

SHB 2168 - H AMD 1404
By Representative Dunshee

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

3 "NEW SECTION. **Sec. 1.** A supplemental capital budget is hereby
4 adopted and, subject to the provisions set forth in this act, the
5 several dollar amounts hereinafter specified, or so much thereof as
6 shall be sufficient to accomplish the purposes designated, are hereby
7 appropriated and authorized to be incurred for capital projects during
8 the period beginning with the effective date of this act and ending
9 June 30, 2013, out of the several funds specified in this act.

10 **PART 1**

11 **GENERAL GOVERNMENT**

12 **Sec. 1001.** 2011 1st sp.s. c 49 s 1011 (uncodified) is amended to
13 read as follows:

14 **FOR THE DEPARTMENT OF COMMERCE**

15 Local and Community Projects (20084001)

16 The reappropriation in this section is subject to the following
17 conditions and limitations:

18 (1) The projects must comply with RCW 43.63A.125 and other
19 requirements for community projects administered by the department.

20 (2) The reappropriation is subject to the provisions of section
21 1008, chapter 328, Laws of 2008 and section 1003, chapter 36, Laws of
22 2010 1st sp. sess.

23 Reappropriation:

24	State Building Construction Account--State	((\$18,387,000))
25		<u>\$18,477,000</u>
26	Prior Biennia (Expenditures)	((\$106,757,000))
27		<u>\$106,667,000</u>

1 (c) vacant commercial lots within the city of Roslyn. The study will
 2 analyze the adaptability of relocating the city offices to the
 3 renovated city hall building. The Roslyn downtown association shall
 4 submit the completed study to the department by July 1, 2012, including
 5 a detailed cost estimate for the property acquisition and
 6 redevelopment, and a capital fundraising plan to support the
 7 acquisitions through multiple funding sources.

8 (8) The appropriation is provided solely for the following list of
 9 projects:

10	Project	Authorized
11		Amount
12	Adna Athletic and Fitness Facility	\$80,000
13	American Lake Veterans' Golf	\$250,000
14	Course	
15	Anacortes Depot	\$380,000
16	Bothell North Creek Forest Land	\$200,000
17	Acquisition	
18	Boys and Girls Federal Way	\$50,000
19	Bucoda Odd Fellows Community	\$150,000
20	Center	
21	Central WA State Fair	\$35,000
22	Association	
23	City of Kirkland Athletic Fields	\$150,000
24	Colville Tribal Museum	\$250,000
25	Daybreak Youth Services Pre-	\$100,000
26	Construction Activities	
27	Dekalb Pier Project	\$700,000
28	Gig Harbor Maritime Pier	\$390,000
29	Grays Harbor Historical Seaport	\$169,000
30	Lady Washington Rehabilitation	
31	Legion Park Visitors Center and	\$110,000
32	Trailhead Project	
33	Match FEMA funds for Sprague	\$300,000
34	Response Center	
35	North Mason Senior Center	\$1,360,000

1	Port of Bremerton	\$1,100,000
2	Puyallup Transit Oriented	\$1,500,000
3	Development	
4	Redmond Central Connector	\$850,000
5	Roslyn Renaissance	\$300,000
6	Seattle Children's Hospital	\$1,000,000
7	Emergency Department	
8	Skagit Valley Hospital	\$750,000
9	South Tacoma Community Center	\$380,000
10	Playground	
11	Spokane Food Bank Distribution	\$1,250,000
12	Center Capacity and Renovation	
13	Spokane Valley Partners Boiler	\$100,000
14	Replacement	
15	Sultan Boys and Girls Club	\$500,000
16	Tacoma Hilltop Health Center	\$1,500,000
17	The Arc of Tri-Cities Facility	\$350,000
18	Traumatic Brain Injury Center	\$900,000
19	Vancouver Waterfront Park Pre-	\$500,000
20	Construction Activities	
21	Veteran's Memorial	\$210,000
22	West Hill Skyway	\$750,000
23	Redevelopment	
24	YWCA Yakima	\$203,000
25	Total	\$16,817,000

26 (9) Up to \$80,000 of the Roslyn Renaissance project authorized
27 amount may be used to acquire Sylvia House.

28 Appropriation:

29	State Building Construction Account--State	\$16,817,000
30	Prior Biennia (Expenditures)	\$0
31	Future Biennia (Projected Costs)	\$0
32	TOTAL	\$16,817,000

33 NEW SECTION. Sec. 1003. A new section is added to 2011 1st sp.s.
34 c 49 (uncodified) to read as follows:

1 **FOR THE DEPARTMENT OF COMMERCE**

2 Local and Community Projects 2012 (91000437)

3 The appropriation in this section is subject to the following
4 conditions and limitations:

5 (1) Except as directed otherwise prior to the effective date of
6 this section, the department shall not expend the appropriations in
7 this section unless and until the nonstate share of project costs have
8 been either expended, or firmly committed, or both, in an amount
9 sufficient to complete the project or a distinct phase of the project
10 that is useable to the public for the purpose intended by the
11 legislature.

12 (2) Prior to receiving funds, project recipients must demonstrate
13 that the project site is under control for a minimum of ten years,
14 either through ownership or a long-term lease. This requirement does
15 not apply to appropriations for preconstruction activities or
16 appropriations whose sole purpose is to purchase real property that
17 does not include a construction or renovation component.

18 (3) Projects funded in this section may be required to comply with
19 Washington's high performance building standards as required by chapter
20 39.35D RCW.

21 (4) Project funds are available on a reimbursement basis only, and
22 shall not be advanced under any circumstances.

23 (5) Projects funded in this section must be held by the recipient
24 for a minimum of ten years and used for the same purpose or purposes
25 intended by the legislature as required in RCW 43.63A.125(6).

26 (6) Projects funded in this section, including those that are owned
27 and operated by nonprofit organizations, are generally required to pay
28 state prevailing wages.

