
HOUSE BILL 2128

State of Washington

57th Legislature

2001 Regular Session

By Representative Delvin

Read first time 02/15/2001. Referred to Committee on Capital Budget.

1 AN ACT Relating to state capital funding assistance for jails;
2 amending RCW 43.155.020; adding new sections to chapter 70.48 RCW;
3 creating a new section; making an appropriation; and declaring an
4 emergency.

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

6 NEW SECTION. **Sec. 1.** The legislature finds that local governments
7 need financial assistance in constructing new jails or making
8 improvements to existing jails. The public health and safety depends
9 on having space in jails for persons who constitute a danger to
10 society, who have violated parole, or who otherwise legally should be
11 in jail but are not because of a lack of space. The legislature
12 periodically has provided assistance to local governments in the past
13 to build or renovate jails. Examples of this assistance include a 1983
14 program funded by one hundred forty-four million dollars in general
15 obligation bonds, and three million dollars for the Yakima jail in
16 1991. The legislature intends to help local governments address a
17 backlog in jail construction and renovation projects.

1 NEW SECTION. **Sec. 2.** A new section is added to chapter 70.48 RCW
2 to read as follows:

3 (1) For the purposes of providing funds for the planning,
4 acquisition, construction, and improvement of jails and necessary
5 supporting facilities within the state, the state finance committee is
6 authorized to issue general obligation bonds of the state of Washington
7 in the sum of one hundred million dollars, or as much thereof as may be
8 required, to finance these projects and all costs incidental thereto,
9 except for acquisition and preparation of sites. No bonds authorized
10 in this section may be offered for sale without prior legislative
11 appropriation of the net proceeds of the sale of the bonds.

12 (2) The proceeds from the sale of bonds authorized in subsection
13 (1) of this section must be deposited in the state building
14 construction account created in RCW 43.83.020.

15 NEW SECTION. **Sec. 3.** A new section is added to chapter 70.48 RCW
16 to read as follows:

17 (1) The department of community, trade, and economic development
18 must make recommendations to the legislature regarding the use of funds
19 provided under section 2 of this act for the purpose of grants to local
20 governments for the planning, acquisition, construction, and
21 improvement of jails and necessary supporting facilities within the
22 state, except for acquisition and preparation of the sites. In making
23 recommendations under this section, the department of community, trade,
24 and economic development must develop a priority process for jail
25 projects. The priority list shall consider, among other things, the
26 following:

27 (a) Geographic balance;

28 (b) The cost of the project in comparison to the local government's
29 financial resources;

30 (c) The importance of the project to the public health and safety
31 of the community; and

32 (d) Other criteria that the department of community, trade, and
33 economic development considers advisable.

34 (2) The department of community, trade, and economic development
35 must, by December 1st of each year, submit its prioritized list of jail
36 projects to the appropriate fiscal committees of the senate and house
37 of representatives. Projects are considered approved only if the
38 legislature appropriates funds for those specific projects.

1 NEW SECTION. **Sec. 4.** The sum of twenty-four million dollars, or
2 as much thereof as may be necessary, is appropriated for the biennium
3 ending June 30, 2003, from the state building construction account from
4 the sale of bonds authorized in section 2 of this act to the department
5 of community, trade, and economic development for a grant to Benton
6 county for a jail facility. Before receiving the grant, the county
7 must demonstrate to the satisfaction of the department of community,
8 trade, and economic development the ability to complete the
9 construction of the facility and fund its operation.

10 **Sec. 5.** RCW 43.155.020 and 1996 c 168 s 2 are each amended to read
11 as follows:

12 (~~Unless the context clearly requires otherwise,~~) The definitions
13 in this section (~~shall~~) apply throughout this chapter unless the
14 context clearly requires otherwise.

15 (1) "Board" means the public works board created in RCW 43.155.030.

16 (2) "Department" means the department of community, trade, and
17 economic development.

18 (3) "Financing guarantees" means the pledge of money in the public
19 works assistance account, or money to be received by the public works
20 assistance account, to the repayment of all or a portion of the
21 principal of or interest on obligations issued by local governments to
22 finance public works projects.

23 (4) "Local governments" means cities, towns, counties, special
24 purpose districts, and any other municipal corporations or quasi-
25 municipal corporations in the state excluding school districts and port
26 districts.

27 (5) "Public works project" means a project of a local government
28 for the planning, acquisition, construction, repair, reconstruction,
29 replacement, rehabilitation, or improvement of streets and roads,
30 bridges, water systems, jails and supporting facilities, or storm and
31 sanitary sewage systems and solid waste facilities, including recycling
32 facilities.

33 (6) "Solid waste or recycling project" means remedial actions
34 necessary to bring abandoned or closed landfills into compliance with
35 regulatory requirements and the repair, restoration, and replacement of
36 existing solid waste transfer, recycling facilities, and landfill
37 projects limited to the opening of landfill cells that are in existing
38 and permitted landfills.

1 (7) "Technical assistance" means training and other services
2 provided to local governments to: (a) Help such local governments
3 plan, apply, and qualify for loans and financing guarantees from the
4 board, and (b) help local governments improve their ability to plan
5 for, finance, acquire, construct, repair, replace, rehabilitate, and
6 maintain public facilities.

7 NEW SECTION. **Sec. 6.** This act is necessary for the immediate
8 preservation of the public peace, health, or safety, or support of the
9 state government and its existing public institutions, and takes effect
10 immediately.

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