
HOUSE BILL 1995

State of Washington 59th Legislature 2005 Regular Session

By Representatives Lantz, Skinner, Hunt, Moeller and Upthegrove

Read first time 02/14/2005. Referred to Committee on Capital Budget.

1 AN ACT Relating to stewardship of state capitol public and historic
2 facilities; amending RCW 43.01.090, 43.19.500, and 79.24.087; adding
3 new sections to chapter 79.24 RCW; and creating a new section.

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

5 NEW SECTION. **Sec. 1.** The legislature finds that the historic
6 buildings of the Washington state capitol are the most important public
7 buildings in the state. They are a source of beauty and pride, a
8 resource for celebrating our heritage and democratic ideals, and an
9 exceptional educational resource. Therefore, the public and historic
10 facilities and associated public grounds of the state capitol campus
11 should be managed and maintained to the highest standards of
12 excellence, model the best of historic preservation practice, and
13 maximize opportunities for public access and enjoyment. The purpose of
14 this act is to provide authority and direction for the care and
15 stewardship of the public and historic facilities of the state capitol,
16 to facilitate public access, use, and enjoyment of these assets, and to
17 carefully preserve them for the benefit of future generations.

1 NEW SECTION. **Sec. 2.** A new section is added to chapter 79.24 RCW
2 to read as follows:

3 For the purposes of sections 3 and 4 of this act, and RCW
4 43.01.090, 43.19.500, and 79.24.087, "public and historic facilities"
5 includes:

6 (1) The east, west and north capitol campus grounds, Sylvester
7 park, Heritage park, Marathon park, Centennial park, the Deschutes
8 river basin commonly known as Capitol lake, the interpretive center,
9 Deschutes parkway, and the landscape, memorials, artwork, fountains,
10 streets, sidewalks, lighting, and infrastructure in each of these
11 areas; and

12 (2) The public spaces and the historic interior and exterior
13 features of the following buildings: The visitor center, the
14 Governor's mansion, the legislative building, the John L. O'Brien
15 building, the Cherberg building, the Pritchard building, the temple of
16 justice, the insurance building, the Dolliver building, capitol court,
17 and the old capitol buildings, including the historic state-owned
18 furnishings and works of art commissioned for or original to these
19 buildings.

20 NEW SECTION. **Sec. 3.** A new section is added to chapter 79.24 RCW
21 to read as follows:

22 The department of general administration is responsible for the
23 stewardship, preservation, operation, and maintenance of the public and
24 historic facilities of the state capitol, subject to the policy
25 direction of the state capitol committee and the legislative buildings
26 committee as created in chapter . . . (House Bill No. 1301), Laws of
27 2005, and the guidance of the capitol campus design advisory committee.
28 In administering this responsibility, the department shall:

29 (1) Adopt and give substantial deference to the United States
30 secretary of the interior's standards for the treatment of historic
31 properties;

32 (2) Seek to balance the functional requirements of state operations
33 with the desire for public access and the long-term preservation needs
34 of the properties themselves; and

35 (3) Consult with the capitol furnishings preservation committee,
36 the state historic preservation officer, the state arts commission, and

1 the state facilities accessibility advisory committee in fulfilling the
2 responsibilities provided for in this section.

3 NEW SECTION. **Sec. 4.** A new section is added to chapter 79.24 RCW
4 to read as follows:

5 To provide for responsible stewardship of the public and historic
6 facilities, funding for current and future development, maintenance,
7 operation, and preservation needs shall be as follows:

8 (1) Maintenance and operational needs will be authorized in the
9 state's omnibus appropriations act and funded by the general
10 administration services account under RCW 43.19.500. The revenue in
11 this account for maintenance and operational needs will be generated
12 from an agency cost allocation system determined jointly by the
13 director of general administration and the director of the office of
14 financial management.

15 (2) Development and preservation needs will be authorized in the
16 state's capital budget. To the extent revenue is available, the
17 capitol building construction account under RCW 79.24.087 shall fund
18 capital budget needs. If capitol building construction account funds
19 are not available, the state building construction account funds may be
20 authorized for this purpose.

21 (3) The department of general administration is authorized to seek
22 grants, gifts, or donations to support the stewardship of public and
23 historic facilities. The department may sell historic state capitol
24 furnishings and artifacts that have been designated as state surplus by
25 the capitol furnishings preservation committee under RCW 27.48.040(6).
26 Funds generated for omnibus appropriations act needs shall be deposited
27 into the general administration services account. Funds generated for
28 capital budget needs shall be deposited into the capitol building
29 construction account.

30 **Sec. 5.** RCW 43.01.090 and 2002 c 162 s 1 are each amended to read
31 as follows:

32 The director of general administration may assess a charge or rent
33 against each state board, commission, agency, office, department,
34 activity, or other occupant or user for payment of a proportionate
35 share of costs for occupancy of buildings, structures, or facilities
36 including but not limited to all costs of acquiring, constructing,

1 operating, and maintaining such buildings, structures, or facilities
2 and the repair, remodeling, or furnishing thereof and for the rendering
3 of any service or the furnishing or providing of any supplies,
4 equipment, or materials.

