nd sp. sess. effects
20 [affects] the ability of a potentially liable person to receive public
21 funding.

22 (10) During the 2013-2015 fiscal biennium the local toxics control
23 account may also be used for the centennial clean water program and for
24 storm water grants.

25 **Sec. 7004.** RCW 43.160.080 and 2010 1st sp.s. c 36 s 6011 are each
26 amended to read as follows:

27 There shall be a fund in the state treasury known as the public
28 facilities construction loan revolving account, which shall consist of
29 all moneys collected under this chapter and any moneys appropriated to
30 it by law. Disbursements from the revolving account shall be on
31 authorization of the board. In order to maintain an effective
32 expenditure and revenue control, the public facilities construction
33 loan revolving account shall be subject in all respects to chapter
34 43.88 RCW. During the 2009-2011 biennium, sums in the public
35 facilities construction loan revolving account may be used for
36 community economic revitalization board export assistance grants and
37 loans in section 1018, chapter 36, Laws of 2010 1st sp. sess. and for

1 matching funds for the federal energy regional innovation cluster in
2 section 1017, chapter 36, Laws of 2010 1st sp. sess. During the 2013-
3 2015 biennium, sums in the public facilities construction loan
4 revolving account may be used for the animal disease traceability
5 project in section 3247, chapter 19, Laws of 2013 2nd sp. sess.,
6 administered by the department of agriculture.

7 **Sec. 7005.** RCW 70.148.020 and 2013 2nd sp.s. c 4 s 993 are each
8 amended to read as follows:

9 (1) The pollution liability insurance program trust account is
10 established in the custody of the state treasurer. All funds
11 appropriated for this chapter and all premiums collected for
12 reinsurance shall be deposited in the account. Expenditures from the
13 account shall be used exclusively for the purposes of this chapter
14 including payment of costs of administering the pollution liability
15 insurance and underground storage tank community assistance programs.
16 Expenditures for payment of administrative and operating costs of the
17 agency are subject to the allotment procedures under chapter 43.88 RCW
18 and may be made only after appropriation by statute. No appropriation
19 is required for other expenditures from the account.

20 (2) Each calendar quarter, the director shall report to the
21 insurance commissioner the loss and surplus reserves required for the
22 calendar quarter. The director shall notify the department of revenue
23 of this amount by the fifteenth day of each calendar quarter.

24 (3) Each calendar quarter the director shall determine the amount
25 of reserves necessary to fund commitments made to provide financial
26 assistance under RCW 70.148.130 to the extent that the financial
27 assistance reserves do not jeopardize the operations and liabilities of
28 the pollution liability insurance program. The director shall notify
29 the department of revenue of this amount by the fifteenth day of each
30 calendar quarter. The director may immediately establish an initial
31 financial assistance reserve of five million dollars from available
32 revenues. The director may not expend more than fifteen million
33 dollars for the financial assistance program.

34 (4) During the 2013-2015 fiscal biennium, the legislature may
35 transfer from the pollution liability insurance program trust account
36 to the state general fund such amounts as reflect the excess fund
37 balance of the account.

1 (5) During the 2013-2015 fiscal biennium, the pollution liability
2 insurance program trust account may be used for other underground
3 storage tank cleanup projects as provided in sections 1022, 2011, and
4 5009, chapter . . . , Laws of 2014 (this act).

5 (6) This section expires July 1, 2020.

6 **Sec. 7006.** RCW 27.34.330 and 2006 c 371 s 232 are each amended to
7 read as follows:

8 The Washington state historical society shall establish a
9 competitive process to solicit proposals for and prioritize heritage
10 capital projects for potential funding in the state capital budget.
11 The society shall adopt rules governing project eligibility and
12 evaluation criteria. Application for funding of specific heritage
13 projects may be made to the society by local governments, public
14 development authorities, nonprofit corporations, tribal governments,
15 and other entities, as determined by the society. The society, with
16 the advice of (~~leaders in the heritage field~~) an advisory panel,
17 including but not limited to leaders in the fields of heritage,
18 architecture, and finance, representatives from the office of the
19 secretary of state, the department of enterprise services, the eastern
20 Washington state historical society, and the department of archaeology
21 and historic preservation, shall establish and submit a prioritized
22 list of heritage capital projects to the governor and the legislature
23 in the society's biennial capital budget request. The list shall
24 include a description of each project, the amount of recommended state
25 funding, and documentation of nonstate funds to be used for the
26 project. The total amount of recommended state funding for projects on
27 a biennial project list shall not exceed ten million dollars. The
28 prioritized list shall be developed through open and public meetings
29 and the amount of state funding shall not exceed thirty-three and one-
30 third percent of the total cost of the project. The nonstate portion
31 of the total project cost may include cash, the value of real property
32 when acquired solely for the purpose of the project, and in-kind
33 contributions. The department shall not sign contracts or otherwise
34 financially obligate funds under this section until the legislature has
35 approved a specific list of projects. In contracts for grants
36 authorized under this section, the society shall include provisions
37 requiring that capital improvements be held by the grantee for a

