



**PROPOSED SENATE
2014 SUPPLEMENTAL
CAPITAL BUDGET**

**PROPOSED SUBSTITUTE
SENATE BILL 6020**

SENATE CHAIR

**SENATE WAYS & MEANS COMMITTEE
FEBRUARY 24, 2014**

1 AN ACT Relating to the capital budget; making appropriations and
2 authorizing expenditures for capital improvements; amending RCW
3 43.160.080; amending 2013 2nd sp.s. c 19 ss 1073, 1074, 1077, 1078,
4 1038, 1070, 1064, 1065, 1066, 1067, 1084, 1089, 1102, 1109, 2009, 2037,
5 3002, 3067, 3066, 3081, 3239, 3240, 5019, 5024, 5042, 5054, 5062, 5072,
6 5078, 5086, 5134, 5117, and 7014 (uncodified); amending 2013 3rd sp.s.
7 c 1 s 3 (uncodified); reenacting and amending RCW 70.105D.070 and
8 70.105D.170; adding new sections to 2013 2nd sp.s. c 19 (uncodified);
9 creating new sections; repealing 2013 2nd sp.s. c 19 ss 7004 and 7013
10 (uncodified); making appropriations; and declaring an emergency.

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

12 NEW SECTION. **Sec. 1.** A supplemental capital budget is hereby
13 adopted and, subject to the provisions set forth in this act, the
14 several dollar amounts hereinafter specified, or so much thereof as
15 shall be sufficient to accomplish the purposes designated, are hereby
16 appropriated and authorized to be incurred for capital projects during
17 the period beginning with the effective date of this act and ending
18 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 - Archives Building (30000029)

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

18 The appropriation is for a predesign for a new facility for record
19 retention, archives, and state library space. The legislature finds
20 that the volume of state records retained in paper format continues to
21 grow, increasing the records storage costs for the state. These paper
22 records may duplicate electronic storage of identical documents. As
23 part of the predesign, the secretary of state must convene a work group
24 to study methods for retaining and retrieving records in electronic
25 formats, with the goal of reducing the total volume of stored paper
26 records by at least ten percent by the end of 2016, and an additional
27 ten percent by the end of 2018. The following state agencies must
28 participate in the work group, which must report back to the
29 appropriate committees of the legislature no later than December 31,
30 2014:

- 31 (1) Office of the secretary of state;
- 32 (2) Office of the attorney general;
- 33 (3) Office of the state auditor;
- 34 (4) Office of financial management;
- 35 (5) Department of corrections;
- 36 (6) Department of social and health services;

- 1 (7) Department of health;
- 2 (8) Employment security department;
- 3 (9) Department of licensing; and
- 4 (10) Department of transportation.

5 Appropriation:

6	Public Records Efficiency, Preservation &	
7	Access Account--State	\$250,000
8	Prior Biennia (Expenditures) . . . . .	.\$0
9	Future Biennia (Projected Costs)	\$0
10	TOTAL	\$250,000

11 **Sec. 1003.** 2013 2nd sp.s. c 19 s 1073 (uncodified) is amended to
12 read as follows:

13 **FOR THE DEPARTMENT OF COMMERCE**

14 Drinking Water State Revolving Fund Loan Program (30000189)

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

17 ~~((1) \$4,400,000 for fiscal year 2014 and \$4,400,000 for fiscal~~
18 ~~year 2015 is provided solely as state match for federal safe drinking~~
19 ~~water funds.~~

20 (2)) For projects involving repair, replacement, or improvement of
21 a clean water infrastructure facility or other public works facility
22 for which an investment grade efficiency audit is obtainable, the
23 public works board must require as a contract condition that the
24 project sponsor undertake an investment grade efficiency audit. The
25 project sponsor may finance the costs of the audit as part of its
26 drinking water state revolving fund program loan.

27 Appropriation:

28	((State Building Construction Account--State	\$8,800,000))
29	<u>Drinking Water Assistance Account--State</u>	<u>\$4,400,000</u>
30	Drinking Water Assistance Repayment Account--State . .	.\$200,000,000
31	Subtotal Appropriation	((\$208,800,000))
32		<u>\$204,400,000</u>
33	Prior Biennia (Expenditures) . . . . .	.\$0
34	Future Biennia (Projected Costs)	\$680,000,000
35	TOTAL	((\$888,800,000))
36		<u>\$884,400,000</u>

1 **Sec. 1004.** 2013 2nd sp.s. c 19 s 1074 (uncodified) is amended to
2 read as follows:

3 **FOR THE DEPARTMENT OF COMMERCE**

4 Clean Energy and Energy Freedom Program (91000582)

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

7 (1) All expenditures from the state taxable building construction
8 account--state appropriation in this section must be used for projects
9 that provide a benefit to the public through development,
10 demonstration, and deployment of clean energy technologies that save
11 energy and reduce energy costs, reduce harmful air emissions or
12 otherwise increase energy independence for the state. All expenditures
13 must be used for projects that develop and acquire assets that have a
14 useful life of at least thirteen years. These requirements must be
15 specified in funding agreements issued by the department.

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

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

26 (b) To create the loan fund, the department shall provide grant
27 funds to a competitively selected nonprofit lender that will provide
28 matching private capital and will administer the loan fund. The
29 department must select the loan fund administrator through a
30 competitive process, with scoring conducted by a group of qualified
31 experts, applying criteria specified by the department.

32 (c) The department must establish guidelines for the lender related
33 to applicant eligibility, the screening process, and evaluation and
34 selection criteria. The criteria must include requiring evidence of
35 support for the proposed project from the impacted community and
36 consistency with economic growth strategies and plans of the affected
37 local governments. Applications for loans from the revolving fund must
38 disclose all sources of public funding to be provided for a project.

1 The nonprofit lender must use the revolving loan fund to make
2 affordable loans for projects including, but not limited to:
3 Residential and commercial energy retrofits, residential and community-
4 scale solar installations, anaerobic digesters to treat dairy and
5 organic waste, and combined heat and power projects using woody biomass
6 as a fuel source.

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

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

13 (4) \$15,000,000 of the state taxable building construction
14 account--state appropriation in this section is provided solely for
15 grants to advance renewable energy technologies by public and private
16 electrical utilities that serve retail customers in the state. The
17 department shall work with utilities to offer matching grants for
18 projects that demonstrate new smart grid technologies. The department
19 shall develop a grant application process to competitively select
20 projects for grant awards, to include scoring conducted by a group of
21 qualified experts with application of criteria specified by the
22 department. Applications for grants must disclose all sources of
23 public funding to be provided for a project. The grant funds must be
24 used to fund projects that demonstrate how to: Integrate intermittent
25 renewables through energy storage and information technology, dispatch
26 energy storage resources from utility control rooms, use the thermal
27 properties and electric load of commercial buildings and district
28 energy systems to store energy, or otherwise improve the reliability
29 and reduce the costs of intermittent or distributed renewable energy.

30 (5) \$6,000,000 of the state taxable building construction account--
31 state appropriation in this section is provided solely for grants to
32 match federal funds used to develop and demonstrate clean energy
33 technologies. The department shall work with the University of
34 Washington, Washington State University, and the Pacific Northwest
35 National Laboratory to offer matching funds for projects including, but
36 not limited to: Advancing energy storage and solar technologies, and
37 federal manufacturing innovation centers related to use of light-weight

1 carbon fiber components to advance energy efficiency in the
2 aeronautical, automotive, and marine sectors.

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

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

12 Appropriation:

13	State Taxable Building Construction Account--State . . .	\$36,000,000
14	Energy Recovery Act Account--(Federal) <u>State</u>	\$4,000,000
15	Subtotal Appropriation	\$40,000,000
16	Prior Biennia (Expenditures)	\$0
17	Future Biennia (Projected Costs)	\$0
18	TOTAL	\$40,000,000

19 **Sec. 1005.** 2013 2nd sp.s. c 19 s 1077 (uncodified) is amended to
20 read as follows:

21 **FOR THE DEPARTMENT OF COMMERCE**

22 Projects for Jobs and Economic Development (92000151)

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

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

33 (2) Prior to receiving funds, project recipients must demonstrate
34 that the project site is under control for a minimum of ten years,
35 either through ownership or a long-term lease. This requirement does

1 not apply to appropriations for preconstruction activities or
2 appropriations whose sole purpose is to purchase real property that
3 does not include a construction or renovation component.

4 (3) Projects funded in this section may be required to comply with
5 Washington's high performance building standards as required by chapter
6 39.35D RCW.