29 (7) The appropriation is provided solely for the following list of
30 projects:

Project	Authorized Amount
Low Income Housing Institute - Housing for Homeless Young Adults	\$1,800,000
Quixote Village	\$1,500,000

1	Roslyn Northwest Improvement	\$1,035,000
2	Building	
3	Total	\$4,335,000

4 Appropriation:

5	State Taxable Building Construction Account--State . . .	\$3,300,000
6	State Building Construction Account--State	\$1,035,000
7	Subtotal Appropriation	\$4,335,000
8	Prior Biennia (Expenditures)	\$0
9	Future Biennia (Projected Costs)	\$0
10	TOTAL	\$4,335,000

11 **Sec. 1004.** 2011 1st sp.s. c 49 s 1024 (uncodified) is amended to
 12 read as follows:

13 **FOR THE DEPARTMENT OF COMMERCE**

14 Temporary Public Works Grant Program (92000021)

15 The reappropriation in this section is subject to the provisions of
 16 section 1050, chapter 497, Laws of 2009.

17 Reappropriation:

18	State Building Construction Account--State	\$17,106,000
19	State Taxable Building Construction Account--	
20	State	((\$1,298,000))
21		<u>\$328,000</u>
22	Subtotal Reappropriation	((\$18,404,000))
23		<u>\$17,434,000</u>
24	Prior Biennia (Expenditures)	\$23,936,000
25	Future Biennia (Projected Costs)	\$0
26	TOTAL	((\$42,340,000))
27		<u>\$41,370,000</u>

28 NEW SECTION. **Sec. 1005.** A new section is added to 2011 1st sp.s.
 29 c 48 (uncodified) to read as follows:

30 **FOR THE DEPARTMENT OF COMMERCE**

31 CERB Administered Economic Development, Innovation & Export Grants
 32 (92000096)

1 The appropriation in this section is subject to the following
2 conditions and limitations: The appropriation in this section is
3 provided solely for a competitive economic development grant program
4 administered by the community economic revitalization board (board).
5 The intent of the program is to provide grants to local governments and
6 innovation partnership zones for public infrastructure, facilities, and
7 related improvements that enable and encourage private sector business
8 creation or expansion, including the redevelopment of brownfields. The
9 board shall establish all grant application requirements and shall
10 prioritize grants by considering at a minimum the following criteria:

11 (1) The number of jobs created by the expected business creation or
12 expansion and the average wage of those expected jobs. In evaluating
13 proposals for their job creation potential, the board may adjust the
14 job estimates in applications based on the board's judgment of the
15 credibility of the job estimates;

16 (2) The board shall also consider the need for job creation based
17 on the unemployment rate of the county or counties in which the project
18 is located. In evaluating the average wages of the jobs created, the
19 board shall compare those wages to median wages of private sector jobs
20 in the county or counties surrounding the project location;

21 (3) When evaluating the jobs created by the project, the board may
22 consider the area labor supply and readily available skill sets of the
23 labor pool in the county or counties surrounding the project location;

24 (4) How the expected business creation or expansion fits within the
25 region's preferred economic growth strategy as indicated by the efforts
26 of nearby innovation partnership zones, industry clusters as defined by
27 the Washington economic development commission, future export
28 prospects, or local government equivalent if available;

29 (5) The speed with which the project can begin construction;

30 (6) The extent that the final list of grant awards provides broad
31 geographic distribution, leverages nonstate funds, and achieves overall
32 the greatest benefit in job creation at good wages for the amount of
33 money provided;

34 (7) In no event shall the board award a grant that supplants
35 previously committed project resources.

36 Appropriation:

37	Public Works Assistance Account--State	\$8,500,000
38	Prior Biennia (Expenditures) . . . . .	.\$0

1 Future Biennia (Projected Costs) \$0
2 TOTAL \$8,500,000

3 NEW SECTION. **Sec. 1006.** A new section is added to 2011 1st sp.s.
4 c 48 (uncodified) to read as follows:

5 **FOR THE DEPARTMENT OF COMMERCE**

6 Brownfield Redevelopment Grants (92000100)

7 The appropriation in this section is subject to the following
8 conditions and limitations: The appropriation in this section is
9 provided solely for redevelopment of the Bellingham waterfront.

10 Appropriation:

11 Local Toxics Control Account--State \$1,500,000
12 Prior Biennia (Expenditures) \$0
13 Future Biennia (Projected Costs) \$0
14 TOTAL \$1,500,000

15 NEW SECTION. **Sec. 1007.** A new section is added to 2011 1st sp.s.
16 c 48 (uncodified) to read as follows:

17 **FOR THE DEPARTMENT OF COMMERCE**

18 Main Street Improvement Grants (92000098)

19 The appropriation in this section is subject to the following
20 conditions and limitations: The appropriation in this section is
21 provided solely for a competitive main street improvement grant program
22 administered by the public works board (board) in consultation with the
23 department of archaeology and historic preservation. The intent of the
24 program is to provide grants to local governments for public
25 infrastructure, facilities, and related improvements that enhance the
26 vitality and livability of the community. The board shall establish
27 all grant application requirements and shall prioritize grants by
28 considering at a minimum the following criteria:

29 (a) The value of the project to the community. In evaluating the
30 value of the project, the board shall, at a minimum, consider the
31 difficulty the applicant has in financing main street improvement
32 projects with their own local resources and the extent the project will
33 increase economic activity for existing businesses, improve safety and
34 enjoyment of pedestrians and bicyclists, enhance in-city recreational
35 opportunities, and revitalize downtown business districts.

1 (b) The extent to which businesses and local governments in the
2 affected area support the project;

3 (c) Whether or not the project is in the local government's adopted
4 capital facility plan, comprehensive plan, or equivalent. Additional
5 consideration is given to projects located within one of the
6 aforementioned plans;

7 (d) The extent to which the project promotes infill and
8 redevelopment of the downtown area;

9 (e) The speed with which the project can begin construction;

10 (f) The extent that the final list of grant awards provides broad
11 geographic distribution, leverages nonstate funds, and achieves overall
12 the greatest benefit for the amount of money provided;

13 (g) The extent to which the applicant demonstrates the ability to
14 maintain the project funded through the grant program;

15 (h) In no event shall the board award a grant that supplants
16 previously committed project resources.

