

HB 2357 - S COMM AMD  
By Committee on Ways & Means

ADOPTED 04/13/2007

1 Strike everything after the enacting clause and insert the  
2 following:

3 "Sec. 1. RCW 79.64.110 and 2003 c 334 s 207 are each amended to  
4 read as follows:

5 Any moneys derived from the lease of state forest lands or from the  
6 sale of valuable materials, oils, gases, coal, minerals, or fossils  
7 from those lands, must be distributed as follows:

8 (1) State forest lands acquired through RCW 79.22.040 or by  
9 exchange for lands acquired through RCW 79.22.040:

10 (a) The expense incurred by the state for administration,  
11 reforestation, and protection, not to exceed twenty-five percent, which  
12 rate of percentage shall be determined by the board, must be returned  
13 to the forest development account in the state general fund.

14 (b) Any balance remaining must be paid to the county in which the  
15 land is located to be paid, distributed, and prorated, except as  
16 otherwise provided in this section, to the various funds in the same  
17 manner as general taxes are paid and distributed during the year of  
18 payment.

19 (c) Any balance remaining, paid to a county with a population of  
20 less than sixteen thousand, must first be applied to the reduction of  
21 any indebtedness existing in the current expense fund of the county  
22 during the year of payment.

23 (d) With regard to moneys remaining under this subsection (1),  
24 within seven working days of receipt of these moneys, the department  
25 shall certify to the state treasurer the amounts to be distributed to  
26 the counties. The state treasurer shall distribute funds to the  
27 counties four times per month, with no more than ten days between each  
28 payment date.

29 (2) State forest lands acquired through RCW 79.22.010 or by

1 exchange for lands acquired through RCW 79.22.010, except as provided  
2 in RCW 79.64.120:

3 (a) Fifty percent shall be placed in the forest development  
4 account.

5 (b) Fifty percent shall be prorated and distributed to the state  
6 general fund, to be dedicated for the benefit of the public schools,  
7 and the county in which the land is located according to the relative  
8 proportions of tax levies of all taxing districts in the county. The  
9 portion to be distributed to the state general fund shall be based on  
10 the regular school levy rate under RCW 84.52.065 and the levy rate for  
11 any maintenance and operation special school levies. With regard to  
12 the portion to be distributed to the counties, the department shall  
13 certify to the state treasurer the amounts to be distributed within  
14 seven working days of receipt of the money. The state treasurer shall  
15 distribute funds to the counties four times per month, with no more  
16 than ten days between each payment date. The money distributed to the  
17 county must be paid, distributed, and prorated to the various other  
18 funds in the same manner as general taxes are paid and distributed  
19 during the year of payment.

20 (3) A school district may transfer amounts deposited in its debt  
21 service fund pursuant to this section into its capital projects fund as  
22 authorized in RCW 28A.320.330.

23 **Sec. 2.** RCW 28A.320.330 and 2002 c 275 s 2 are each amended to  
24 read as follows:

25 School districts shall establish the following funds in addition to  
26 those provided elsewhere by law:

27 (1) A general fund for maintenance and operation of the school  
28 district to account for all financial operations of the school district  
29 except those required to be accounted for in another fund.

30 (2) A capital projects fund shall be established for major capital  
31 purposes. All statutory references to a "building fund" shall mean the  
32 capital projects fund so established. Money to be deposited into the  
33 capital projects fund shall include, but not be limited to, bond  
34 proceeds, proceeds from excess levies authorized by RCW 84.52.053,  
35 state apportionment proceeds as authorized by RCW 28A.150.270, ~~((and))~~  
36 earnings from capital projects fund investments as authorized by RCW

1 28A.320.310 and 28A.320.320, and state forest revenues transferred  
2 pursuant to subsection (3) of this section.

3 Money derived from the sale of bonds, including interest earnings  
4 thereof, may only be used for those purposes described in RCW  
5 28A.530.010, except that accrued interest paid for bonds shall be  
6 deposited in the debt service fund.

7 Money to be deposited into the capital projects fund shall include  
8 but not be limited to rental and lease proceeds as authorized by RCW  
9 28A.335.060, and proceeds from the sale of real property as authorized  
10 by RCW 28A.335.130.

11 Money legally deposited into the capital projects fund from other  
12 sources may be used for the purposes described in RCW 28A.530.010, and  
13 for the purposes of:

14 (a) Major renovation, including the replacement of facilities and  
15 systems where periodical repairs are no longer economical. Major  
16 renovation and replacement shall include, but shall not be limited to,  
17 roofing, heating and ventilating systems, floor covering, and  
18 electrical systems.

19 (b) Renovation and rehabilitation of playfields, athletic fields,  
20 and other district real property.

21 (c) The conduct of preliminary energy audits and energy audits of  
22 school district buildings. For the purpose of this section:

23 (i) "Preliminary energy audits" means a determination of the energy  
24 consumption characteristics of a building, including the size, type,  
25 rate of energy consumption, and major energy using systems of the  
26 building.

27 (ii) "Energy audit" means a survey of a building or complex which  
28 identifies the type, size, energy use level, and major energy using  
29 systems; which determines appropriate energy conservation maintenance  
30 or operating procedures and assesses any need for the acquisition and  
31 installation of energy conservation measures, including solar energy  
32 and renewable resource measures.

33 (iii) "Energy capital improvement" means the installation, or  
34 modification of the installation, of energy conservation measures in a  
35 building which measures are primarily intended to reduce energy  
36 consumption or allow the use of an alternative energy source.

37 (d) Those energy capital improvements which are identified as being  
38 cost-effective in the audits authorized by this section.

1 (e) Purchase or installation of additional major items of equipment  
2 and furniture: PROVIDED, That vehicles shall not be purchased with  
3 capital projects fund money.

4 (f) Costs associated with implementing technology systems,  
5 facilities, and projects, including acquiring hardware, licensing  
6 software, and on-line applications and training related to the  
7 installation of the foregoing. However, the software or applications  
8 must be an integral part of the district's technology systems,  
9 facilities, or projects.

10 (3) A debt service fund to provide for tax proceeds, other  
11 revenues, and disbursements as authorized in chapter 39.44 RCW. State  
12 forest land revenues that are deposited in a school district's debt  
13 service fund pursuant to RCW 79.64.110 and to the extent not necessary  
14 for payment of debt service on school district bonds may be transferred  
15 by the school district into the district's capital projects fund.

16 (4) An associated student body fund as authorized by RCW  
17 28A.325.030.

18 (5) Advance refunding bond funds and refunded bond funds to provide  
19 for the proceeds and disbursements as authorized in chapter 39.53 RCW."

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20 On page 1, line 1 of the title after "revenues;" strike the  
21 remainder of the title and insert "and amending RCW 79.64.110 and  
22 28A.320.330."

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