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

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

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

15 (7) The appropriations are provided solely for the following list
16 of projects:

17 **Projects for Jobs & Economic Development**

18	City of Bremerton Puget Sound Naval Safety Project	\$1,300,000
19	Fairchild Airforce Base	\$2,700,000
20	City of Lynnwood Main Street Improvements	\$250,000
21	Port of Everett: Roll-On/Roll-Off Cargo Berth	\$1,500,000
22	Kittitas County Infrastructure and Facilities	\$5,000,000
23	City of Kennewick Industrial Land	\$1,000,000
24	Perry Tech Institute Building	\$1,000,000
25	City of Buckley Drinking Water Improvements	\$350,000
26	((Coronado)) Carbonado Reservoir Replacement	\$525,000
27	Hopelink Cleveland Street Project	\$1,000,000
28	Redmond Connector	\$1,300,000
29	Washougal Storm Water Decant Facility	\$1,000,000
30	Roslyn Renaissance Northwest Improvement Company Building	\$500,000
31	Everett/Tulalip Water Pipeline Construction	\$1,000,000
32	((Renton Aerospace Training Center Construction	\$5,000,000))
33	Renton Riverview Bridge Replacement	\$1,100,000
34	Omak City Sewer, Collection System, and Treatment Plant	\$2,000,000
35	Harper Pier Replacement	\$800,000
36	University Place Main Street Redevelopment	\$975,000

1	Sultan Alder Avenue Water/Sewer Line Replacement	\$185,000
2	Quincy Industrial Water Reclamation & Reuse	\$700,000
3	NW Medical School	\$136,000
4	Ione - 8th St Lift Station Replacement	\$165,000
5	Stevens PUD Projects	\$532,000
6	Port Orchard Bay St. Pedestrian Path - Phase 2	\$336,000
7	Dekalb Pier - Phase 2	\$255,000
8	Kenmore Village	\$300,000
9	South Kirkland TOD/Cross Kirkland Corridor	\$1,300,000
10	Washington Agriculture Discovery Center	\$100,000
11	Mountlake Terrace Mainstreet Grant	\$2,000,000
12	Issaquah - North Roadway Network Improvement	\$5,000,000
13	TRIDEC Development of Small Modular Reactor Proposal	\$500,000
14	City of Shelton Wastewater	\$1,500,000
15	Port of Moses Lake Firefighting System	\$300,000
16	Seattle Chinatown/ID Development	\$500,000
17		
18	TOTAL	(\$42,109,000)
19		<u>\$37,109,000</u>

20 Appropriation:

21	State Building Construction Account--State	(\$35,009,000)
22		<u>\$30,009,000</u>
23	Public Facility Construction Loan Revolving	
24	Account--State	\$7,100,000
25	Subtotal Appropriation	(\$42,109,000)
26		<u>\$37,109,000</u>
27	Prior Biennia (Expenditures)	\$0
28	Future Biennia (Projected Costs)	\$0
29	TOTAL	(\$42,109,000)
30		<u>\$37,109,000</u>

31 **Sec. 1006.** 2013 2nd sp.s. c 19 s 1078 (uncodified) is amended to
32 read as follows:

33 **FOR THE DEPARTMENT OF COMMERCE**

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

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

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

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

17 (3) Projects funded in this section may be required to comply with
18 Washington's high performance building standards as required by chapter
19 39.35D RCW.

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

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

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

28 (7) \$1,500,000 of the appropriation in this section from the state
29 building construction account--state is provided solely for design
30 development to align ongoing planning for the replacement of the
31 Seattle multimodal terminal at Colman dock with the creation of a
32 public park. The scope of work must provide a design plan that
33 includes an elevated park and corresponding amenities above the
34 terminal. Design development shall be delivered through the city of
35 Seattle. The scope of this project does not preclude any current plans
36 for Colman dock to replace or seismically upgrade the facility, nor
37 does it reduce the amount of general and commercial traffic, high
38 occupancy vehicles, transit, bicyclist and pedestrian movement.

1 (8) \$500,000 of the appropriation from the environmental legacy
2 stewardship account--state is provided solely for an investigation of
3 possible contaminated soils around the Colman dock.

4 (9) The appropriation is provided solely for the following list of
5 projects:

6	Projects that Strengthen Communities & Quality of Life	
7	Ft. Vancouver - Mother Joseph Academy & Infantry Barracks	\$1,000,000
8	LaConner Boardwalk	\$1,600,000
9	Kent Interurban Trail Connector	\$750,000
10	Town of Concrete Public Safety Building	\$785,000
11	Complete Development of Ashford Park Facilities	\$1,000,000
12	Jackson Park Renovation	\$1,000,000
13	South Whatcom Library Construction	\$90,000
14	Guemes Channel Trail Project	\$700,000
15	Seabrook Trail	\$437,000
16	Vashon Island Allied Arts	\$2,000,000
17	Federal Way Performing Arts	\$2,000,000
18	Japanese Gulch Land Acquisition	\$1,000,000
19	Milton - Triangle Park ADA Upgrades	\$225,000
20	Langston Hughes Performing Arts Center - Storage	\$150,000
21	Wood Pellet Heat in Schools Pilot	\$500,000
22	Snohomish County Sheriff's Office South Precinct	\$1,000,000
23	Ravensdale Park	\$650,000
24	Worthington Park	\$210,000
25	Eastside Tacoma Community Center	\$400,000
26	((228th Street Trail	(\$500,000))
27	Institute for Community Leadership	\$275,000
28	FISH of Vancouver/Nonprofit Community Service Center	\$1,000,000
29	Yelm Community Center	\$1,000,000
30	Ellensburg Depot	\$500,000
31	Roslyn City Hall	\$400,000
32	Northwest Carriage Museum	\$375,000
33	People's Community Center and Pool	\$500,000
34	((Town of Concrete Fire and Life Safety Facility	(\$500,000))
35	Chehalis Pool	\$250,000

1	Mount Rainier Park Ranger Memorial	\$60,000
2	McAllister Air Museum	\$500,000
3	Repairs to Stevenson Grange	\$50,000
4	Meydenbauer Park Improvements	\$3,000,000
5	Sixty Acres Park Enhancements	\$750,000
6	Covington Community Park Phase 2	\$2,100,000
7	Johnson Farm Museum - Anderson Island	\$250,000
8	Nikolai Project	\$40,000
9	Ft. Steilacoom Building Preservation	\$250,000
10	Plaza Roberto Maestas - Building the Beloved Community	\$1,000,000
11	Seattle Multimodal Terminal at Colman Dock/Public Park	\$2,000,000
12	Confluence Project	\$747,000
13	Castle Rock Citywide Residential Street Project	\$504,000
14	UWAVE	\$30,000
15	Transit-Community Center	\$800,000
16	Mt. Spokane Lodge	\$250,000
17		
18	TOTAL	(\$33,128,000)
19		<u>\$32,128,000</u>

20 Appropriation:

21	State Building Construction Account--State	(\$32,628,000)
22		<u>\$31,628,000</u>
23	Environmental Legacy Stewardship Account--State	\$500,000
24	Subtotal Appropriation	(\$33,128,000)
25		<u>\$32,128,000</u>
26	Prior Biennia (Expenditures)	\$0
27	Future Biennia (Projected Costs)	\$0
28	TOTAL	(\$33,128,000)
29		<u>\$32,128,000</u>

30 **Sec. 1007.** 2013 2nd sp.s. c 19 s 1038 (uncodified) is amended to
31 read as follows:

32 **FOR THE DEPARTMENT OF COMMERCE**

33 Clean Energy Partnership (30000175)

34 The reappropriation in this section is subject to the following
35 conditions and limitations:

1 (1) The reappropriation is provided solely for implementation of
2 the recommendations of the clean energy leadership council by providing
3 state matching funds for projects that:

- 4 (a) Integrate energy efficiency and renewable energy in buildings;
- 5 (b) Integrate renewable energy into the regional electrical grid;
- 6 (c) Advance bioenergy in the state.

7 (2) State funding must not exceed fifty percent of the total
8 program or project funds.

9 (3) Eligible projects must:

10 (a) Involve a majority of companies that are located in Washington
11 state;

12 (b) Represent a substantially new solution that is not widely
13 available today; and

14 (c) Be designed to generate solutions that are applicable both
15 inside and outside of the state.

16 Reappropriation:

17	Public Facility Construction Loan Revolving	
18	Account--State	((\$5,499,000))
19		<u>\$499,000</u>
20	Prior Biennia (Expenditures)	\$1,000
21	Future Biennia (Projected Costs)	\$0
22	TOTAL	((\$5,500,000))
23		<u>\$500,000</u>

24 **Sec. 1008.** 2013 2nd sp.s. c 19 s 1070 (uncodified) is amended to
25 read as follows:

26 **FOR THE DEPARTMENT OF COMMERCE**

27 Community Economic Revitalization Board (30000190)

28 The appropriation in this section is subject to the following
29 conditions and limitations: During the 2013-2015 fiscal biennium, the
30 community economic revitalization board may make loans to
31 municipalities to finance public facilities projects that will improve
32 opportunities for revitalizing existing retail, industrial, or
33 commercial properties located within incorporated areas. These
34 properties must have either been abandoned, or have more than seventy-
35 five percent of their square footage vacant.

