

SB 5018 - S AMD

By Senator Fairley

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

3       "NEW SECTION.   **Sec. 1.** A new section is added to chapter 43.334  
4 RCW to read as follows:

5       (1) The historic preservation grant program is established in the  
6 department of archaeology and historic preservation.

7       (2) Historic preservation grants may be made by the director from  
8 the historic preservation account for the purposes of maintaining,  
9 preserving, stabilizing, and restoring properties and structures of  
10 historic interest, subject to the conditions and limitations of this  
11 section.

12       (3)(a) The historic preservation grant advisory board must  
13 establish eligibility, application, and selection criteria and  
14 procedures in consultation with the director.

15       (b) Eligible structures include historic courthouses, theaters,  
16 schools, other buildings of historic interest, and historic cemeteries.  
17 Eligible projects do not include those provided for through other grant  
18 programs with the department of archaeology and historic preservation.

19       (c) The director, in consultation with the historic preservation  
20 grant advisory board, must establish funding categories for the  
21 allocation of available funds. Buildings used as private residences  
22 are not eligible to receive grants under this section, and a county  
23 courthouse is eligible to receive a grant only if the building  
24 continues to be used for county purposes.

25       (4) In awarding grants priority must be given as follows: First to  
26 stabilization of historic projects; and second to preservation of  
27 historic character, features, and materials. Other factors to be  
28 considered in the grant award process must include:

- 29       (a) The historic and cultural significance of the project;  
30       (b) The urgency of the need for repair;

1 (c) The extent the project preserves historical character and  
2 extends the useful life of the structure;

3 (d) Plans for long-term preservation and maintenance of the  
4 structure;

5 (e) The equitable geographic distribution of historic structures  
6 across the state; and

7 (f) Whether the structure is listed, or is eligible to be listed,  
8 on the national register of historic places, the Washington heritage  
9 register, or a local historic register, or is an outstanding example of  
10 a type of structure.

11 (5) Recipients of grants under this section must demonstrate a  
12 public benefit from the grant award, including public access to the  
13 historic structure. If the structure is privately owned, the grant  
14 recipient must demonstrate that the state has received sufficient  
15 consideration for the grant. If the recipient of a grant does not  
16 maintain the historic nature of the structure for at least ten years,  
17 repayment of the grant must be required. Unless otherwise determined  
18 by the director, all work performed on the structure must comply with  
19 the federal department of interior standards for the treatment of  
20 historic properties.

21 NEW SECTION. **Sec. 2.** A new section is added to chapter 43.334 RCW  
22 to read as follows:

23 (1) The historic preservation grant advisory board is established  
24 to advise the director in the administration of the historic  
25 preservation grant program under section 1 of this act.

26 (2) Except as otherwise provided in this section, the members of  
27 the historic preservation grant advisory board must be appointed by the  
28 director and shall serve terms of two years. The board must consist of  
29 the following members:

30 (a) A representative of the national trust for historic  
31 preservation;

32 (b) Two additional persons representing nonprofit historic  
33 preservation organizations or public development authorities targeted  
34 to historic preservation;

35 (c) One member of the advisory council on historic preservation  
36 under RCW 27.34.250;

37 (d) Two persons representing private industry;

- 1 (e) Two persons representing state agencies;  
2 (f) Two persons representing local governments;  
3 (g) One member from each of the two largest caucuses of the senate,  
4 to be appointed by the president of the senate; and  
5 (h) One member from each of the two largest caucuses of the house  
6 of representatives, to be appointed by the speaker of the house of  
7 representatives.

8 (3) The board may establish bylaws governing the conduct of its  
9 business and must select a chair from among its members. Legislative  
10 members of the board must be reimbursed for travel expenses in  
11 accordance with RCW 44.04.120. Nonlegislative members of the board  
12 must be reimbursed for travel expenses as provided in RCW 43.03.050 and  
13 43.03.060.

14 NEW SECTION. **Sec. 3.** A new section is added to chapter 43.334 RCW  
15 to read as follows:

16 The historic preservation grant account is created in the custody  
17 of the state treasurer. All receipts from legislative appropriations  
18 and public and private contributions to the historic preservation grant  
19 program must be deposited in the account. Expenditures from the  
20 account may be used only for the purposes of section 1 of this act.  
21 Only the director or the director's designee may authorize expenditures  
22 from the account. The account is subject to the allotment procedures  
23 under chapter 43.88 RCW, but an appropriation is not required for  
24 expenditures.

