
SUBSTITUTE SENATE BILL 5098

State of Washington

55th Legislature

1997 Regular Session

By Senate Committee on Ways & Means (originally sponsored by Senators Loveland, Sheldon, Snyder, Fairley and Kohl)

Read first time 03/05/97.

1 AN ACT Relating to general obligation bond debt service payments
2 from the community and technical college capital projects account;
3 amending RCW 28B.50.360; amending 1995 2nd sp.s. c 16 s 810
4 (uncodified); and declaring an emergency.

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

6 **Sec. 1.** RCW 28B.50.360 and 1991 sp.s. c 13 ss 47, 48 are each
7 amended to read as follows:

8 Within thirty-five days from the date of start of each quarter all
9 building fees of each such community and technical college shall be
10 paid into the state treasury, and shall be credited as follows:

11 (1) On or before June 30th of each year the college board if
12 issuing bonds payable out of building fees shall certify to the state
13 treasurer the amounts required in the ensuing twelve-month period to
14 pay and secure the payment of the principal of and interest on such
15 bonds. The state treasurer shall thereupon deposit the amounts so
16 certified in the community and technical college capital projects
17 account. Such amounts of the funds deposited in the community and
18 technical college capital projects account as are necessary to pay and
19 secure the payment of the principal of and interest on the building

1 bonds issued by the college board as authorized by this chapter shall
2 be exclusively devoted to that purpose. If in any twelve-month period
3 it shall appear that the amount certified by the college board is
4 insufficient to pay and secure the payment of the principal of and
5 interest on the outstanding building bonds, the state treasurer shall
6 notify the college board and such board shall adjust its certificate so
7 that all requirements of moneys to pay and secure the payment of the
8 principal and interest on all such bonds then outstanding shall be
9 fully met at all times.

10 (2) The community and technical college capital projects account is
11 hereby created in the state treasury. The sums deposited in the
12 capital projects account shall be appropriated and expended exclusively
13 to pay and secure the payment of the principal of and interest on bonds
14 payable out of the building fees and for the construction,
15 reconstruction, erection, equipping, maintenance, demolition and major
16 alteration of buildings and other capital assets owned by the state
17 board for community and technical colleges in the name of the state of
18 Washington, and the acquisition of sites, rights-of-way, easements,
19 improvements or appurtenances in relation thereto, and for the payment
20 of principal of and interest on any bonds issued for such purposes.

21 ~~((3) Notwithstanding the provisions of subsections (1) and (2) of~~
22 ~~this section, at such time as all outstanding building bonds of the~~
23 ~~college board payable from the community and technical college capital~~
24 ~~projects account have been paid, redeemed, and retired, or at such time~~
25 ~~as ample provision has been made by the state for full payment, from~~
26 ~~some source other than the community and technical college capital~~
27 ~~projects account, of the principal of and the interest on and call~~
28 ~~premium, if applicable, of such bonds as they mature and/or upon their~~
29 ~~call prior to their maturity, through refunding or otherwise, that~~
30 ~~portion of all building fees of the community and technical colleges~~
31 ~~equal to the amount required to pay yearly debt service on any general~~
32 ~~obligation bonds issued by the state in accordance with Article VIII,~~
33 ~~section 1, Washington state Constitution, for community and technical~~
34 ~~college purposes, shall be paid into the general fund of the state~~
35 ~~treasury. The state finance committee shall determine whether ample~~
36 ~~provision has been made for payment of such bonds payable from the~~
37 ~~community and technical college capital projects account and shall~~
38 ~~determine the amount required to pay yearly debt service on such~~
39 ~~general obligation bonds of the state. Nothing in this subsection~~

1 shall be construed as obligating the legislature or the state to
2 provide for payment of such college building bonds from some source
3 other than the community and technical college capital projects account
4 or as pledging the general credit of the state to the payment of such
5 bonds.)

6 **Sec. 2.** 1995 2nd sp.s. c 16 s 810 (uncodified) is amended to read
7 as follows:

8 Notwithstanding any other provisions of law, (~~for the 1995-97~~
9 ~~biennium,~~) transfers of reimbursement by the state treasurer to the
10 general fund from the community college capital projects account for
11 debt service payments made under Title 28B RCW shall occur only after
12 such debt service payment has been made and only to the extent that
13 funds are actually available to the account. (~~Any unpaid~~
14 ~~reimbursements shall be a continuing obligation against the community~~
15 ~~college capital projects account until paid.~~) Any reimbursements
16 unpaid as of June 30, 1997, are hereby forgiven. The state board for
17 community and technical colleges need not accumulate any specific
18 balance in the community college capital projects account in
19 anticipation of transfers to reimburse the general fund.

20 NEW SECTION. **Sec. 3.** This act is necessary for the immediate
21 preservation of the public peace, health, or safety, or support of the
22 state government and its existing public institutions, and takes effect
23 immediately.

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