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**SENATE BILL 5983**

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**State of Washington**

**55th Legislature**

**1997 Regular Session**

**By** Senators Schow, Bauer, Snyder, Heavey and Patterson

Read first time 02/24/97. Referred to Committee on Government Operations.

1 AN ACT Relating to industrial investments and projects of  
2 state-wide significance; amending RCW 28C.18.080, 43.21A.350,  
3 90.58.100, 47.06.030, and 28B.80.330; and adding a new chapter to Title  
4 43 RCW.

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

6 NEW SECTION. **Sec. 1.** The legislature declares that certain  
7 industrial investments merit special designation and treatment by  
8 governmental bodies when they are proposed. Such investments bolster  
9 the economies of their locale and impact the economy of the state as a  
10 whole. It is the intention of the legislature to recognize industrial  
11 investments and projects of state-wide significance and to encourage  
12 local governments and state agencies to expedite their completion.

13 NEW SECTION. **Sec. 2.** For purposes of this chapter an industrial  
14 investment of state-wide significance or a project of state-wide  
15 significance is one that is completed after January 1, 1997, and has:

16 (1) In counties with a population of less than or equal to twenty  
17 thousand, a capital investment of twenty million dollars;

1 (2) In counties with a population of greater than twenty thousand  
2 but no more than fifty thousand, a capital investment of fifty million  
3 dollars;

4 (3) In counties with a population of greater than fifty thousand  
5 but no more than one hundred thousand, a capital investment of one  
6 hundred million dollars;

7 (4) In counties with a population of greater than one hundred  
8 thousand but no more than two hundred thousand, a capital investment of  
9 two hundred million dollars;

10 (5) In counties with a population of greater than two hundred  
11 thousand but no more than four hundred thousand, a capital investment  
12 of four hundred million dollars;

13 (6) In counties with a population of greater than four hundred  
14 thousand but no more than one million, a capital investment of six  
15 hundred million dollars; or

16 (7) In counties with a population of greater than one million, a  
17 capital investment of one billion dollars.

18 NEW SECTION. **Sec. 3.** Counties and cities planning under the  
19 planning enabling act, chapter 36.70 RCW, or the requirements of the  
20 growth management act, chapter 36.70A RCW, shall include a process, to  
21 be followed at their discretion for any specific project, for  
22 expediting the completion of projects of state-wide significance.

23 NEW SECTION. **Sec. 4.** The department of community, trade, and  
24 economic development shall assign an ombudsman to each project of  
25 state-wide significance. The ombudsman shall be responsible for  
26 assembling a team of state and local government and private officials  
27 to help meet the planning and development needs of each project. The  
28 ombudsman shall strive to include in the teams those responsible for  
29 planning, permitting and licensing, infrastructure development, work  
30 force development services including higher education, transportation  
31 services, and the provision of utilities. The ombudsman shall  
32 encourage each team member to expedite their actions in furtherance of  
33 the project.

34 **Sec. 5.** RCW 28C.18.080 and 1995 c 130 s 2 are each amended to read  
35 as follows:

1 (1) The state comprehensive plan for work force training and  
2 education shall be updated every two years and presented to the  
3 governor and the appropriate legislative policy committees. Following  
4 public hearings, the legislature shall, by concurrent resolution,  
5 approve or recommend changes to the initial plan and the updates. The  
6 plan shall then become the state's work force training policy unless  
7 legislation is enacted to alter the policies set forth in the plan.

8 (2) The comprehensive plan shall include work force training role  
9 and mission statements for the work force development programs of  
10 operating agencies represented on the board and sufficient specificity  
11 regarding expected actions by the operating agencies to allow them to  
12 carry out actions consistent with the comprehensive plan.

13 (3) Operating agencies represented on the board shall have  
14 operating plans for their work force development efforts that are  
15 consistent with the comprehensive plan and that provide detail on  
16 implementation steps they will take to carry out their responsibilities  
17 under the plan. Each operating agency represented on the board shall  
18 provide an annual progress report to the board.

19 (4) The comprehensive plan shall include recommendations to the  
20 legislature and the governor on the modification, consolidation,  
21 initiation, or elimination of work force training and education  
22 programs in the state.

23 (5) The comprehensive plan shall address how the state's work force  
24 development system will meet the needs of employers hiring for projects  
25 of state-wide significance.

26 (6) The board shall report to the appropriate legislative policy  
27 committees by December 1 of each year on its progress in implementing  
28 the comprehensive plan and on the progress of the operating agencies in  
29 meeting their obligations under the plan.

30 **Sec. 6.** RCW 43.21A.350 and 1987 c 109 s 29 are each amended to  
31 read as follows:

32 The department of ecology shall prepare and perfect from time to  
33 time a state master plan for flood control, state public reservations,  
34 financed in whole or in part from moneys collected by the state, sites  
35 for state public buildings and for the orderly development of the  
36 natural and agricultural resources of the state. The plan shall  
37 address how the department will expedite the completion of projects of  
38 state-wide significance. The plan shall be a guide in making

1 recommendations to the officers, boards, commissions, and departments  
2 of the state.

