

2SHB 3125 - H AMD 1127

By Representative Ormsby

WITHDRAWN 02/15/2008

1 Beginning on page 2, line 33, strike all of section 4 and insert
2 the following:

3 "Sec. 4. RCW 43.63A.125 and 2006 c 371 s 233 are each amended to
4 read as follows:

5 (1) The department shall establish ~~((a competitive process to~~
6 ~~solicit proposals for and prioritize projects that assist nonprofit~~
7 ~~organizations in))~~ the building communities fund program. Under the
8 program, capital and technical assistance grants may be made to
9 nonprofit organizations for acquiring, constructing, or rehabilitating
10 facilities used for the delivery of: (a) Nonresidential social
11 services, including social service centers, or (b) nonresidential
12 community services, including multipurpose community centers, which may
13 include those serving a distinct or ethnic population. In the case of
14 either (a) or (b) of this subsection, the proposed facilities must be
15 located in a distressed community or serve a substantial number of low-
16 income or disadvantaged persons.

17 (2) The department shall establish a competitive process to
18 solicit, evaluate, and prioritize applications for the ~~((assistance))~~
19 building communities fund program as follows:

20 (a) The department shall conduct a statewide solicitation of
21 project applications from ~~((local governments,))~~ nonprofit
22 organizations~~((, and other entities, as determined by the department)).~~

23 (b) The department shall evaluate and rank applications in
24 consultation with a citizen advisory committee using objective
25 criteria. ~~((At a minimum,))~~ Applicants must demonstrate that the
26 ~~((requested assistance))~~ proposed project:

27 (i) Will increase the range, efficiency, or quality of the
28 ~~((social))~~ services ((it provides)) provided to citizens;

29 (ii) Will be located in a distressed community or will serve a
30 substantial number of low-income or disadvantaged persons;

1 (iii) Meets at least one of the following objectives:

2 (A) To provide social services;

3 (B) To encourage small business startups or sustainability, expand
4 employment opportunities for community residents, or increase the
5 employability of community residents; or

6 (C) To offer educational and recreational opportunities separate
7 from the public education system;

8 (iv) Reflects a long-term vision for the development of the
9 community, shared by residents, businesses, leaders, and partners;

10 (v) Requires state funding to accomplish a discrete, usable phase
11 of the project;

12 (vi) Is ready to proceed and will make timely use of the funds;

13 (vii) Is sponsored by one or more entities that have the
14 organizational and financial capacity to fulfill the terms of the grant
15 agreement and to maintain the project into the future;

16 (viii) Fills an unmet need for community services;

17 (ix) Will achieve its stated objectives; and

18 (x) Is a community priority as shown through tangible commitments
19 of existing or future assets made to the project by community
20 residents, leaders, businesses, and government partners.

21 (c) The evaluation and ranking process shall also include an
22 examination of existing assets that applicants may apply to projects.

23 ~~((Grant assistance under this section shall not exceed twenty five~~
24 ~~percent of the total cost of the project.)) The department shall~~

25 require a nonstate match for grant assistance under this section. The
26 nonstate portion of the total project cost may include cash, the value

27 of real property when acquired solely for the purpose of the project,
28 and in-kind contributions. The required match shall not exceed twenty-

29 five percent of the total cost of the project, and the exact percentage
30 shall be determined by the department based upon its review of both the

31 project and the applicant's relevant assets.

32 ~~((b))~~ (d) The department may not:

33 (i) Set a monetary limit to funding requests; or

34 (ii) Require that state funds be the last to be spent on a project.

35 (3)(a) The department shall submit ~~((a prioritized))~~ two separately

36 ranked lists of recommended projects annually to the governor and the
37 legislature in the department's ~~((biennial))~~ capital budget requests
38 beginning with the ~~((2001-2003))~~ 2009-2011 biennium and thereafter.

1 (~~For the 1999-2001 biennium, the department shall conduct a~~
2 ~~solicitation and ranking process, as described in (a) of this~~
3 ~~subsection, for projects to be funded by appropriations provided for~~
4 ~~this program in the 1999-2001 capital budget.~~)

5 (i) The first annually ranked list shall include recommended
6 nonresidential social services projects, including social service
7 centers, as provided in subsection (1)(a) of this section. The list
8 shall include a description of each project, its total cost, the amount
9 of requested state funding, the amount of recommended state funding,
10 and documentation of nonstate funds to be used for the project. The
11 total amount of recommended state funding for nonresidential social
12 services projects ((on a biennial project list)) shall not exceed ten
13 million dollars per biennium.

14 (ii) The second annually ranked list shall include recommended
15 nonresidential community services projects, including multipurpose
16 community centers, as provided in subsection (1)(b) of this section.
17 The list shall include a description of each project, its total cost,
18 the amount of requested state funding, the amount of recommended state
19 funding, and documentation of nonstate funds to be used for the
20 project. The total amount of recommended state capital funding for
21 projects on this project list shall be determined by the capital budget
22 beginning with the 2009-2011 biennium and thereafter. In addition, if
23 cash funds have been appropriated, up to three million dollars may be
24 used for technical assistance grants. ((Except for the 1999-2001
25 biennium,))

26 (b) The department shall not sign contracts or otherwise
27 financially obligate funds under this section until the legislature has
28 approved a specific list of projects.

29 ((+e)) (4) The department shall also submit to the legislature
30 annually two separate unranked lists of the remaining eligible social
31 services and community services projects, as provided under subsection
32 (1)(a) and (b) of this section, for which applications were received.
33 The list must include a description of each project, its total cost,
34 and the amount of state funding requested. The appropriate fiscal
35 committees of the legislature shall use this list to determine, in the
36 legislature's sole discretion, any additional building communities fund
37 projects that may receive funding in the capital budget.

1 (5) In addition to the ranked and the unranked lists, the
2 department shall submit to the appropriate fiscal committees of the
3 legislature all application materials it received and all working
4 papers it developed during its evaluation process.

5 (6) After the legislature has approved a specific list of projects
6 in law, the department shall develop and manage appropriate contracts
7 with the selected applicants; monitor project expenditures and grantee
8 performance; report project and contract information; and exercise due
9 diligence and other contract management responsibilities as required.

10 (7) In contracts for grants authorized under this section the
11 department shall include provisions which require that capital
12 improvements shall be held by the grantee for a specified period of
13 time appropriate to the amount of the grant and that facilities shall
14 be used for the express purpose of the grant. If the grantee is found
15 to be out of compliance with provisions of the contract, the grantee
16 shall repay to the state general fund the principal amount of the grant
17 plus interest calculated at the rate of interest on state of Washington
18 general obligation bonds issued most closely to the date of
19 authorization of the grant."

EFFECT: Divides the Building Communities Fund Program into two components: One that targets grants to nonresidential social services facilities and the second that targets grants to nonresidential community services facilities. Requires the DCTED to submit two separately ranked lists to the Governor and Legislature in the capital budget each year: One recommending social services facilities for funding and the second recommending community services facilities for funding. Limits the total amount of funding for social services facilities to \$10 million per biennium. Does not provide a cap for the community services facilities funding but leaves it for the capital budget to set the appropriation level beginning with 2009-2011. Requires the DCTED to submit separate, unranked lists of the remaining eligible social services and community services projects for which applications were received. Broadens project eligibility to include facilities that will serve a substantial number of low-income or disadvantaged persons, even if the facilities are not located in a distressed community.

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