1 (1) Municipalities include: Cities, towns, counties, port
2 districts, and housing authorities of this state.

3 (2) Public facilities projects include: Planning, acquisition,
4 construction, repair, reconstruction, replacement, rehabilitation, or
5 improvement of: Bridges; roads; research, testing, training, and
6 incubation facilities in areas designated as innovation partnership
7 zones under RCW 43.330.270; buildings or structures; domestic and
8 industrial water; earth stabilization; sanitary sewer; storm sewer;
9 railroad; electricity; telecommunications; transportation; natural gas;
10 and port facilities.

11 (3) The board may make a revitalization loan only for a public
12 facilities project approved by a municipality that demonstrates
13 convincing evidence that a specific private development or expansion is
14 ready to occur and will occur only if the public facility improvement
15 is made.

16 (4) The board may allow de minimis general system improvements to
17 be funded if they are critically linked to the viability of the
18 project.

19 (5) An application for a revitalization loan must be made in the
20 form and manner prescribed by the board. When evaluating and
21 prioritizing projects, the board must give consideration, at a minimum,
22 to the following factors:

23 (a) The project's value to the community, including evidence of
24 support from affected local businesses and government;

25 (b) The project's feasibility, using standard economic principles;

26 (c) Commitment of local matching resources and local participation;

27 (d) The project's inclusion in a capital facilities plan,
28 comprehensive plan, or local economic development plan consistent with
29 applicable state planning requirements;

30 (e) Whether the proposed project offers a health insurance plan for
31 employees that includes an option for dependents of employees; and

32 (f) The project's readiness to proceed.

33 (6) In making revitalization loans, the board must conform to the
34 following requirements:

35 (a) The board must provide reasonable terms and conditions for
36 repayment for loans;

37 (b) The board must not make loans that exceed twenty years in
38 duration;

1 (c) A municipality must begin repayment of a loan five years after
2 receiving it; and

3 (d) One or a combination of loans made to a municipality for a
4 specific project must not exceed two million dollars.

5 (7) The board must not provide financing for any public facilities
6 project that:

7 (a) Has the primary purpose of facilitating or promoting a retail
8 shopping development with a floor exceeding ten thousand square feet;

9 (b) Will result in a development or expansion that would displace
10 existing jobs in any other community in the state;

11 (c) Has the primary purpose of facilitating or promoting gambling;

12 (d) Is located outside the jurisdiction of the applicant; or

13 (e) Will result in a development or expansion of a professional
14 sports arena.

15 Appropriation:

16	Public Facility Construction Loan Revolving	
17	Account--State	((\$9,000,000))
18		<u>\$14,000,000</u>
19	Prior Biennia (Expenditures) . . . . .	.\$0
20	Future Biennia (Projected Costs)	\$36,000,000
21	TOTAL	((\$45,000,000))
22		<u>\$50,000,000</u>

23 **Sec. 1009.** 2013 2nd sp.s. c 19 s 1064 (uncodified) is amended to
24 read as follows:

25 **FOR THE DEPARTMENT OF COMMERCE**

26 Housing for Homeless Veterans (91000455)

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

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

6 Appropriation:

7	State Taxable Building Construction	
8	Account--State	\$9,367,000
9	Prior Biennia (Expenditures) . . . . .	.\$0
10	Future Biennia (Projected Costs)	\$0
11	TOTAL	\$9,367,000

12 **Sec. 1010.** 2013 2nd sp.s. c 19 s 1065 (uncodified) is amended to
13 read as follows:

14 **FOR THE DEPARTMENT OF COMMERCE**

15 Housing for Farmworkers (91000457)

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

31 Appropriation:

32	State Taxable Building Construction	
33	Account--State	\$27,050,000
34	Prior Biennia (Expenditures) . . . . .	.\$0
35	Future Biennia (Projected Costs)	\$0
36	TOTAL	\$27,050,000

1 RCW 43.185.050 and 43.185.070. Upon review of a completed application,
2 if the department determines that a project is not eligible or is not
3 ready to proceed, the department may reallocate the funding to a
4 project in another category in the LEAP list, or to the highest
5 ((ranking)) ranked, ready-to-proceed project on the alternate list in
6 LEAP capital document No. 2013-1A, developed April 10, 2013. The
7 department shall, at its discretion, determine the actual amount of
8 funding to be allocated to each project, provided that the total
9 allocation does not exceed the appropriation provided in this section.

10 Appropriation:

11	State Taxable Building Construction	
12	Account--State	\$6,064,000
13	Prior Biennia (Expenditures)	\$0
14	Future Biennia (Projected Costs)	\$0
15	TOTAL	\$6,064,000

16 NEW SECTION. Sec. 1013. A new section is added to 2013 2nd sp.s.
17 c 19 (uncodified) to read as follows:

18 **FOR THE DEPARTMENT OF COMMERCE**

19 Preserve/Recover Vashon Island Historic Property (92000242)

20 Appropriation:

21	State Building Construction Account--State	\$350,000
22	Prior Biennia (Expenditures)	\$0
23	Future Biennia (Projected Costs)	\$0
24	TOTAL	\$350,000

25 **Sec. 1014.** 2013 3rd sp.s. c 1 s 3 (uncodified) is amended to read
26 as follows:

27 **FOR THE DEPARTMENT OF COMMERCE**

28 Renton Aerospace Training Center Construction (~~((92000151))~~)
29 (30000724)

30 The appropriation in this section is subject to the following
31 conditions and limitations: The appropriation in this section is
32 provided solely for construction of the Renton aerospace training
33 center. This funding is in addition to funding provided in section
34 1077, chapter 19, Laws of 2013 2nd sp. sess. (uncodified).

35 Appropriation:

1	State Building Construction Account--State	((\$5,000,000))
2		<u>\$10,000,000</u>
3	Prior Biennia (Expenditures)	\$0
4	Future Biennia (Projected Costs)	\$0
5	TOTAL	((\$5,000,000))
6		<u>\$10,000,000</u>

7 **Sec. 1015.** 2013 2nd sp.s. c 19 s 1084 (uncodified) is amended to
8 read as follows:

9 **FOR THE OFFICE OF FINANCIAL MANAGEMENT**

10 Catastrophic Flood Relief (20084850)

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

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

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

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

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

26 Reappropriation:

27	State Building Construction Account--State	\$752,000
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28 Appropriation:

29	State Building Construction Account--State	((\$28,202,000))
30		<u>\$33,202,000</u>

31	Prior Biennia (Expenditures)	\$8,733,000
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32	Future Biennia (Projected Costs)	\$0
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33	TOTAL	((\$37,687,000))
34		<u>\$42,687,000</u>

1 **Sec. 1016.** 2013 2nd sp.s. c 19 s 1089 (uncodified) is amended to
2 read as follows:

3 **FOR THE OFFICE OF FINANCIAL MANAGEMENT**

4 Emergency Repair Pool for K-12 Public Schools (91000399)

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

7 (1) Emergency repair funding is provided solely to address
8 unexpected and imminent health and safety hazards at K-12 public
9 schools, including skill centers, that will impact the day- to-day
10 operations of the school facility. To be eligible for funds from the
11 emergency repair pool, an emergency declaration must be signed by the
12 school district board of directors and the superintendent of public
13 instruction, and submitted to the office of financial management for
14 consideration. The emergency declaration must include a description of
15 the imminent health and safety hazard, the possible cause, the proposed
16 scope of emergency repair work and related cost estimate, and
17 identification of local funding to be applied to the project. Grants
18 of emergency repair moneys must be conditioned upon the written
19 commitment and plan of the school district board of directors to repay
20 the grant with any insurance payments or other judgments that may be
21 awarded, if applicable. The office of financial management must notify
22 the legislative evaluation and accountability program committee, the
23 house capital budget committee, and the senate ways and means committee
24 as emergency projects are approved for funding.

25 (2) \$1,116,000 of the appropriation is provided for the Skykomish
26 school boiler replacement project.