3 Whenever an improvement is proposed to be established by the state,  
4 the state agency having charge of the establishment thereof shall  
5 request of the director a report thereon, which shall be furnished  
6 within a reasonable time thereafter. In case an improvement is not  
7 established in conformity with the report, the state agency having  
8 charge of the establishment thereof shall file in its office and with  
9 the department a statement setting forth its reasons for rejecting or  
10 varying from such report which shall be open to public inspection.

11 The department shall insofar as possible secure the cooperation of  
12 adjacent states, and of counties and municipalities within the state in  
13 the coordination of their proposed improvements with such master plan.

14 **Sec. 7.** RCW 90.58.100 and 1995 c 347 s 307 are each amended to  
15 read as follows:

16 (1) The master programs provided for in this chapter, when adopted  
17 or approved by the department shall constitute use regulations for the  
18 various shorelines of the state. In preparing the master programs, and  
19 any amendments thereto, the department and local governments shall to  
20 the extent feasible:

21 (a) Utilize a systematic interdisciplinary approach which will  
22 insure the integrated use of the natural and social sciences and the  
23 environmental design arts;

24 (b) Consult with and obtain the comments of any federal, state,  
25 regional, or local agency having any special expertise with respect to  
26 any environmental impact;

27 (c) Consider all plans, studies, surveys, inventories, and systems  
28 of classification made or being made by federal, state, regional, or  
29 local agencies, by private individuals, or by organizations dealing  
30 with pertinent shorelines of the state;

31 (d) Conduct or support such further research, studies, surveys, and  
32 interviews as are deemed necessary;

33 (e) Utilize all available information regarding hydrology,  
34 geography, topography, ecology, economics, and other pertinent data;

35 (f) Employ, when feasible, all appropriate, modern scientific data  
36 processing and computer techniques to store, index, analyze, and manage  
37 the information gathered.

1 (2) The master programs shall include, when appropriate, the  
2 following:

3 (a) An economic development element for the location and design of  
4 industries, projects of state-wide significance, transportation  
5 facilities, port facilities, tourist facilities, commerce and other  
6 developments that are particularly dependent on their location on or  
7 use of the shorelines of the state;

8 (b) A public access element making provision for public access to  
9 publicly owned areas;

10 (c) A recreational element for the preservation and enlargement of  
11 recreational opportunities, including but not limited to parks,  
12 tidelands, beaches, and recreational areas;

13 (d) A circulation element consisting of the general location and  
14 extent of existing and proposed major thoroughfares, transportation  
15 routes, terminals, and other public utilities and facilities, all  
16 correlated with the shoreline use element;

17 (e) A use element which considers the proposed general distribution  
18 and general location and extent of the use on shorelines and adjacent  
19 land areas for housing, business, industry, transportation,  
20 agriculture, natural resources, recreation, education, public buildings  
21 and grounds, and other categories of public and private uses of the  
22 land;

23 (f) A conservation element for the preservation of natural  
24 resources, including but not limited to scenic vistas, aesthetics, and  
25 vital estuarine areas for fisheries and wildlife protection;

26 (g) An historic, cultural, scientific, and educational element for  
27 the protection and restoration of buildings, sites, and areas having  
28 historic, cultural, scientific, or educational values;

29 (h) An element that gives consideration to the state-wide interest  
30 in the prevention and minimization of flood damages; and

31 (i) Any other element deemed appropriate or necessary to effectuate  
32 the policy of this chapter.

33 (3) The master programs shall include such map or maps, descriptive  
34 text, diagrams and charts, or other descriptive material as are  
35 necessary to provide for ease of understanding.

36 (4) Master programs will reflect that state-owned shorelines of the  
37 state are particularly adapted to providing wilderness beaches,  
38 ecological study areas, and other recreational activities for the  
39 public and will give appropriate special consideration to same.

1 (5) Each master program shall contain provisions to allow for the  
2 varying of the application of use regulations of the program, including  
3 provisions for permits for conditional uses and variances, to insure  
4 that strict implementation of a program will not create unnecessary  
5 hardships or thwart the policy enumerated in RCW 90.58.020. Any such  
6 varying shall be allowed only if extraordinary circumstances are shown  
7 and the public interest suffers no substantial detrimental effect. The  
8 concept of this subsection shall be incorporated in the rules adopted  
9 by the department relating to the establishment of a permit system as  
10 provided in RCW 90.58.140(3).