1 specified period of time appropriate to the amount of the grant and
2 that facilities be used for the express purpose of the grant. If the
3 grantee is found to be out of compliance with provisions of the
4 contract, the grantee shall repay to the state general fund the
5 principal amount of the grant plus interest calculated at the rate of
6 interest on state of Washington general obligation bonds issued most
7 closely to the date of authorization of the grant. Program
8 administration costs retained by the society must be consistent with
9 capital budget guidelines established by the office of financial
10 management.

11 NEW SECTION. Sec. 7007. A new section is added to 2013 2nd sp.s.
12 c 19 (uncodified) to read as follows:

13 To the extent that any appropriation authorizes expenditures of
14 state funds from the state building construction account, or from any
15 other capital project account in the state treasury, for a capital
16 project or program that is specified to be funded with proceeds from
17 the sale of bonds, the legislature declares that any such expenditures
18 for that project or program made prior to the issue date of the
19 applicable bonds are intended to be reimbursed from proceeds of those
20 bonds in a maximum amount equal to the amount of such appropriation.

21 NEW SECTION. Sec. 7008. A new section is added to 2013 2nd sp.s.
22 c 19 (uncodified) to read as follows:

23 The legislative evaluation and accountability program committee
24 shall develop a new K-12 capital budget model in consultation with the
25 superintendent of public instruction, the office of financial
26 management, the caseload forecast council, and legislative fiscal staff
27 for use in forecasting biennial appropriations to support the school
28 construction assistance program. The model must include improved
29 forecasting of the school construction assistance program through
30 analysis of existing data including, but not limited to:

31 (1) Local school district bond and levy elections and bond sales;

32 (2) Actual pace of state assistance reimbursement including front-
33 funded projects and other conditions that contribute to variations in
34 reimbursements;

35 (3) Local school district study and survey results specific to
36 estimated capital costs, cost/benefit analyses on the need to modernize

1 and/or replace existing school facilities, timelines for completing
2 school facilities projects, and ability to provide capital funds by
3 local efforts;

- 4 (4) Analysis of actual inventory and condition of schools; and
- 5 (5) State population forecasts of school aged children.

6 NEW SECTION. **Sec. 7009.** A new section is added to chapter 43.330
7 RCW to read as follows:

8 The historic building rehabilitation revolving loan fund is created
9 in the state treasury. All receipts from the repayment of historic
10 building rehabilitation loans must be deposited into the fund. Moneys
11 in the fund may be spent only after appropriation. Expenditures from
12 the fund may be used only for loans to historic building rehabilitation
13 projects as provided for in section 1016 of this act.

14 NEW SECTION. **Sec. 7010.** A new section is added to 2013 2nd sp.s.
15 c 19 (uncodified) to read as follows:

16 The department of enterprise services shall develop a city/state
17 impact summary in partnership with the city of Olympia. The analysis
18 must describe physical spaces and related operations that jointly
19 impact state facilities and the host capital city. At a minimum, the
20 transition of Sylvester park in downtown Olympia from a state facility
21 to a local facility must be considered in the analysis. The analysis
22 must also include a menu of city-wide revenue sources to be considered
23 by the 2015 legislature that will increase city revenues and ultimately
24 city expenditures by the host capital city to mitigate impacts that the
25 city has on state government facilities and the operations of those
26 facilities. A final report is due to the office of financial
27 management, the house capital budget committee, and the senate ways and
28 means committee by December 1, 2014.

29 NEW SECTION. **Sec. 7011.** The following acts or parts of acts are
30 each repealed:

- 31 (1) 2013 2nd sp.s. c 19 s 7004 (uncodified); and
- 32 (2) 2013 2nd sp.s. c 19 s 7013 (uncodified).

33 NEW SECTION. **Sec. 7012.** This act is necessary for the immediate

1 preservation of the public peace, health, or safety, or support of the
2 state government and its existing public institutions, and takes effect
3 immediately.

(End of bill)

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