27 Appropriation:

28	State Building Construction Account--State	((\$5,000,000))
29		<u>\$6,116,000</u>
30	Prior Biennia (Expenditures)	\$0
31	Future Biennia (Projected Costs)	\$0
32	TOTAL	((\$5,000,000))
33		<u>\$6,116,000</u>

34 NEW SECTION. **Sec. 1017.** A new section is added to 2013 2nd sp.s.
35 c 19 (uncodified) to read as follows:

1 **FOR THE OFFICE OF FINANCIAL MANAGEMENT**

2 Western Washington University Carver Best Study (92000006)

3 Appropriation:

4	State Building Construction Account--State	\$100,000
5	Prior Biennia (Expenditures)	\$0
6	Future Biennia (Projected Costs)	\$0
7	TOTAL	\$100,000

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

10 **FOR THE OFFICE OF FINANCIAL MANAGEMENT**

11 Reduce Cost of Private Market Capital for Local Infrastructure
12 (92000007)

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

15 The appropriation is provided solely for the design of a state
16 program to reduce the cost of private capital to finance local
17 government infrastructure improvements. The program objective is to
18 provide assistance to jurisdictions that would otherwise face
19 significantly higher capital costs due to their smaller size and
20 infrequent access of the capital bond market. It is not the objective
21 of the program to reduce the cost of capital for reasons not associated
22 with size and infrequent access to the bond market, such as poor
23 maintenance of existing infrastructure, inadequate rates to support
24 sufficient capital and operating reserves, and other financial and
25 management practices that contribute to poorer bond ratings. The
26 program is not intended to subsidize borrowing below market rates.
27 Rather the program is to improve the efficiency of accessing market
28 rate capital. The program must be designed to coordinate with the
29 federally financed state revolving funds for safe drinking water and
30 clean water in the departments of health and ecology which are intended
31 to provide below market rate capital. The office of financial
32 management must work with the state treasurer's office in the design of
33 the program, and may explore the viability of options such as a state
34 bond bank, state contingent loan agreements, and other options other
35 than the use of state tax revenue for the principal of loans. A report

1 that recommends a program design, including draft legislation, must be
2 submitted to the appropriate committees of the legislature by December
3 1, 2014.

4 Appropriation:

5	Public Works Assistance Account--State	\$100,000
6	Prior Biennia (Expenditures)	\$0
7	Future Biennia (Projected Costs)	\$0
8	TOTAL	\$100,000

9 **Sec. 1019.** 2013 2nd sp.s. c 19 s 1102 (uncodified) is amended to
10 read as follows:

11 **FOR THE DEPARTMENT OF ENTERPRISE SERVICES**

12 Natural Resources Building Garage Fire Suppression System Repairs
13 (30000578)

14 The appropriations in this section are subject to the following
15 conditions and limitations: The department must delay the project
16 until sufficient revenues are projected in the state vehicle parking
17 account to support the appropriation either through efficiencies in
18 other uses of this account or through an increase in parking fees for
19 state employees and state agencies.

20 Appropriation:

21	State Vehicle Parking Account--State	\$738,000
22	State Building Construction Account--State	\$1,500,000
23	Subtotal Appropriation	\$2,238,000
24	Prior Biennia (Expenditures)	\$0
25	Future Biennia (Projected Costs)	\$0
26	TOTAL	\$2,238,000

27 **Sec. 1020.** 2013 2nd sp.s. c 19 s 1109 (uncodified) is amended to
28 read as follows:

29 **FOR THE DEPARTMENT OF ENTERPRISE SERVICES**

30 1063 Block Replacement (91000016)

31 The appropriation in this section is subject to the following
32 conditions and limitations: The appropriation in this section is
33 provided solely for predesign and bridging documents, design,
34 competition honoraria, project management, demolition, and other

1 planning activities including permits. The predesign must specify the
 2 tenants of the building as directed by the office of financial
 3 management. The predesign must indicate the estimated annual cost
 4 increase for state agency tenants compared to the cost of their
 5 existing leases. The estimated cost increase may take into account
 6 estimated cost savings in staff costs and other costs that may result
 7 in more efficient building design and layout of office space. The
 8 director of the office of financial management must review these cost
 9 estimates and submit a report to the appropriate committees of the
 10 legislature indicating the budget increase that would be required sixty
 11 days prior to executing any construction contracts for the building.
 12 The lease for any prospective tenant may not be extended beyond the
 13 anticipated occupancy date of the building. The building will be
 14 alternatively financed as authorized in section 7014 of this act.

15 Appropriation:

16	State Building Construction Account--State	((\$13,000,000))
17		<u>\$1,950,000</u>
18	Prior Biennia (Expenditures)	\$0
19	Future Biennia (Projected Costs)	\$0
20	TOTAL	((\$13,000,000))
21		<u>\$1,950,000</u>

(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

 Predesign for Relocation of Industrial Hygiene Lab and Safety Training (30000015)

Appropriation:

Medical Aid Account--State Appropriation	\$75,000
Accident Account--State Appropriation	\$75,000
Subtotal Appropriation	\$150,000
Prior Biennia (Expenditures)	\$.00
Future Biennia (Projected Costs)	\$.00
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)

The appropriations in this section are subject to the following conditions and limitations: Before completing design for the new building the department must consult with industrial food service and centralized pharmacy experts to determine the benefits and costs of the following three possible modifications in the program for the new facility:

(1) Consolidating and centralizing the department's institutional pharmacy operations at the new facility;

(2) Consolidating and centralizing the department's institutional pharmacy operations and the department of correction's centralized pharmacy operations at the new facility; and

(3)(a) Consolidating and centralizing all the department's institutional food service operations at the new facility to reduce meal preparation costs, including, but not limited to:

(i) Consistent daily meals across institutions;

- 1 (ii) Off-site meal preparations and cook-chill meals;
- 2 (iii) Improved technology or equipment; and
- 3 (iv) Use of the department of correction's correctional industries
- 4 institutional food service.

5 (b) Any proposals for food service improvements must account for
 6 special diets and consistency with established dietary intakes of the
 7 food and nutrition board of the national research council.

8 **Appropriation:**

9	State Building Construction Account--State	\$1,350,000
10	Prior Biennia (Expenditures)	\$828,000
11	Future Biennia (Projected Costs)	\$0
12	TOTAL	\$2,178,000

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

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

16 Lakeland Village Chiller Replacement (30002569)

17 **Appropriation:**

18	State Building Construction Account--State	\$1,400,000
19	Prior Biennia (Expenditures) . . . . .	.\$0
20	Future Biennia (Projected Costs)	\$0
21	TOTAL	\$1,400,000

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

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

25 Fircrest School Electrical Service Repairs (30002570)

26 **Appropriation:**

27	State Building Construction Account--State	\$2,500,000
28	Prior Biennia (Expenditures) . . . . .	.\$0
29	Future Biennia (Projected Costs)	\$0
30	TOTAL	\$2,500,000

31 **Sec. 2005.** 2013 2nd sp.s. c 19 s 2009 (uncodified) is amended to
 32 read as follows:

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

1 Eastern State Hospital and Western State Hospital - All Wards:
 2 Patient Safety Improvements (91000019)
 3 Appropriation:
 4 Charitable, Educational, Penal and Reformatory
 5 Institutions Account--State \$4,800,000
 6 State Building Construction Account--State \$4,774,000
 7 Subtotal Appropriation \$9,574,000
 8 Prior Biennia (Expenditures) \$0
 9 Future Biennia (Projected Costs) \$0
 10 TOTAL ((~~\$4,800,000~~))
 11 \$9,574,000

12 **Sec. 2006.** 2013 2nd sp.s. c 19 s 2037 (uncodified) is amended to
 13 read as follows:

14 **FOR THE DEPARTMENT OF CORRECTIONS**

15 Department of Corrections Centralized Pharmacy Westside (92000034)
 16 Appropriation:
 17 State Building Construction Account--State ((~~\$700,000~~))
 18 \$820,000
 19 Prior Biennia (Expenditures) \$0
 20 Future Biennia (Projected Costs) \$0
 21 TOTAL ((~~\$700,000~~))
 22 \$820,000
 23

24 NEW SECTION. **Sec. 2007.** A new section is added to 2013 2nd sp.s.
 25 c 19 (uncodified) to read as follows:

26 **FOR THE DEPARTMENT OF CORRECTIONS**

27 Monroe Corrections Complex Contaminated Soil Remediation
 28 (30000994)
 29 Appropriation:
 30 State Toxics Control Account--State \$700,000
 31 Prior Biennia (Expenditures) \$0
 32 Future Biennia (Projected Costs) \$0
 33 TOTAL \$700,000

(End of part)

1 **PART 3**

2 **NATURAL RESOURCES**

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

5 **FOR THE DEPARTMENT OF ECOLOGY**

6 Low-Level Nuclear Waste Disposal Trench Closure (19972012)

7 Reappropriation:

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

9 Appropriation:

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

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

12 Future Biennia (Projected Costs) \$0

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

14 \$18,787,000

15 NEW SECTION. **Sec. 3002.** A new section is added to 2013 2nd sp.s.
16 c 19 (uncodified) to read as follows:

17 **FOR THE DEPARTMENT OF ECOLOGY**

18 Clean-Up Toxic Sites - Puget Sound (30000395)

19 The appropriation in this section is subject to the following
20 conditions and limitations: Funding is provided solely for the clean-
21 up of contaminated sites that lie adjacent to and are within one-half
22 mile of Puget Sound. Clean-ups must include orphaned and abandoned
23 sites that pose a threat to Puget Sound with the highest priority sites
24 being cleaned up first. The department must provide the Puget Sound
25 partnership the opportunity to review and provide comment on proposed
26 projects and activities recommended for funding. This review must be
27 consistent with the funding schedule for the program.

