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**SUBSTITUTE SENATE BILL 5932**

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**State of Washington**

**56th Legislature**

**1999 Regular Session**

**By** Senate Committee on Ways & Means (originally sponsored by Senators Loveland, Bauer, Rossi, West, Hale and Rasmussen)

Read first time 03/01/1999.

1 AN ACT Relating to general obligation bond debt service payments  
2 from the community and technical college projects account; amending RCW  
3 28B.50.360; repealing 1997 c 235 s 709 (uncodified); and declaring an  
4 emergency.

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

6 **Sec. 1.** RCW 28B.50.360 and 1997 c 42 s 1 are each amended to read  
7 as follows:

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

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

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

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

22 ~~((3) Notwithstanding the provisions of subsections (1) and (2) of~~  
23 ~~this section, at such time as all outstanding building bonds of the~~  
24 ~~college board payable from the community and technical college capital~~  
25 ~~projects account have been paid, redeemed, and retired, or at such time~~  
26 ~~as ample provision has been made by the state for full payment, from~~  
27 ~~some source other than the community and technical college capital~~  
28 ~~projects account, of the principal of and the interest on and call~~  
29 ~~premium, if applicable, of such bonds as they mature and/or upon their~~  
30 ~~call prior to their maturity, through refunding or otherwise, that~~  
31 ~~portion of all building fees of the community and technical colleges~~  
32 ~~equal to the amount required to pay yearly debt service on any general~~  
33 ~~obligation bonds issued by the state in accordance with Article VIII,~~  
34 ~~section 1, Washington state Constitution, for community and technical~~  
35 ~~college purposes, shall be paid into the general fund of the state~~  
36 ~~treasury. The state finance committee shall determine whether ample~~  
37 ~~provision has been made for payment of such bonds payable from the~~  
38 ~~community and technical college capital projects account and shall~~  
39 ~~determine the amount required to pay yearly debt service on such~~

1 ~~general obligation bonds of the state. Nothing in this subsection~~  
2 ~~shall be construed as obligating the legislature or the state to~~  
3 ~~provide for payment of such college building bonds from some source~~  
4 ~~other than the community and technical college capital projects account~~  
5 ~~or as pledging the general credit of the state to the payment of such~~  
6 ~~bonds.)~~)

7       NEW SECTION.   **Sec. 2.** 1997 c 235 s 709 (uncodified) is repealed.

8       NEW SECTION.   **Sec. 3.** This act is necessary for the immediate  
9 preservation of the public peace, health, or safety, or support of the  
10 state government and its existing public institutions, and takes effect  
11 immediately.

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