17 Appropriation:

18	Public Works Assistance Account--State	\$8,300,000
19	Prior Biennia (Expenditures) . . . . .	.\$0
20	Future Biennia (Projected Costs)	\$0
21	TOTAL	\$8,300,000

22 **Sec. 1008.** 2011 1st sp.s. c 48 s 1018 (uncodified) is amended to
23 read as follows:

24 **FOR THE DEPARTMENT OF COMMERCE**

25 Drinking Water State Revolving Fund Loan Program (30000095)

26 The appropriations in this section are subject to the following
27 conditions and limitations: For projects involving repair,
28 replacement, or improvement of a clean water infrastructure facility or
29 other public works facility for which an investment grade audit is
30 obtainable, the public works board must require as a contract condition
31 that the project sponsor undertake an investment grade audit. The
32 project sponsor may finance the costs of the audit as part of its
33 drinking water state revolving fund program loan.

34 Appropriation:

35	Drinking Water Assistance Account--State . . . . .	.\$16,000,000
36	Drinking Water Assistance Repayment Account--	

1 **FOR THE DEPARTMENT OF COMMERCE**

2 Housing for People with Chronic Mental Illness (91000412)

3 The appropriation in this section is subject to the following
4 conditions and limitations: The appropriation in this section is
5 provided for the ranked list of projects in the category "Housing for
6 People with Chronic Mental Illness" in LEAP capital document No.
7 2012-7A, developed April 3, 2012. The department shall evaluate
8 projects on the LEAP list and allocate the funding based on the
9 requirements of RCW 43.185.050 and 43.185.070. Upon review of a
10 completed application, if the department determines that a project is
11 not eligible or is not ready to proceed, the department may allocate
12 funding to a project in another category on the LEAP list, or to any
13 type of alternate project. The department shall, at its discretion,
14 determine the actual amount of funding to be allocated to each project,
15 provided that the total allocation does not exceed the appropriation
16 provided in this section.

17 Appropriation:

18	State Taxable Building Construction	
19	Account--State	\$1,125,000
20	Prior Biennia (Expenditures) . . . . .	.\$0
21	Future Biennia (Projected Costs)	\$0
22	TOTAL	\$1,125,000

23 NEW SECTION. **Sec. 1011.** A new section is added to 2011 1st sp.s.
24 c 49 (uncodified) to read as follows:

25 **FOR THE DEPARTMENT OF COMMERCE**

26 Housing for the Homeless (91000413)

27 The appropriation in this section is subject to the following
28 conditions and limitations: The appropriation in this section is
29 provided for the ranked list of projects in the category "Housing for
30 the Homeless" in LEAP capital document No. 2012-7A, developed April 3,
31 2012. The department shall evaluate projects on the LEAP list and
32 allocate the funding based on the requirements of RCW 43.185.050 and
33 43.185.070. Upon review of a completed application, if the department
34 determines that a project is not eligible or is not ready to proceed,
35 the department may allocate funding to a project in another category on
36 the LEAP list, or to any type of alternate project. The department

1 shall, at its discretion, determine the actual amount of funding to be
2 allocated to each project, provided that the total allocation does not
3 exceed the appropriation provided in this section.

4 Appropriation:

5	State Taxable Building Construction	
6	Account--State	\$28,944,000
7	Prior Biennia (Expenditures) . . . . .	.\$0
8	Future Biennia (Projected Costs)	\$0
9	TOTAL	\$28,944,000

10 NEW SECTION. **Sec. 1012.** A new section is added to 2011 1st sp.s.
11 c 49 (uncodified) to read as follows:

12 **FOR THE DEPARTMENT OF COMMERCE**

13 Housing for Farmworkers (91000414)

14 The appropriation in this section is subject to the following
15 conditions and limitations: The appropriation in this section is
16 provided for the ranked list of projects in the category "Housing for
17 Farmworkers" in LEAP capital document No. 2012-7A, developed April 3,
18 2012. The department shall evaluate projects on the LEAP list and
19 allocate the funding based on the requirements of RCW 43.185.050 and
20 43.185.070. Upon review of a completed application, if the department
21 determines that a project is not eligible or is not ready to proceed,
22 the department may allocate funding to a project in another category on
23 the LEAP list, or to any type of alternate project. The department
24 shall, at its discretion, determine the actual amount of funding to be
25 allocated to each project, provided that the total allocation does not
26 exceed the appropriation provided in this section.

27 Appropriation:

28	State Taxable Building Construction	
29	Account--State	\$6,215,000
30	Prior Biennia (Expenditures) . . . . .	.\$0
31	Future Biennia (Projected Costs)	\$0
32	TOTAL	\$6,215,000

33 NEW SECTION. **Sec. 1013.** A new section is added to 2011 1st sp.s.
34 c 49 (uncodified) to read as follows:

1 **FOR THE DEPARTMENT OF COMMERCE**

2 Housing for Low-Income Households (91000416)

3 The appropriation in this section is subject to the following
4 conditions and limitations: The appropriation in this section is
5 provided for the ranked list of projects in the category "Housing for
6 Low Income Households" in LEAP capital document No. 2012-7A, developed
7 April 3, 2012. The department shall evaluate projects on the LEAP list
8 and allocate the funding based on the requirements of RCW 43.185.050
9 and 43.185.070. Upon review of a completed application, if the
10 department determines that a project is not eligible or is not ready to
11 proceed, the department may allocate funding to a project in another
12 category on the LEAP list, or to any type of alternate project. The
13 department shall, at its discretion, determine the actual amount of
14 funding to be allocated to each project, provided that the total
15 allocation does not exceed the appropriation provided in this section.

16 Appropriation:

17	State Taxable Building Construction Account--State . . .	\$2,982,000
18	Prior Biennia (Expenditures) . . . . .	.\$0
19	Future Biennia (Projected Costs)	\$0
20	TOTAL	\$2,982,000

21 NEW SECTION. **Sec. 1014.** A new section is added to 2011 1st sp.s.
22 c 49 (uncodified) to read as follows:

23 **FOR THE DEPARTMENT OF COMMERCE**

24 Housing Competitive Pool (91000432)

25 Appropriation:

26	State Taxable Building Construction Account--State . . .	\$5,500,000
27	Prior Biennia (Expenditures) . . . . .	.\$0
28	Future Biennia (Projected Costs)	\$0
29	TOTAL	\$5,500,000

30 NEW SECTION. **Sec. 1015.** A new section is added to 2011 1st sp.s.
31 c 49 (uncodified) to read as follows:

32 **FOR THE DEPARTMENT OF COMMERCE**

33 Weatherization (91000247)

1 The appropriation in this section is subject to the following
2 conditions and limitations:

3 (1) \$10,000,000 of the appropriation in this section is provided
4 solely for low-income weatherization through the energy matchmakers
5 program.