28 Appropriation:

29 Environmental Legacy Stewardship Account--State \$17,880,000

30 Prior Biennia (Expenditures) \$0

31 Future Biennia (Projected Costs) \$0

32 TOTAL \$17,880,000

1 **Sec. 3003.** 2013 2nd sp.s. c 19 s 3067 (uncodified) is amended to
2 read as follows:

3 **FOR THE DEPARTMENT OF ECOLOGY**

4 Water Pollution Control Revolving Program (30000327)

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

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

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

17 Appropriation:

18	((State Building Construction Account--State \$15,500,000))
19	Water Pollution Control Revolving
20	Account--State (\$184,500,000)
21	<u>\$200,000,000</u>
22	Water Pollution Control Revolving
23	Account--Federal \$50,000,000
24	Subtotal Appropriation \$250,000,000
25	Prior Biennia (Expenditures) \$0
26	Future Biennia (Projected Costs) \$510,000,000
27	TOTAL \$760,000,000

28 NEW SECTION. **Sec. 3004.** A new section is added to 2013 2nd sp.s.
29 c 19 (uncodified) to read as follows:

30 **FOR THE DEPARTMENT OF ECOLOGY**

31 Remedial Action Grants (30000394)

32 Appropriation:

33	Local Toxics Control Account--State \$1,149,000
34	Environmental Legacy Stewardship Account--State \$20,547,000
35	Subtotal Appropriation \$21,696,000
36	Prior Biennia (Expenditures) \$0

1 Future Biennia (Projected Costs) \$0
2 TOTAL \$21,696,000

3 NEW SECTION. **Sec. 3005.** A new section is added to 2013 2nd sp.s.
4 c 19 (uncodified) to read as follows:

5 **FOR THE DEPARTMENT OF ECOLOGY**

6 Water Pollution Control Revolving Program (30000393)

7 The appropriation in this section is subject to the following
8 condition and limitation: For projects involving repair, replacement,
9 or improvement of a wastewater treatment plant or other public works
10 facility for which an investment grade efficiency audit is obtainable,
11 the department of ecology must require as a contract condition that the
12 project sponsor undertake an investment grade efficiency audit. The
13 project sponsor may finance the costs of the audit as part of its
14 pollution control loan program.

15 Appropriation:

16 Water Pollution Control Revolving Account--State . . . \$70,500,000
17 Prior Biennia (Expenditures) \$0
18 Future Biennia (Projected Costs) \$0
19 TOTAL \$70,500,000

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

22 **FOR THE DEPARTMENT OF ECOLOGY**

23 Eastern Washington Clean Sites Initiative (30000417)

24 Appropriation:

25 State Toxics Control Account--State \$3,000,000
26 Prior Biennia (Expenditures) \$0
27 Future Biennia (Projected Costs) \$0
28 TOTAL \$3,000,000

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

31 **FOR THE DEPARTMENT OF ECOLOGY**

32 State Drought Preparedness (92000125)

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

3 (1) \$5,000,000 of the state taxable building construction account--
4 state appropriation shall be deposited in the state drought
5 preparedness account.

6 (2) The appropriations in this section are provided solely for
7 response to the statewide drought that was declared pursuant to chapter
8 43.83B RCW. The department of ecology may provide funding or
9 compensation for purchase or lease of water rights and to public bodies
10 as defined in RCW 43.83B.050 in connection with projects and measures
11 designed to alleviate drought conditions that may affect: Public
12 health and safety; drinking water supplies; agricultural activities; or
13 fish and wildlife survival.

14 (3) Projects or measures for which funding or compensation will be
15 provided must be connected with a water system, water source, or water
16 body that is receiving, or has been projected to receive, less than
17 seventy-five percent of normal water supply, as the result of natural
18 drought conditions. This reduction in water supply must be such that
19 it is causing, or will cause, undue hardship for the entities or fish
20 or wildlife depending on the water supply. General criteria for
21 guidelines to be established by the department of ecology for
22 distribution of funds must include: A balanced and equitable
23 distribution of the funds among the different sectors affected by
24 drought; a funding process that ensures funds are available for drought
25 impacts that arise both early and later during the course of the
26 drought; and preference for projects that leverage other federal and
27 local funds.

28 Appropriation:

29	State Drought Preparedness Account--State	\$5,000,000
30	State Taxable Building Construction Account--State . . .	\$5,000,000
31	Subtotal Appropriation	\$10,000,000
32	Prior Biennia (Expenditures)	\$0
33	Future Biennia (Projected Costs)	\$0
34	TOTAL	\$10,000,000

35 **Sec. 3008.** 2013 2nd sp.s. c 19 s 3066 (uncodified) is amended to
36 read as follows:

1 **FOR THE DEPARTMENT OF ECOLOGY**

2 Centennial Clean Water Program (30000326)

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

5 (1) For projects involving repair, replacement, or improvement of
6 a wastewater treatment plant or other public works facility for which
7 an investment grade efficiency audit is obtainable, the department of
8 ecology must require as a contract condition that the project sponsor
9 undertake an investment grade efficiency audit. The project sponsor
10 may finance the costs of the audit as part of its centennial clean
11 water program grant.

12 (2) \$3,000,000 of the appropriation in this section is provided
13 solely for the Port of Walla Walla/Burbank school district septic
14 system replacement project.

15 Appropriation:

16 Environmental Legacy Stewardship

17 Account--State ((~~\$50,000,000~~))

18 \$50,750,000

19 Prior Biennia (Expenditures) \$0

20 Future Biennia (Projected Costs) \$240,000,000

21 TOTAL ((~~\$290,000,000~~))

22 \$290,750,000

23 **Sec. 3009.** 2013 2nd sp.s. c 19 s 3081 (uncodified) is amended to
24 read as follows:

25 **FOR THE DEPARTMENT OF ECOLOGY**

26 Storm Water Improvements (92000076)

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

29 (1) \$81,081,000 of the appropriation in this section is provided
30 solely for grants to cities and counties to perform project-specific
31 planning, design, and construction of projects that reduce storm water
32 impacts from existing infrastructure and development. The grants are
33 intended to build on and expand a city's or county's storm water
34 program.

35 (a) In consultation with storm water stakeholders, the department
36 shall develop and implement a competitive grant program by July 1,

1 2014, that is designed to fund storm water projects and activities that
2 have been proven effective at reducing environmental degradation from
3 storm water.

4 (b) In order to receive funding, projects must have a high water
5 quality or ecological benefit and address pollution from existing
6 development.

7 (c) A project that relies on low-impact development retrofit
8 techniques to reduce storm water impacts that is otherwise rated
9 equally to a project that does not rely on low-impact development
10 retrofit techniques must be given priority for grant funding.

11 (d) Projects required by court or administrative order or for
12 mitigation purposes are not eligible for funding.

13 (e) Up to \$15,000,000 of the appropriation provided in this
14 subsection may be allocated to cities or counties covered by a phase I
15 or II national pollutant discharge elimination system permit for
16 project-specific planning and design activities that prepare projects
17 for application to the competitive grant program to be implemented
18 under subsection (1)(a) of this section. As a condition for funding,
19 cities or counties shall prepare low-impact development retrofit
20 projects for the competitive grant program. Cities or counties may
21 also use project-specific planning and design funds for other projects
22 that have high water quality and ecological benefits that address
23 pollution from existing development. The department must provide
24 notice to all cities and counties that are eligible for planning and
25 design grants. The notice of eligibility must also include information
26 on grant requirements so that those who elect to participate understand
27 the requirements for funding.

28 (2)(a) \$150,000 of the appropriation in this section is provided
29 solely to the department to develop an ongoing comprehensive, statewide
30 storm water financial assistance program to be implemented beginning no
31 later than July 1, 2015. The program will provide grants to local
32 governments for the protection and improvement of statewide water
33 quality and to improve watershed functionality by reducing the
34 transport of toxics and other pollutants through storm water runoff,
35 and by reducing uncontrolled runoff flows.