25 **Sec. 4.** RCW 43.79A.040 and 2009 c 87 s 4 are each amended to read  
26 as follows:

27 (1) Money in the treasurer's trust fund may be deposited, invested,  
28 and reinvested by the state treasurer in accordance with RCW 43.84.080  
29 in the same manner and to the same extent as if the money were in the  
30 state treasury.

31 (2) All income received from investment of the treasurer's trust  
32 fund shall be set aside in an account in the treasury trust fund to be  
33 known as the investment income account.

34 (3) The investment income account may be utilized for the payment  
35 of purchased banking services on behalf of treasurer's trust funds  
36 including, but not limited to, depository, safekeeping, and

1 disbursement functions for the state treasurer or affected state  
2 agencies. The investment income account is subject in all respects to  
3 chapter 43.88 RCW, but no appropriation is required for payments to  
4 financial institutions. Payments shall occur prior to distribution of  
5 earnings set forth in subsection (4) of this section.

6 (4)(a) Monthly, the state treasurer shall distribute the earnings  
7 credited to the investment income account to the state general fund  
8 except under (b) and (c) of this subsection.

9 (b) The following accounts and funds shall receive their  
10 proportionate share of earnings based upon each account's or fund's  
11 average daily balance for the period: The Washington promise  
12 scholarship account, the college savings program account, the  
13 Washington advanced college tuition payment program account, the  
14 agricultural local fund, the American Indian scholarship endowment  
15 fund, the foster care scholarship endowment fund, the foster care  
16 endowed scholarship trust fund, the students with dependents grant  
17 account, the basic health plan self-insurance reserve account, the  
18 contract harvesting revolving account, the Washington state combined  
19 fund drive account, the commemorative works account, the Washington  
20 international exchange scholarship endowment fund, the toll collection  
21 account, the developmental disabilities endowment trust fund, the  
22 energy account, the fair fund, the family leave insurance account, the  
23 food animal veterinarian conditional scholarship account, the fruit and  
24 vegetable inspection account, the future teachers conditional  
25 scholarship account, the game farm alternative account, the GET ready  
26 for math and science scholarship account, the grain inspection  
27 revolving fund, the historic preservation grant account, the juvenile  
28 accountability incentive account, the law enforcement officers' and  
29 firefighters' plan 2 expense fund, the local tourism promotion account,  
30 the pilotage account, the produce railcar pool account, the regional  
31 transportation investment district account, the rural rehabilitation  
32 account, the stadium and exhibition center account, the youth athletic  
33 facility account, the self-insurance revolving fund, the sulfur dioxide  
34 abatement account, the children's trust fund, the Washington horse  
35 racing commission Washington bred owners' bonus fund and breeder awards  
36 account, the Washington horse racing commission class C purse fund  
37 account, the individual development account program account, the  
38 Washington horse racing commission operating account (earnings from the

1 Washington horse racing commission operating account must be credited  
2 to the Washington horse racing commission class C purse fund account),  
3 the life sciences discovery fund, the Washington state heritage center  
4 account, the reduced cigarette ignition propensity account, and the  
5 reading achievement account. However, the earnings to be distributed  
6 shall first be reduced by the allocation to the state treasurer's  
7 service fund pursuant to RCW 43.08.190.

8 (c) The following accounts and funds shall receive eighty percent  
9 of their proportionate share of earnings based upon each account's or  
10 fund's average daily balance for the period: The advanced right-of-way  
11 revolving fund, the advanced environmental mitigation revolving  
12 account, the city and county advance right-of-way revolving fund, the  
13 federal narcotics asset forfeitures account, the high occupancy vehicle  
14 account, the local rail service assistance account, and the  
15 miscellaneous transportation programs account.

16 (5) In conformance with Article II, section 37 of the state  
17 Constitution, no trust accounts or funds shall be allocated earnings  
18 without the specific affirmative directive of this section.

19 NEW SECTION. **Sec. 5.** The sum of . . . . . dollars, or as much  
20 thereof as may be necessary, is appropriated for the fiscal year ending  
21 June 30, 2011, from the general fund to the historic preservation grant  
22 account for the purposes of this act.

23 NEW SECTION. **Sec. 6.** The office of the code reviser may  
24 alphabetize the names of the accounts in RCW 43.79A.040 during  
25 codification.

26 NEW SECTION. **Sec. 7.** Section 4 of this act takes effect July 1,  
27 2010."

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1        On page 1, line 1 of the title, after "preservation;" strike the  
2 remainder of the title and insert "amending RCW 43.79A.040; adding new  
3 sections to chapter 43.334 RCW; creating a new section; making an  
4 appropriation; and providing an effective date."

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