6 (2) \$15,000,000 of the appropriation in this section is provided
7 solely for continuation of the community energy efficiency program
8 administered by WSU energy extension.

9 Appropriation:

10	State Taxable Building Construction Account--	
11	State	\$25,000,000
12	Prior Biennia (Expenditures)	\$0
13	Future Biennia (Projected Costs)	\$0
14	TOTAL	\$25,000,000

15 NEW SECTION. **Sec. 1016.** A new section is added to 2011 1st sp.s.
16 c 48 (uncodified) to read as follows:

17 **FOR THE DEPARTMENT OF COMMERCE**

18 Public Works Assistance Account Program 2013 Loan List (30000184)

19 The appropriation in this section is subject to the following
20 conditions and limitations: The appropriation is provided solely for
21 the list of projects in LEAP capital document No. 2012-1B, developed
22 February 18, 2012.

23 Appropriation:

24	Public Works Assistance Account--State	\$152,781,000
25	Prior Biennia (Expenditures)	\$0
26	Future Biennia (Projected Costs)	\$0
27	TOTAL	\$152,781,000

28 NEW SECTION. **Sec. 1017.** A new section is added to 2011 1st sp.s.
29 c 48 (uncodified) to read as follows:

30 **FOR THE DEPARTMENT OF COMMERCE**

31 Public Works Pre-Construction Loan Program (91000319)

32 Appropriation:

33	Public Works Assistance Account--State	\$3,000,000
34	Prior Biennia (Expenditures)	\$0

1 Future Biennia (Projected Costs) \$0
 2 TOTAL \$3,000,000

3 NEW SECTION. Sec. 1018. A new section is added to 2011 1st sp.s.
 4 c 48 (uncodified) to read as follows:

5 **FOR THE DEPARTMENT OF COMMERCE**

6 Financing Energy/Water Efficiency (30000180)

7 Appropriation:

8 Public Works Assistance Account--State \$5,000,000
 9 Prior Biennia (Expenditures) \$0
 10 Future Biennia (Projected Costs) \$0
 11 TOTAL \$5,000,000

12 **Sec. 1019.** 2011 1st sp.s. c 49 s 1017 (uncodified) is amended to
 13 read as follows:

14 **FOR THE DEPARTMENT OF COMMERCE**

15 Youth Recreational Facilities Grants (30000007)

16 The reappropriation in this section is subject to the following
 17 conditions and limitations: Funding for the Allen Place project is
 18 reduced by \$673,000.

19 Reappropriation:

20 State Building Construction Account--State (~~(\$2,774,000)~~)
 21 \$2,101,000
 22 Prior Biennia (Expenditures) \$3,776,000
 23 Future Biennia (Projected Costs) \$0
 24 TOTAL (~~(\$6,550,000)~~)
 25 \$5,877,000

26 NEW SECTION. Sec. 1020. A new section is added to 2011 1st sp.s.
 27 c 48 (uncodified) to read as follows:

28 **FOR THE OFFICE OF FINANCIAL MANAGEMENT**

29 Loan Program Consolidation Board (91000005)

30 The appropriation in this section is subject to the following
 31 conditions and limitations:

32 (1) The legislature intends to consolidate under a single financing
 33 authority all existing state lending programs currently dispersed under

1 the management of separate agencies, including, but not limited to,
2 infrastructure and student loan programs. The purposes of this
3 consolidation are to: Increase the effective and accountable use of
4 state resources; increase efficiency and decrease costs through
5 economies of scale; and streamline access for customers to financial
6 and technical assistance.

7 (2)(a) To assist the legislature in planning for this
8 consolidation, a loan program consolidation board is established, with
9 members as provided in this subsection:

10 (i) The speaker of the house of representatives shall appoint one
11 member from each of the two largest caucuses of the house of
12 representatives, as voting members.

13 (ii) The president of the senate shall appoint one member from each
14 of the two largest caucuses of the senate, as voting members.

15 (iii) The speaker of the house and the president of the senate
16 jointly shall appoint five citizen members with backgrounds in the
17 financing of infrastructure and student loans, as voting members.

18 (b) The board shall choose its chair or cochairs from among its
19 membership. The director of the office of financial management shall
20 convene the initial meeting of the board.

21 (c) Staff support for the board shall be provided by the office of
22 financial management, the house of representatives office of program
23 research and the senate committee services. The relevant state
24 agencies must provide technical assistance as the board may reasonably
25 request.

26 (d) Legislative members of the loan program consolidation board
27 must be reimbursed for travel expenses in accordance with RCW
28 44.04.120. Nonlegislative members, except those representing an
29 employer or organization, are entitled to be reimbursed for travel
30 expenses in accordance with RCW 43.03.050 and 43.03.060.

31 (3) The following agencies shall each designate a representative to
32 provide information to the board and participate in its discussions:
33 The office of financial management; the state treasurer; the department
34 of health; the department of ecology; the department of transportation;
35 the public works board; the higher education coordinating board, or
36 successor agency; and the state housing finance commission.

37 (4)(a) By December 15, 2012, the loan program consolidation board
38 shall develop and submit to the governor and appropriate legislative

1 committees a recommended consolidation plan that includes, but is not
 2 limited to, infrastructure and educational lending programs
 3 administered by the departments of commerce, health, and ecology; the
 4 housing finance commission; the office of the state treasurer; and the
 5 higher education coordinating board, or successor agency.

6 (b) The plan must include recommendations on: The organizational
 7 structure for the umbrella authority; the process and timeline for
 8 transferring existing programs and adding new programs to the umbrella
 9 authority; and any statutory and budgetary changes necessary to
 10 implement the plan in the 2013-2015 biennium, and thereafter.

11 (c) The plan must also include recommendations on sources of
 12 capital that could be used to make low-interest educational loans to
 13 students under the higher education loan program (HELP) authorized in
 14 RCW 28B.97.010.

15 (5) The appropriation in this section is provided solely for:

16 (a) Contracting with additional persons who have specific technical
 17 expertise to carry out the requirements of this section; and

18 (b) Paying travel expenses of nonlegislative members of the loan
 19 program consolidation board.