36 (b) The department must collaborate with storm water stakeholders
37 to develop the funding criteria for the storm water financial

1 assistance program, and include the new statewide storm water financial
2 assistance program into the department's integrated water quality
3 funding cycle process.

4 (c) The storm water financial assistance program may include, but
5 not be limited to: Funding for retrofit capital improvement projects;
6 low-impact development; research and development components and
7 investments in learning; pass-through funding for local government
8 storm water permit implementation, education, and outreach; prioritized
9 watershed basin retrofit strategies; purchase of pooled equipment for
10 local government use; and preconstruction awards solely for the
11 planning and design of either new storm water facilities or a retrofit
12 of existing storm water facilities.

13 (3) \$18,769,000 of the appropriation in this section is provided
14 solely for the following list of projects.

15
16

17	Storm Water Improvements	
18	Bellingham Shipping Terminal Storm Water Project	\$1,500,000
19	Camas Storm Water Projects	\$2,000,000
20	Centralia Station Storm Water Project	\$750,000
21	Clark County Storm Water Projects	\$1,531,000
22	Kennewick Storm Water Projects	\$1,780,000
23	Tacoma Regional Stormwater Facility	\$3,000,000
24	Port of Bellingham Marine Trades Storm Water Project	\$1,000,000
25	15th Street Water Quality Infrastructure Project	\$2,184,000
26	Richland Storm Water Projects	\$900,000
27	Spanaway Lake Management Plan	\$400,000
28	Spokane Storm Water Projects	\$2,000,000
29	Sunnyside Storm Water Project	\$455,000
30	Union Gap Storm Water Project	\$495,000
31	West Richland Yakima River Outfall Elimination	\$124,000
32	Zillah Storm Water Project	\$650,000
33	<u>Lake Forest Park Highway 522 Flooding</u>	<u>\$1,700,000</u>
34	TOTAL	(\$18,769,000)
35		<u>\$20,469,000</u>

36 Appropriation:

1	Environmental Legacy Stewardship	
2	Account--State	((\$100,000,000))
3		<u>\$101,700,000</u>
4	Prior Biennia (Expenditures)	\$.0
5	Future Biennia (Projected Costs)	\$.0
6	TOTAL	((\$100,000,000))
7		<u>\$101,700,000</u>

8 NEW SECTION. Sec. 3010. A new section is added to 2013 2nd sp.s.
9 c 19 (uncodified) to read as follows:

10 **FOR THE DEPARTMENT OF FISH AND WILDLIFE**

11 Marblemount Hatchery Culverts (30000657)

12 Appropriation:

13	State Building Construction Account--State	\$1,098,000
14	Prior Biennia (Expenditures)	\$.0
15	Future Biennia (Projected Costs)	\$.0
16	TOTAL	\$1,098,000

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

19 **FOR THE STATE CONSERVATION COMMISSION**

20 Reduce Agricultural Toxic Pollution - Voluntary Stewardship Program
21 (92000003)

22 The appropriation in this section is subject to the following
23 conditions and limitations: The appropriation is provided solely to
24 implement voluntary stewardship program planning in the counties that
25 have opted into the program that have yet to receive funding. County
26 funding levels must be determined by the conservation commission, in
27 consultation with the voluntary stewardship program statewide advisory
28 committee, and must be consistent with the provisions of chapter 360,
29 Laws of 2011 (Engrossed Substitute House Bill No. 1886).

30 Appropriation:

31	Environmental Legacy Stewardship Account--State	\$7,000,000
32	Prior Biennia (Expenditures)	\$.0
33	Future Biennia (Projected Costs)	\$.0
34	TOTAL	\$7,000,000

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

3 **FOR THE DEPARTMENT OF NATURAL RESOURCES**

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

6 Appropriation:

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

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

13 **FOR THE DEPARTMENT OF NATURAL RESOURCES**

14 Olympic Region Shop Fire Recovery (30000226)

15 The appropriations in this section are subject to the following
16 conditions and limitations: The department must deposit all insurance
17 payments received since July 1, 2013, for replacement of the building
18 in the resource management cost account. The appropriation from the
19 resource management cost account is the estimate of those expected
20 insurance payments. The department must notify the appropriate fiscal
21 committees of the legislature what the final insurance settlement is.
22 If the final amount is less than the expected amount the department
23 must submit a supplemental capital budget adjustment to reflect that
24 change.

25 Appropriation:

26 State Building Construction Account--State	\$1,427,000
27 Resource Management Cost Account--State	\$683,000
28 Subtotal Appropriation	\$2,110,000
29 Prior Biennia (Expenditures)	\$0
30 Future Biennia (Projected Costs)	\$0
31 TOTAL	\$2,110,000

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

34 **FOR THE DEPARTMENT OF NATURAL RESOURCES**

35 Teanaway Community Forest Trust (30000230)

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

3 (1) The appropriation in this section is provided solely to correct
4 barriers and meet road maintenance and abandonment planning (RMAP)
5 responsibilities, upgrade outhouses and fire rings, install gates,
6 signs and other mechanisms to control unauthorized use of the community
7 forest, and conduct forest health and high-risk wildfire fuels
8 treatments near high-risk communities.

9 (2) The state continues to purchase land for recreation, fish and
10 wildlife habitat management, long term water supplies, and timber
11 production and needs a long term strategy to control management costs.
12 The Yakima basin integrated plan is important for watershed, wildlife,
13 recreation and timber management. The Yakima community forest is an
14 essential element of that plan. Managing that land and achieving the
15 goals of the Yakima basin integrated plan will be more difficult with
16 checkerboard ownership of private, state, federal, and tribal lands.
17 The department of natural resources must develop recommendations to the
18 legislature for possible land acquisitions within the Yakima basin
19 integrated plan area that would improve road access to isolated
20 parcels, reduces management costs by eliminating checkerboard ownership
21 patterns, and increase the potential to produce revenue for the state
22 to cover management costs within the Teanaway community forest.

23 Appropriation:

24	State Building Construction Account--State	\$1,620,000
25	Prior Biennia (Expenditures) . . . . .	.\$0
26	Future Biennia (Projected Costs)	\$0
27	TOTAL	\$1,620,000

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

30 **FOR THE DEPARTMENT OF NATURAL RESOURCES**

31 Marine Station (30000229)

32 Appropriation:

33	Aquatic Lands Enhancement Account--State	\$235,000
34	State Building Construction Account--State	\$300,000
35	Subtotal Appropriation	\$535,000
36	Prior Biennia (Expenditures) . . . . .	.\$0

1	Future Biennia (Projected Costs)	\$8,000,000
2	TOTAL	\$8,535,000

3 **Sec. 3016.** 2013 2nd sp.s. c 19 s 3239 (uncodified) is amended to
4 read as follows:

5 **FOR THE DEPARTMENT OF NATURAL RESOURCES**

6 State Forest Land Replacement (30000223)

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 to the
10 department to transfer from state forest land status to natural
11 resources conservation area status certain state forest lands in
12 counties with a population of twenty-five thousand or less which are
13 subject to timber harvest deferrals greater than thirty years due to
14 the presence of wildlife species listed as endangered or threatened
15 under the federal endangered species act. The total appropriation is
16 to be used equally for the transfer of qualifying state forest lands in
17 the qualifying counties.

18 (2) Property transferred under this section must be appraised and
19 transferred at fair market value, without consideration of management
20 or regulatory encumbrances associated with wildlife species listed
21 under the federal endangered species act. The value of the timber and
22 other valuable materials transferred must be distributed as provided in
23 RCW 79.64.110. The value of the land transferred must be deposited in
24 the park land trust revolving account and be used solely to buy
25 replacement state forest land, consistent with RCW 79.22.060.

26 (3) Prior to or concurrent with conveyance of these properties, the
27 department shall execute and record a real property instrument that
28 dedicates the transferred properties to the purposes identified in
29 subsection (1) of this section. Transfer agreements for properties
30 identified in subsection (1) of this section must include terms that
31 restrict the use of the property to the intended purpose.

32 (4) The department and applicable counties shall work in good faith
33 to carry out the intent of this section. The department will identify
34 eligible properties for transfer, consistent with subsection (1) of
35 this section, in consultation with the applicable counties, and will
36 not execute any property transfers that are not in the statewide

1 interest of either the state forest trust or the natural resources
2 conservation area program.