5 The director of general administration may recover the full costs
6 including appropriate overhead charges of the foregoing by periodic
7 billings as determined by the director including but not limited to
8 transfers upon accounts and advancements into the general
9 administration services account. Charges related to the rendering of
10 real estate services under RCW 43.82.010 and to the operation (~~of~~
11 ~~nonassigned public spaces in Thurston county~~) and maintenance of
12 public and historic facilities at the state capitol, as defined in
13 section 2 of this act, shall be allocated separately from other charges
14 assessed under this section. Rates shall be established by the
15 director of general administration after consultation with the director
16 of financial management. The director of general administration may
17 allot, provide, or furnish any of such facilities, structures,
18 services, equipment, supplies, or materials to any other public service
19 type occupant or user at such rates or charges as are equitable and
20 reasonably reflect the actual costs of the services provided:
21 PROVIDED, HOWEVER, That the legislature, its duly constituted
22 committees, interim committees and other committees shall be exempted
23 from the provisions of this section.

24 Upon receipt of such bill, each entity, occupant, or user shall
25 cause a warrant or check in the amount thereof to be drawn in favor of
26 the department of general administration which shall be deposited in
27 the state treasury to the credit of the general administration services
28 account unless the director of financial management has authorized
29 another method for payment of costs.

30 Beginning July 1, 1995, the director of general administration
31 shall assess a capital projects surcharge upon each agency or other
32 user occupying a facility owned and managed by the department of
33 general administration in Thurston county, excluding public and
34 historic facilities, as defined in section 2 of this act. The capital
35 projects surcharge does not apply to agencies or users that agree to
36 pay all future repairs, improvements, and renovations to the buildings
37 they occupy and a proportional share, as determined by the office of
38 financial management, of all other campus repairs, installations,

1 improvements, and renovations that provide a benefit to the buildings
2 they occupy or that have an agreement with the department of general
3 administration that contains a charge for a similar purpose, including
4 but not limited to RCW 43.01.091, in an amount greater than the capital
5 projects surcharge. Beginning July 1, 2002, the capital projects
6 surcharge does not apply to department of services for the blind
7 vendors who operate cafeteria services in facilities owned and managed
8 by the department of general administration; the department shall
9 consider this space to be a common area for purposes of allocating the
10 capital projects surcharge to other building tenants beginning July 1,
11 2003. The director, after consultation with the director of financial
12 management, shall adopt differential capital project surcharge rates to
13 reflect the differences in facility type and quality. The initial
14 payment structure for this surcharge shall be one dollar per square
15 foot per year. The surcharge shall increase over time to an amount
16 that when combined with the facilities and service charge equals the
17 market rate for similar types of lease space in the area or equals five
18 dollars per square foot per year, whichever is less. The capital
19 projects surcharge shall be in addition to other charges assessed under
20 this section. Proceeds from the capital projects surcharge shall be
21 deposited into the Thurston county capital facilities account created
22 in RCW 43.19.501.

23 **Sec. 6.** RCW 43.19.500 and 1998 c 105 s 9 are each amended to read
24 as follows:

25 The general administration services account shall be used by the
26 department of general administration for the payment of certain costs,
27 expenses, and charges, as specified in this section, incurred by it in
28 the operation and administration of the department in the rendering of
29 services, the furnishing or supplying of equipment, supplies and
30 materials, and for providing or allocating facilities, including the
31 operation, maintenance, rehabilitation, or furnishings thereof to other
32 agencies, offices, departments, activities, and other entities
33 enumerated in RCW 43.01.090 and including the rendering of services in
34 acquiring real estate under RCW 43.82.010 and the operation and
35 maintenance of ~~((nonassigned public spaces in Thurston county))~~ public
36 and historic facilities at the state capitol, as defined in section 2
37 of this act. The department shall treat the rendering of services in

1 acquiring real estate and the operation and maintenance of
2 ((~~nonassigned public spaces~~)) public and historic facilities as
3 separate operating entities within the account for financial accounting
4 and control.

5 The schedule of services, facilities, equipment, supplies,
6 materials, maintenance, rehabilitation, furnishings, operations, and
7 administration to be so financed and recovered shall be determined
8 jointly by the director of general administration and the director of
9 financial management, in equitable amounts which, together with any
10 other income or appropriation, will provide the department of general
11 administration with funds to meet its anticipated expenditures during
12 any allotment period.

13 The director of general administration may adopt rules governing
14 the provisions of RCW 43.01.090 and this section and the relationships
15 and procedures between the department of general administration and
16 such other entities.

17 **Sec. 7.** RCW 79.24.087 and 1923 c 12 s 1 are each amended to read
18 as follows:

19 All revenues received from leases and sales of lands, timber and
20 other products on the surface or beneath the surface of the lands
21 granted to the state of Washington by the United States pursuant to an
22 act of Congress approved February 22, 1889, for capitol building
23 purposes, shall be paid into the "capitol building construction
24 account". Available revenues in this account shall first be pledged to
25 public and historic facilities as defined under section 2 of this act.

--- END ---