20 Appropriation:

21	Public Works Assistance Account--State	\$150,000
22	Prior Biennia (Expenditures)	\$0
23	Future Biennia (Projected Costs)	\$0
24	TOTAL	\$150,000

25 **Sec. 1021.** 2011 1st sp.s. c 49 s 1036 (uncodified) is amended to
 26 read as follows:

27 **FOR THE OFFICE OF FINANCIAL MANAGEMENT**

28 Bid Savings Contingency Pool (92000002)

29 Appropriation:

30	State Building Construction Account--State	(\$6,500,000)
31		<u>\$0</u>
32	Prior Biennia (Expenditures)	\$0
33	Future Biennia (Projected Costs)	\$0
34	TOTAL	(\$6,500,000)
35		<u>\$0</u>

1	Prior Biennia (Expenditures)	\$0
2	Future Biennia (Projected Costs)	\$0
3	TOTAL	((\$4,482,000))
4		<u>\$982,000</u>

5 NEW SECTION. Sec. 1024. A new section is added to 2011 1st sp.s.
6 c 48 (uncodified) to read as follows:

7 **FOR THE DEPARTMENT OF ENTERPRISE SERVICES**

8 Natural Resource Building Roof Replacement and Exterior Foam
9 Insulation System Repairs (30000546)

10 Appropriation:

11	Capitol Building Construction Account--State	\$3,500,000
12	Prior Biennia (Expenditures)	\$0
13	Future Biennia (Projected Costs)	\$0
14	TOTAL	\$3,500,000

15 NEW SECTION. Sec. 1025. A new section is added to 2011 1st sp.s.
16 c 48 (uncodified) to read as follows:

17 **FOR THE MILITARY DEPARTMENT**

18 Thurston County Readiness Center (91000005)

19 Appropriation:

20	General Fund--Federal	\$75,000
21	Prior Biennia (Expenditures)	\$0
22	Future Biennia (Projected Costs)	\$0
23	TOTAL	\$75,000

24 **Sec. 1026.** 2011 1st sp.s. c 49 s 1054 (uncodified) is amended to
25 read as follows:

26 **FOR THE DEPARTMENT OF ARCHAEOLOGY AND HISTORIC PRESERVATION**

27 Courthouse Preservation (30000006)

28 The appropriation in this section is subject to the following
29 conditions and limitations: \$150,000 of the appropriation in this
30 section is provided solely for the Mason County Courthouse Renovation
31 Project.

32 Appropriation:

33	State Building Construction Account--State	\$750,000
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1	Prior Biennia (Expenditures)\$0
2	Future Biennia (Projected Costs)	\$0
3	TOTAL	\$750,000

(End of part)

PART 2
HUMAN SERVICES

Sec. 2001. 2011 1st sp.s. c 48 s 2005 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF HEALTH

Drinking Water Assistance Program (30000013)

The appropriations in this section are subject to the following conditions and limitations: The appropriation from the drinking water assistance account--federal stimulus is provided solely for the city of Tacoma McMillan Reservoir project and the city of Seattle Maple Leaf Reservoir project.

Reappropriation:

Drinking Water Assistance Account--Federal	\$38,348,000
Drinking Water Assistance Account--Federal Stimulus	\$9,373,000
Subtotal Reappropriation	\$47,721,000

Appropriation:

Drinking Water Assistance Account--Federal	\$49,868,000
<u>Drinking Water Assistance Account--Federal Stimulus</u>	<u>\$832,000</u>
<u>Subtotal Appropriation</u>	<u>\$50,700,000</u>
Prior Biennia (Expenditures)	\$29,089,000
Future Biennia (Projected Costs)	\$199,472,000
TOTAL	((\$326,150,000))
	<u>\$326,982,000</u>

Sec. 2002. 2011 1st sp.s. c 48 s 2006 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF VETERANS AFFAIRS

Minor Works Preservation: Facilities Preservation (90000001)

Appropriation:

Charitable, Educational, Penal and Reformatory Institutions Account--State	((\$2,722,000))
	<u>\$0</u>

1	Prior Biennia (Expenditures)	\$0
2	Future Biennia (Projected Costs)	((\$7,728,000))
3		<u>\$0</u>
4	TOTAL	((\$10,450,000))
5		<u>\$0</u>

6 NEW SECTION. Sec. 2003. A new section is added to 2011 1st sp.s.
7 c 49 (uncodified) to read as follows:

8 **FOR THE DEPARTMENT OF VETERANS AFFAIRS**

9 Minor Works Preservation: Facilities Preservation (90000001)

10 Appropriation:

11	State Building Construction Account--State	\$2,722,000
12	Prior Biennia (Expenditures)	\$0
13	Future Biennia (Projected Costs)	\$6,008,000
14	TOTAL	\$8,730,000

15 NEW SECTION. Sec. 2004. A new section is added to 2011 1st sp.s.
16 c 48 (uncodified) to read as follows:

17 **FOR THE DEPARTMENT OF VETERANS AFFAIRS**

18 Walla Walla Nursing Facility (20082008)

19 Appropriation:

20	General Fund--Federal	\$31,200,000
21	Prior Biennia (Expenditures)	\$0
22	Future Biennia (Projected Costs)	\$0
23	TOTAL	\$31,200,000

24 **Sec. 2005.** 2011 1st sp.s. c 49 s 2027 (uncodified) is amended to
25 read as follows:

26 **FOR THE DEPARTMENT OF CORRECTIONS**

27 Washington State Penitentiary: Housing Units, Kitchen and Site
28 Work (30000482)

29 Reappropriation:

30	State Building Construction Account--State	\$5,810,000
31	Public Safety Reimbursable Bond Account--State	\$546,000
32	Subtotal Reappropriation	\$6,356,000

33 Appropriation:

1	State Building Construction Account--State	((\$42,453,000))
2		<u>\$40,753,000</u>
3	Prior Biennia (Expenditures)	\$463,000
4	Future Biennia (Projected Costs)	\$0
5	TOTAL	((\$49,272,000))
6		<u>\$47,572,000</u>

7 **Sec. 2006.** 2011 1st sp.s. c 49 s 2034 (uncodified) is amended to
8 read as follows:

9 **FOR THE DEPARTMENT OF CORRECTIONS**

10 New Prison Reception Center (30000570)

11 Appropriation:

12	State Building Construction Account--State	((\$6,200,000))
13		<u>\$0</u>
14	Prior Biennia (Expenditures)	\$0
15	Future Biennia (Projected Costs)	((\$246,181,000))
16		<u>\$252,226,000</u>
17	TOTAL	((\$252,381,000))
18		<u>\$252,226,000</u>