3 Appropriation:

4	State Building Construction Account--State	((\$1,500,000))
5		<u>\$3,000,000</u>
6	Prior Biennia (Expenditures)	\$0
7	Future Biennia (Projected Costs)	\$0
8	TOTAL	((\$1,500,000))
9		<u>\$3,000,000</u>

10 **Sec. 3017.** 2013 2nd sp.s. c 19 s 3240 (uncodified) is amended to
11 read as follows:

12 **FOR THE DEPARTMENT OF NATURAL RESOURCES**

13 Forest Hazard Reduction (30000224)

14 The appropriation in this section is subject to the following
15 conditions and limitations: The appropriation is provided solely for
16 forest health hazard reduction treatments on state, federal, and
17 private lands. The appropriation may be used for mechanical
18 treatments, project planning, site preparation, permitting, or
19 prescribed burning. The department, in consultation with the forest
20 health technical advisory group, shall provide a report to the governor
21 and the legislature by October 1, 2014, on its work to reduce forest
22 health hazards from fiscal year 2010 through fiscal year 2014. This
23 report must include an estimate of work needed through fiscal year 2020
24 on state, federal, and private lands and recommended mechanisms to fund
25 this work.

26 Appropriation:

27	State Building Construction Account--State	((\$4,000,000))
28		<u>\$4,773,000</u>
29	Prior Biennia (Expenditures)	\$0
30	Future Biennia (Projected Costs)	\$20,000,000
31	TOTAL	((\$24,000,000))
32		<u>\$24,773,000</u>

(End of part)

PART 4
EDUCATION

Sec. 4001. 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 will 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;

(c) Estimated square footage by proposed project type;

(d) Estimated total of all project costs and estimated total construction contract cost;

(e) Funding sources and election dates, if applicable; and

(f) Intent to front-fund the project.

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

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

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

Appropriation:

Common School Construction Account--State	\$3,854,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$16,246,000
TOTAL	\$20,100,000

1 Appropriation:

2	State Building Construction Account--State	\$260,000
3	Prior Biennia (Expenditures) . . . . .	.\$0
4	Future Biennia (Projected Costs)	\$0
5	TOTAL	\$260,000

6 **Sec. 4005.** 2013 2nd sp.s. c 19 s 5042 (uncodified) is amended to
7 read as follows:

8 **FOR THE UNIVERSITY OF WASHINGTON**
9 Minor Capital Repairs - Preservation (30000494)

10 Appropriation:

11	State Building Construction Account--State	((\$3,539,000))
12		<u>\$1,629,000</u>
13	University of Washington Building	
14	Account--State	((\$43,215,000))
15		<u>\$45,125,000</u>
16	Subtotal Appropriation	\$46,754,000
17	Prior Biennia (Expenditures) . . . . .	.\$0
18	Future Biennia (Projected Costs)	\$208,000,000
19	TOTAL	\$254,754,000

20 **Sec. 4006.** 2013 2nd sp.s. c 19 s 5054 (uncodified) is amended to
21 read as follows:

22 **FOR THE WASHINGTON STATE UNIVERSITY**
23 2013-2015 Minor Works - Preservation, Safety, and Infrastructure
24 (30000849)

25 Appropriation:

26	State Building Construction Account--State	((\$12,214,000))
27		<u>\$6,380,000</u>
28	Washington State University Building	
29	Account--State	((\$16,350,000))
30		<u>\$22,184,000</u>
31	Subtotal Appropriation	\$28,564,000
32	Prior Biennia (Expenditures) . . . . .	.\$0
33	Future Biennia (Projected Costs)	\$0
34	TOTAL	\$28,564,000

1	Prior Biennia (Expenditures)	\$0
2	Future Biennia (Projected Costs)	\$212,000
3	TOTAL	\$6,912,000

4 **Sec. 4010.** 2013 2nd sp.s. c 19 s 5078 (uncodified) is amended to
5 read as follows:

6 **FOR THE WESTERN WASHINGTON UNIVERSITY**
7 Carver Academic Renovation (20081060)

8 The appropriation in this section is subject to the following
9 conditions and limitations: \$50,000 of the state building construction
10 account--state is provided solely for Western Washington University to
11 enter into an interagency agreement with the office of financial
12 management for a budget evaluation study of the renovation of the
13 Carver academic building for the legislature's consideration for
14 funding during the 2015-2017 biennium. The budget evaluation study
15 shall be submitted to the governor and the legislature no later than
16 November 1, 2014, and shall include a review of the overall square
17 footage of the building, including a breakdown of the use of the
18 facility by academic versus nonacademic purposes and shall also include
19 a recommendation for financing the portion of the renovation that is
20 attributable to nonacademic purposes from local resources.

21 Reappropriation:
22 State Building Construction Account--State \$2,000,000

23 Appropriation:
24 State Building Construction Account--State \$50,000

25	Prior Biennia (Expenditures)	\$5,374,000
26	Future Biennia (Projected Costs)	(\$73,531,000)
27		\$46,584,000
28	TOTAL	(\$80,905,000)
29		\$54,008,000

30 **Sec. 4011.** 2013 2nd sp.s. c 19 s 5086 (uncodified) is amended to
31 read as follows:

32 **FOR THE WESTERN WASHINGTON UNIVERSITY**
33 Performing Arts Exterior Renewal (30000428)

34 Appropriation:
35 State Building Construction Account--State (\$2,947,000)

1	Appropriation:	
2	State Building Construction Account--State	\$2,517,000
3	<u>Community/Technical College Capital</u>	
4	<u>Projects Account--State</u>	<u>\$3,162,000</u>
5	<u>Subtotal Appropriation</u>	<u>\$5,679,000</u>
6	Prior Biennia (Expenditures) . . . . .	.\$0
7	Future Biennia (Projected Costs)	((\$33,075,000))
8		<u>\$26,587,000</u>
9	TOTAL	((\$35,592,000))
10		<u>\$32,266,000</u>

(End of part)

1 PART 5

2 MISCELLANEOUS PROVISIONS

3 NEW SECTION. Sec. 5001. FOR THE STATE TREASURER--TRANSFERS

4 State Taxable Building Construction Account: For transfer
5 to the drinking water assistance account, \$4,400,000
6 for fiscal year 2015 \$4,400,000

7 State Taxable Building Construction Account: For transfer
8 to the water pollution control revolving account,
9 \$7,750,000 for fiscal year 2014 and \$7,750,000 for
10 fiscal year 2015 \$15,500,000

11 **Sec. 5002.** 2013 2nd sp.s. c 19 s 7014 (uncodified) is amended to
12 read as follows:

13 ACQUISITION OF PROPERTIES AND FACILITIES THROUGH FINANCIAL
14 CONTRACTS. The following agencies may enter into financial contracts,
15 paid from any funds of an agency, appropriated or nonappropriated, for
16 the purposes indicated and in not more than the principal amounts
17 indicated, plus financing expenses and required reserves pursuant to
18 chapter 39.94 RCW. When securing properties under this section,
19 agencies shall use the most economical financial contract option
20 available, including long-term leases, lease-purchase agreements,
21 lease-development with option to purchase agreements or financial
22 contracts using certificates of participation. Expenditures made by an
23 agency for one of the indicated purposes before the issue date of the
24 authorized financial contract and any certificates of participation
25 therein are intended to be reimbursed from proceeds of the financial
26 contract and any certificates of participation therein to the extent
27 provided in the agency's financing plan approved by the state finance
28 committee.

29 State agencies may enter into agreements with the department of
30 enterprise services and the state treasurer's office to develop
31 requests to the legislature for acquisition of properties and
32 facilities through financial contracts. The agreements may include
33 charges for services rendered.

34 Those noninstructional facilities of higher education institutions
35 authorized in this section to enter into financial contracts are not

1 eligible for state funded maintenance and operations. Instructional
2 space that is available for regularly scheduled classes for academic
3 transfer, basic skills, and workforce training programs may be eligible
4 for state funded maintenance and operations.

5 (1) Community and technical colleges:

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

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

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

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

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

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

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

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

37 (i) Enter into a financing contract on behalf of Lower Columbia

1 College for up to \$3,000,000 plus financing expenses and required
2 reserves pursuant to chapter 39.94 RCW to purchase interest in a mixed
3 use building for student housing.

4 (2) Department of enterprise services:

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

9 ~~(b) ((Enter into a financing contract for up to \$69,000,000 plus~~
10 ~~financing expenses and required reserves pursuant to chapter 39.94 RCW~~
11 ~~to construct a new office building at 1063 Capitol Way South, Olympia.~~
12 ~~The building will be delivered using design build, as defined by~~
13 ~~chapter 39.10 RCW, with a guarantee for energy, operations and~~
14 ~~maintenance performance. The term for performance validation must not~~
15 ~~be less than five years. The state may use state employees for~~
16 ~~services not related to building performance. Criteria for selecting~~
17 ~~a contractor must include life cycle costs, energy costs or energy use~~
18 ~~index. The scope of the building shall be between two hundred thousand~~
19 ~~and two hundred twenty five thousand square feet of office space based~~
20 ~~on the office of financial management's direction for square feet and~~
21 ~~tenants identified in the programming phase including the Washington~~
22 ~~State Patrol. Tenant lease costs for the building may not exceed \$26~~
23 ~~per gross square foot including debt services and operating expenses.~~
24 ~~Proposals must be received by January 31, 2014. This is phase one of~~
25 ~~a two phase process that includes future demolition of the current~~
26 ~~general administration building and construction of a similar facility~~
27 ~~which may include the state library as a tenant.)) Enter into a~~
28 financing contract for up to \$750,000 financing expenses and required
29 reserves pursuant to chapter 39.94 RCW for the department of ecology
30 headquarters building energy conservation and HVAC replacement.