11 (6) Each master program shall contain standards governing the  
12 protection of single family residences and appurtenant structures  
13 against damage or loss due to shoreline erosion. The standards shall  
14 govern the issuance of substantial development permits for shoreline  
15 protection, including structural methods such as construction of  
16 bulkheads, and nonstructural methods of protection. The standards  
17 shall provide for methods which achieve effective and timely protection  
18 against loss or damage to single family residences and appurtenant  
19 structures due to shoreline erosion. The standards shall provide a  
20 preference for permit issuance for measures to protect single family  
21 residences occupied prior to January 1, 1992, where the proposed  
22 measure is designed to minimize harm to the shoreline natural  
23 environment.

24 **Sec. 8.** RCW 47.06.030 and 1993 c 446 s 3 are each amended to read  
25 as follows:

26 The commission shall develop a state transportation policy plan  
27 that (1) establishes a vision and goals for the development of the  
28 state-wide transportation system consistent with the state's growth  
29 management goals, (2) identifies significant state-wide transportation  
30 policy issues, and (3) recommends state-wide transportation policies  
31 and strategies to the legislature to fulfill the requirements of RCW  
32 47.01.071(1). The state transportation policy plan shall be the  
33 product of an ongoing process that involves representatives of  
34 significant transportation interests and the general public from across  
35 the state. The plan shall address how the department of transportation  
36 will meet the transportation needs and expedite the completion of  
37 projects of state-wide significance.

1       **Sec. 9.** RCW 28B.80.330 and 1996 c 174 s 1 are each amended to read  
2 as follows:

3       The board shall perform the following planning duties in  
4 consultation with the four-year institutions, the community and  
5 technical college system, and when appropriate the work force training  
6 and education coordinating board, the superintendent of public  
7 instruction, and the independent higher educational institutions:

8       (1) Develop and establish role and mission statements for each of  
9 the four-year institutions and for the community and technical college  
10 system;

11       (2) Identify the state's higher education goals, objectives, and  
12 priorities;

13       (3) Prepare a comprehensive master plan which includes but is not  
14 limited to:

15       (a) Assessments of the state's higher education needs. These  
16 assessments may include, but are not limited to: The basic and  
17 continuing needs of various age groups; business and industrial needs  
18 for a skilled work force; analyses of demographic, social, and economic  
19 trends; consideration of the changing ethnic composition of the  
20 population and the special needs arising from such trends; college  
21 attendance, retention, and dropout rates, and the needs of recent high  
22 school graduates and placebound adults. The board should consider the  
23 needs of residents of all geographic regions, but its initial  
24 priorities should be applied to heavily populated areas underserved by  
25 public institutions;

26       (b) Recommendations on enrollment and other policies and actions to  
27 meet those needs;

28       (c) Guidelines for continuing education, adult education, public  
29 service, and other higher education programs;

30       (d) Mechanisms through which the state's higher education system  
31 can meet the needs of employers hiring for projects of state-wide  
32 significance.

33       The initial plan shall be submitted to the governor and the  
34 legislature by December 1, 1987. Comments on the plan from the board's  
35 advisory committees and the institutions shall be submitted with the  
36 plan.

37       The plan shall be updated every four years, and presented to the  
38 governor and the appropriate legislative policy committees. Following  
39 public hearings, the legislature shall, by concurrent resolution,

1 approve or recommend changes to the initial plan, and the updates. The  
2 plan shall then become state higher education policy unless legislation  
3 is enacted to alter the policies set forth in the plan;

4 (4) Review, evaluate, and make recommendations on operating and  
5 capital budget requests from four-year institutions and the community  
6 and technical college system, based on the elements outlined in  
7 subsections (1), (2), and (3) of this section, and on guidelines which  
8 outline the board's fiscal priorities. These guidelines shall be  
9 distributed to the institutions and the community college board by  
10 December of each odd-numbered year. The institutions and the community  
11 college board shall submit an outline of their proposed budgets,  
12 identifying major components, to the board no later than August 1 of  
13 each even-numbered year. The board shall submit recommendations on the  
14 proposed budgets and on the board's budget priorities to the office of  
15 financial management before November 1st of each even-numbered year,  
16 and to the legislature by January 1 of each odd-numbered year;

17 (5) Institutions and the state board for community and technical  
18 colleges shall submit any supplemental budget requests and revisions to  
19 the board at the same time they are submitted to the office of  
20 financial management. The board shall submit recommendations on the  
21 proposed supplemental budget requests to the office of financial  
22 management by November 1st and to the legislature by January 1st;

23 (6) Recommend legislation affecting higher education;

24 (7) Recommend tuition and fees policies and levels based on  
25 comparisons with peer institutions;

26 (8) Establish priorities and develop recommendations on financial  
27 aid based on comparisons with peer institutions;

28 (9) Prepare recommendations on merging or closing institutions; and

29 (10) Develop criteria for identifying the need for new  
30 baccalaureate institutions.

31 NEW SECTION. **Sec. 10.** Sections 1 through 4 of this act constitute  
32 a new chapter in Title 43 RCW.

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