(End of part)

PART 3
NATURAL RESOURCES

Sec. 3001. 2011 1st sp.s. c 49 s 3027 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF ECOLOGY

Habitat Mitigation (91000007)

Reappropriation:

State Building Construction Account--State	((\$2,900,000))
	<u>\$3,648,000</u>
Prior Biennia (Expenditures)	((\$1,500,000))
	<u>\$752,000</u>
Future Biennia (Projected Costs)	\$0
TOTAL	\$4,400,000

NEW SECTION. **Sec. 3002.** A new section is added to 2011 1st sp.s. c 48 (uncodified) to read as follows:

FOR THE DEPARTMENT OF ECOLOGY

Clean Up Toxic Sites - Puget Sound (91000032)

The appropriation in this section is subject to the following conditions and limitations: The appropriation in this section is provided solely for the following ranked list of projects. If a specified project has not met the requirements for executing a contract with the department by April 30, 2013, the department may allocate the amount specified to additional projects awarded on a competitive basis provided that the awardee is ready to proceed with the project.

Project	Authorized Amount
Port Gamble Bay - Open up 90 acres of geoduck tracks	\$2,000,000
Port Gamble Bay - Source control, habitat preservation, and cleanup sustainability	\$7,000,000

1 Administration \$270,000
 2 **Total \$9,270,000**

3 Appropriation:
 4 State Toxics Control Account--State \$9,270,000
 5 Prior Biennia (Expenditures) \$0
 6 Future Biennia (Projected Costs) \$0
 7 TOTAL \$9,270,000

8 NEW SECTION. Sec. 3003. A new section is added to 2011 1st sp.s.
 9 c 48 (uncodified) to read as follows:

10 **FOR THE DEPARTMENT OF ECOLOGY**

11 Eastern Washington Clean Sites Initiative (91000033)

12 The appropriation in this section is subject to the following
 13 conditions and limitations: The appropriation in this section is
 14 provided solely for the following ranked list of projects. If a
 15 specified project has not met the requirements for executing a contract
 16 with the department by April 30, 2013, the department may allocate the
 17 amount specified to additional projects awarded on a competitive basis
 18 provided that the awardee is ready to proceed with the project.

19 Project	20 Authorized
	21 Amount
22 Cashmere Mill Site	\$1,500,000
23 Administration	\$45,000
24 Total	\$1,545,000

24 Appropriation:
 25 State Toxics Control Account--State \$1,545,000
 26 Prior Biennia (Expenditures) \$0
 27 Future Biennia (Projected Costs) \$0
 28 TOTAL \$1,545,000

29 NEW SECTION. Sec. 3004. A new section is added to 2011 1st sp.s.
 30 c 48 (uncodified) to read as follows:

1 **FOR THE DEPARTMENT OF ECOLOGY**

2 FY 2012 Statewide Storm Water Grant Program (91000053)

3 The appropriation in this section is subject to the following
4 conditions and limitations: The appropriation in this section is
5 provided solely for the following ranked list of projects. If a
6 specified project has not met the requirements for executing a contract
7 with the department by April 30, 2013, the department may allocate the
8 amount specified to additional grants awarded on a competitive basis
9 provided that the grant awardee is ready to proceed with the project.

10	Project	Authorized
11		Amount
12	Lakewood 2012 Drywell	\$330,000
13	Replacement Project	
14	Ferndale Southwest Storm Water	\$871,000
15	Management Facility	
16	Tacoma Cheney Stadium Storm	\$1,000,000
17	Water LID Retrofit	
18	Bellingham Central Business	\$450,000
19	District Raingarden Retrofits	
20	Walla Walla 13th Avenue Storm	\$290,000
21	Water LID Project	
22	Spokane County Regional Decant	\$684,000
23	Facility	
24	Milton 5th Avenue Storm Water	\$112,000
25	Treatment Facility	
26	Pierce County Clarks/Rody Creek	\$829,000
27	Storm Water Retrofits	
28	Mount Vernon Downtown Plaza	\$351,000
29	Vancouver Water Quality	\$562,000
30	Retrofits for Existing Drywells	
31	Camas Vactor Waste Facility	\$150,000
32	Retrofit	
33	Tumwater Valley Regional Storm	\$469,000
34	Water Facility	
35	West Richland Bombing Range	\$479,000
36	Outfall Elimination Project	

1	Kitsap County Parks: Replace	\$735,000
2	and Installation of Pervious	
3	Parking Lots	
4	Woodinville Lake Leota Storm	\$866,000
5	Water Quality Retrofit Project	
6	Richland Leslie Groves Park	\$199,000
7	Regional Infiltration Facility	
8	Spokane County Country Homes	\$1,000,000
9	Boulevard Restoration Project	
10	Redmond NE 84th Street Storm	\$1,000,000
11	Water Retrofit	
12	Pierce County Groundwater	\$578,000
13	Pollutant Reduction Project	
14	Kitsap County Illahee Storm	\$625,000
15	Water - LID Retrofit Project	
16	Bellingham Storm Water Retrofit	\$384,000
17	- Bloedel Donovan Park	
18	Puyallup Porus Alley Initiative	\$665,000
19	Program	
20	Lacey Vactor Waste Decant	\$342,000
21	Facility	
22	Fife 70th Avenue East Phase 2	\$786,000
23	Kent James Street Storm Water	\$75,000
24	Outfall Retrofit	
25	Renton Sunset Terrace Regional	\$983,000
26	Storm Water Facility	
27	Sumner Site A.2 Outfall	\$1,000,000
28	Treatment Retrofit	
29	Asotin Second Street Storm	\$172,000
30	Water Project	
31	University Place Bridgeport Way	\$758,000
32	Low Impact Development Project	
33	Sumner Site J Outfall Treatment	\$538,000
34	Retrofit	
35	Richland Canyon Terrace Storm	\$211,000
36	Water Treatment Project	