31 (c) Enter into a financing contract for up to \$4,968,000 financing
32 expenses and required reserves pursuant to chapter 39.94 RCW for the
33 department of ecology headquarters emergency generator replacement.

34 (3) Eastern Washington University: Enter into a financing contract
35 for up to \$19,000,000 plus financing expenses and required reserves
36 pursuant to chapter 39.94 RCW to improve and expand recreational and
37 athletic facilities on the Cheney campus.

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

5 (5) Central Washington University: Enter into a financing contract
6 for up to \$8,461,000 plus financing expenses and required reserves
7 pursuant to chapter 39.94 RCW to construct a welcome center.

8 **Sec. 5003.** RCW 70.105D.070 and 2013 2nd sp.s. c 19 s 7033 and 2013
9 2nd sp.s. c 4 s 992 are each reenacted and amended to read as follows:

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

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

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

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

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

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

- 1 (b) The state's responsibility for solid waste planning,
2 management, regulation, enforcement, technical assistance, and public
3 education required under chapter 70.95 RCW;
- 4 (c) The hazardous waste clean-up program required under this
5 chapter;
- 6 (d) State matching funds required under federal cleanup law;
- 7 (e) Financial assistance for local programs in accordance with
8 chapters 70.95, 70.95C, 70.95I, and 70.105 RCW;
- 9 (f) State government programs for the safe reduction, recycling, or
10 disposal of paint and hazardous wastes from households, small
11 businesses, and agriculture;
- 12 (g) Oil and hazardous materials spill prevention, preparedness,
13 training, and response activities;
- 14 (h) Water and environmental health protection and monitoring
15 programs;
- 16 (i) Programs authorized under chapter 70.146 RCW;
- 17 (j) A public participation program;
- 18 (k) Public funding to assist potentially liable persons to pay for
19 the costs of remedial action in compliance with clean-up standards
20 under RCW 70.105D.030(2)(e) but only when the amount and terms of such
21 funding are established under a settlement agreement under RCW
22 70.105D.040(4) and when the director has found that the funding will
23 achieve both: (i) A substantially more expeditious or enhanced cleanup
24 than would otherwise occur; and (ii) the prevention or mitigation of
25 unfair economic hardship;
- 26 (l) Development and demonstration of alternative management
27 technologies designed to carry out the hazardous waste management
28 priorities of RCW 70.105.150;
- 29 (m) State agriculture and health programs for the safe use,
30 reduction, recycling, or disposal of pesticides;
- 31 (n) Storm water pollution control projects and activities that
32 protect or preserve existing remedial actions or prevent hazardous
33 clean-up sites;
- 34 (o) Funding requirements to maintain receipt of federal funds under
35 the federal solid waste disposal act (42 U.S.C. Sec. 6901 et seq.);
- 36 (p) Air quality programs and actions for reducing public exposure
37 to toxic air pollution;

1 (q) Public funding to assist prospective purchasers to pay for the
2 costs of remedial action in compliance with clean-up standards under
3 RCW 70.105D.030(2)(e) if:

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

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

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

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

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

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

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

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

26 (w) For the 2013-2015 fiscal biennium, moneys in the state toxics
27 control account may be spent on projects in section (~~(3159)~~) 3160,
28 chapter 19, Laws of 2013 2nd sp. sess. projects in sections 2006 and
29 4008 of this act, and for transfer to the local toxics control account;
30 and

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

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

37 (i) Extended grant agreements entered into under (~~((e))~~)
38 (e)(i) of this subsection;

1 (ii) Remedial actions, including planning for adaptive reuse of
2 properties as provided for under ~~((e)-(e))~~ (e)(iv) of this
3 subsection. The department must prioritize funding of remedial actions
4 at:

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

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

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

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

17 (v) Solid waste plans and programs under chapters 70.95, 70.95C,
18 70.95I, and 70.105 RCW;

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

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

25 (b) Funds for plans and programs must be allocated consistent with
26 the priorities and matching requirements established in chapters
27 70.105, 70.95C, 70.95I, and 70.95 RCW.

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

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

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

37 (i) Enter into an extended grant agreement with a local government
38 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. 5004.** 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. 5005.** RCW 70.105D.170 and 2013 2nd sp.s. c 28 s 1, 2013 2nd
8 sp.s. c 19 s 7042, and 2013 2nd sp.s. c 4 s 991 are each reenacted and
9 amended to read as follows:

10 (1) The environmental legacy stewardship account is created in the
11 state treasury. Beginning July 1, 2013, and every fiscal year
12 thereafter, the annual amount received from the tax imposed by RCW
13 82.21.030 that exceeds one hundred forty million dollars must be
14 deposited into the environmental legacy stewardship account. The state
15 treasurer may make periodic deposits into the environmental legacy
16 stewardship account based on forecasted revenue. Moneys in the account
17 may only be spent after appropriation.

18 (2) Moneys in the environmental legacy stewardship account may be
19 spent on:

20 (a) Grants or loans to local governments for performance and
21 outcome-based projects, model remedies, demonstration projects,
22 procedures, contracts, and project management and oversight that result
23 in significant reductions in the time to complete compared to baseline
24 averages;

25 (b) Purposes authorized under RCW 70.105D.070 (3) and (4);

26 (c) Grants or loans awarded through a competitive grant program
27 administered by the department to fund design and construction of low-
28 impact development retrofit projects and other high quality projects
29 that reduce storm water pollution from existing infrastructure. The
30 competitive grant program must apply criteria to review, rank, and
31 prioritize projects for funding based on their water quality benefits,
32 ecological benefits, and effectiveness at reducing environmental
33 degradation; and

34 (d) Cleanup and disposal of hazardous substances from abandoned or
35 derelict vessels, defined for the purposes of this section as vessels
36 that have little or no value and either have no identified owner or

1 have an identified owner lacking financial resources to clean up and
2 dispose of the vessel, that pose a threat to human health or the
3 environment.

4 (3) Except as provided under RCW 70.105D.070(3) (k) and (q),
5 nothing in chapter 1, Laws of 2013 2nd sp. sess. expands the ability of
6 a potentially liable person to receive public funding.

7 (4) Moneys in the environmental legacy stewardship account may also
8 be used as follows:

9 (a) During the 2013-2015 fiscal biennia, shoreline update technical
10 assistance and for local government shoreline master program update
11 grants;

12 (b) During the 2013-2015 fiscal biennium, solid and hazardous waste
13 compliance at the department of corrections;

14 (c) During the 2013-2015 fiscal biennium, activities at the
15 department of fish and wildlife concerning water quality monitoring,
16 hatchery water quality regulatory compliance, and technical assistance
17 to local governments on growth management and shoreline management;

18 (d) During the 2013-2015 fiscal biennium, forest practices
19 regulation and aquatic land investigation and cleanup activities at the
20 department of natural resources;

21 (e) During the 2013-2015 fiscal biennium, implementation of the
22 voluntary stewardship program established in chapter 360, Laws of 2011.

23 (5) For the 2013-2015 fiscal biennium, moneys in the environmental
24 legacy stewardship account may be transferred to the local toxics
25 control account.

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

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

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

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

4 (3) Local school district study and survey results specific to
5 estimated capital costs, cost/benefit analyses on the need to modernize
6 and/or replace existing school facilities, timelines for completing
7 school facilities projects, and ability to provide capital funds by
8 local efforts; and

9 (4) Analysis of actual inventory and condition of schools.

10 (5) State population forecasts of school-aged children.

11 NEW SECTION. **Sec. 5007.** 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. 5008.** The following acts or parts of acts are
22 each repealed:

23 (1) 2013 2nd sp.s. c 19 s 7004 (uncodified); and

24 (2) 2013 2nd sp.s. c 19 s 7013 (uncodified).

25 NEW SECTION. **Sec. 5009.** This act is necessary for the immediate
26 preservation of the public peace, health, or safety, or support of the
27 state government and its existing public institutions, and takes effect
28 immediately.

(End of bill)

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