1	Olympia SPSCC Storm Water	\$312,000
2	Retrofit for Water Quality	
3	Renton Harrington Avenue NE	\$913,000
4	Green Connection	
5	Longview Municipal Pervious	\$86,000
6	Concrete	
7	Kirkland Northeast King County	\$2,250,000
8	Co-op Recycling Decant Center	
9	Burlington Gages Slough Storm	\$204,000
10	Water LID Improvements	
11	Clark County Columbia River	\$267,000
12	High School Storm Water	
13	Retrofit	
14	Bainbridge Island Lynwood	\$188,000
15	Center Outfall Improvement	
16	Project	
17	Puyallup Clarks Creek Targeted	\$551,000
18	Outfall Retrofit Project	
19	Pierce County Tacoma Narrows	\$326,000
20	Airport Pavement Removal	
21	Pierce County Spanaway Lake	\$690,000
22	Park Storm Water Retrofit	
23	Administrative Costs	\$792,000
24	Total	\$24,073,000

25 Appropriation:

26	Local Toxics Control Account--State	\$24,073,000
27	Prior Biennia (Expenditures)	\$0
28	Future Biennia (Projected Costs)	\$0
29	TOTAL	\$24,073,000

30 NEW SECTION. **Sec. 3005.** A new section is added to 2011 1st sp.s.
31 c 48 (uncodified) to read as follows:

32 **FOR THE DEPARTMENT OF ECOLOGY**

33 Storm Water Retrofit and LID Competitive Grants (91000054)

34 The appropriation in this section is subject to the following
35 conditions and limitations: The appropriation in this section is

1 provided solely for the following ranked list of projects. If a
 2 specified project has not met the requirements for executing a contract
 3 with the department by April 30, 2013, the department may allocate the
 4 amount specified to additional grants awarded on a competitive basis
 5 provided that the grant awardee is ready to proceed with the project.

6	Project	Authorized
7		Amount
8	Burien Miller Creek Storm Water	\$1,000,000
9	Management Facility	
10	Tacoma Asotin Court LID	\$710,000
11	Retrofit	
12	Seattle Public Utilities Midvale	\$1,000,000
13	Storm Water Facility	
14	Mukilteo Smuggler's Gulch	\$1,000,000
15	Drainage Basin LID and Storm	
16	Water Retrofit	
17	Kirkland Park Lane Pedestrian	\$739,000
18	Corridor	
19	Port Angeles 4th Street Storm	\$1,000,000
20	Water Project	
21	Snohomish County Department of	\$1,000,000
22	Parks & Recreation Kayak Park	
23	Storm Water Treatment	
24	Renton Rainier Avenue Storm	\$644,000
25	Water Retrofit	
26	Vancouver Peterson Channel	\$287,000
27	Industrial LID Improvements	
28	Wenatchee Snowmelt Facility	\$975,000
29	Port Orchard Cedar Heights	\$135,000
30	Junior High Sidewalks	
31	Centralia Downtown Rain Garden	\$487,000
32	Revitalization Project	
33	Snohomish County Paine Field	\$967,000
34	Drainage Subbasin SC-5	
35	Seattle Public Utilities West	\$289,000
36	Seattle Decant Facility	

1	Skagit County LID	\$291,000
2	Demonstration Project	
3	Snohomish LID Improvements	\$104,000
4	Project	
5	Douglas County 23rd Street	\$165,000
6	(Baker to SR 28)	
7	Renton NE 10th St and Anacortes	\$206,000
8	Ave NE Detention Pond Retrofit	
9	Redmond Public Works Kelsey	\$1,000,000
10	Creek Erosion Reduction Facility	
11	Whatcom County Upper Silver	\$988,000
12	Beach Creek Restoration	
13	Port of Vancouver Terminal 4	\$1,000,000
14	Storm Water Pond Retrofit	
15	Administrative Costs	\$476,000
16	Total	\$14,463,000

17 Appropriation:

18	Local Toxics Control Account--State	\$14,463,000
19	Prior Biennia (Expenditures) . . . . .	.\$0
20	Future Biennia (Projected Costs)	\$0
21	TOTAL	\$14,463,000

22 **Sec. 3006.** 2011 1st sp.s. c 49 s 3008 (uncodified) is amended to
23 read as follows:

24 **FOR THE DEPARTMENT OF ECOLOGY**

25 Columbia River Basin Water Supply Development Program (20062950)

26 The appropriations in this section are subject to the following
27 conditions and limitations:

28 (1) \$1,000,000 of the appropriation is provided solely to the
29 Columbia basin groundwater management area for the following projects:

30 (a) \$600,000 of the appropriation is provided solely to construct
31 localized hydrologic models for municipal supply sources and aquifer
32 storage and recovery potential; and

33 (b) \$400,000 of the appropriation is provided solely to develop and
34 implement methods to identify sustainable wells near the East Low
35 Canal.

1 (2) \$6,000,000 of the appropriation is provided solely for the
2 Sunnyside Valley Irrigation District Water Conservation program.

3 (3) The department must reexamine its method of accounting for in-
4 stream and out-of-stream benefits and develop a means of accounting for
5 the indirect but substantial and tangible out-of-stream benefits that
6 accrue from conservation, pump exchanges, and other projects. The
7 department must report the results of this reexamination to the
8 legislature by September 15, 2011.

9 Reappropriation:

10 Columbia River Basin Water Supply Development

11 Account--State \$23,987,000

12 Appropriation:

13 Columbia River Basin Water Supply Development

14 Account--State ((\$47,000,000))

15 \$36,596,000

16 Columbia River Basin Taxable Bond Water

17 Supply Development Account--State \$10,404,000

18 Subtotal Appropriation \$47,000,000

19 Prior Biennia (Expenditures) \$20,513,000

20 Future Biennia (Projected Costs) \$128,700,000

21 TOTAL \$220,200,000

22 **Sec. 3007.** 2011 1st sp.s. c 48 s 3024 (uncodified) is amended to
23 read as follows:

24 **FOR THE DEPARTMENT OF ECOLOGY**

25 Centennial Clean Water Program (30000208)

26 The appropriation in this section is subject to the following
27 conditions and limitations:

28 (1) \$3,500,000 of the appropriation is provided solely to the city
29 of Snohomish to implement the near-term wastewater treatment plant
30 improvement project required under agreed order No. 7973 between the
31 department of ecology and the city.

32 (2) \$3,500,000 of the appropriation is provided solely for a grant
33 for the Freeland sewer project.

34 (3) ~~(\$540,000 of the appropriation is provided solely for the city~~
35 ~~of Connell's Klindworth Campbell waterline distribution project.~~

1 Appropriation:
 2 ((~~Local Toxics Control Account~~ State) State
 3 Toxics Control Account--State \$16,400,000
 4 Prior Biennia (Expenditures) \$0
 5 Future Biennia (Projected Costs) \$11,248,000
 6 TOTAL \$27,648,000

7 NEW SECTION. Sec. 3012. A new section is added to 2011 1st sp.s.
 8 c 48 (uncodified) to read as follows:

9 **FOR THE DEPARTMENT OF ECOLOGY**
 10 Solid Waste Reduction - Compost (91000197)

11 Appropriation:
 12 State Toxics Control Account--State \$1,694,000
 13 Prior Biennia (Expenditures) \$0
 14 Future Biennia (Projected Costs) \$0
 15 TOTAL \$1,694,000

16 NEW SECTION. Sec. 3013. A new section is added to 2011 1st sp.s.
 17 c 49 (uncodified) to read as follows:

18 **FOR THE STATE PARKS AND RECREATION COMMISSION**
 19 Picnic Shelters (91000018)

20 Appropriation:
 21 State Building Construction Account--State \$500,000
 22 Prior Biennia (Expenditures) \$0
 23 Future Biennia (Projected Costs) \$0
 24 TOTAL \$500,000

25 NEW SECTION. Sec. 3014. A new section is added to 2011 1st sp.s.
 26 c 49 (uncodified) to read as follows:

27 **FOR THE STATE PARKS AND RECREATION COMMISSION**
 28 Wallace Falls Footbridge (91000047)

29 Appropriation:
 30 State Building Construction Account--State \$486,000
 31 Prior Biennia (Expenditures) \$0
 32 Future Biennia (Projected Costs) \$0
 33 TOTAL \$486,000

1 NEW SECTION. Sec. 3015. A new section is added to 2011 1st sp.s.
2 c 49 (uncodified) to read as follows:

3 **FOR THE STATE PARKS AND RECREATION COMMISSION**

4 Energy Conservation (91000040)

5 Appropriation:

6	State Building Construction Account--State	\$215,000
7	Prior Biennia (Expenditures) . . . . .	.\$0
8	Future Biennia (Projected Costs)	\$0
9	TOTAL	\$215,000

10 NEW SECTION. Sec. 3016. A new section is added to 2011 1st sp.s.
11 c 49 (uncodified) to read as follows:

12 **FOR THE STATE PARKS AND RECREATION COMMISSION**

13 Lake Sammamish Concession and Event Facility (91000034)

14 Appropriation:

15	State Building Construction Account--State	\$1,000,000
16	Prior Biennia (Expenditures) . . . . .	.\$0
17	Future Biennia (Projected Costs)	\$0
18	TOTAL	\$1,000,000

19 NEW SECTION. Sec. 3017. A new section is added to 2011 1st sp.s.
20 c 49 (uncodified) to read as follows:

21 **FOR THE STATE PARKS AND RECREATION COMMISSION**

22 Culverts (91000046)

23 Appropriation:

24	State Building Construction Account--State	\$1,000,000
25	Prior Biennia (Expenditures) . . . . .	.\$0
26	Future Biennia (Projected Costs)	\$0
27	TOTAL	\$1,000,000

28 NEW SECTION. Sec. 3018. A new section is added to 2011 1st sp.s.
29 c 48 (uncodified) to read as follows:

30 **FOR THE RECREATION AND CONSERVATION FUNDING BOARD**

31 Family Forest Fish Passage Program (91000097)

32 Appropriation:

33	State Toxics Control Account--State	\$10,000,000
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1 Prior Biennia (Expenditures) \$0
 2 Future Biennia (Projected Costs) \$0
 3 TOTAL \$10,000,000

4 **Sec. 3019.** 2011 1st sp.s. c 49 s 3070 (uncodified) is amended to
 5 read as follows:

6 **FOR THE RECREATION AND CONSERVATION FUNDING BOARD**

7 Puget Sound Estuary and Salmon Restoration Program (30000148)

8 The appropriation in this section is subject to the following
 9 conditions and limitations:

10 (1) \$750,000 of the appropriation is provided solely for
 11 acquisition of land in Dabob Bay by the nature conservancy for transfer
 12 to the department of natural resources.

13 (2) The balance of the appropriation shall not be expended on the
 14 acquisition of lands by state agencies.

15 Appropriation:

16 State Building Construction Account--State \$5,000,000
 17 Prior Biennia (Expenditures) \$0
 18 Future Biennia (Projected Costs) \$20,000,000
 19 TOTAL \$25,000,000

20 NEW SECTION. **Sec. 3020.** A new section is added to 2011 1st sp.s.
 21 c 48 (uncodified) to read as follows:

22 **FOR THE STATE CONSERVATION COMMISSION**

23 Livestock Nutrient Program (30000001)

24 Appropriation:

25 General Fund--Federal \$1,000,000
 26 Prior Biennia (Expenditures) \$0
 27 Future Biennia (Projected Costs) \$0
 28 TOTAL \$1,000,000

29 NEW SECTION. **Sec. 3021.** A new section is added to 2011 1st sp.s.
 30 c 48 (uncodified) to read as follows:

31 **FOR THE DEPARTMENT OF NATURAL RESOURCES**

32 Point Ruston Sediment Capping and Shoreline Restoration
 33 Stabilization (91000065)

1 The appropriation in this section is subject to the following
2 conditions and limitations:

3 (1) The appropriation in this section is provided solely to the
4 department of natural resources to complete sediment capping and
5 shoreline stabilization on aquatic lands located adjacent to the Asarco
6 clean-up site in Commencement Bay. However, funds shall only be
7 expended if the department has entered into agreements with the
8 environmental protection agency or the adjacent land owner known as
9 Point Ruston, LLC which fully relieves the state from any further
10 liability or contributions relating to the cleanup of such aquatic
11 lands.

12 (2) This appropriation from the cleanup settlement account is a
13 loan payable over an eight-year period from revenues received from
14 aquatic lands to the resource management cost account. The state
15 treasurer must maintain a record of expenditures against this
16 appropriation and must calculate repayment obligations to the cleanup
17 settlement account at an interest rate that is five-tenths of a one
18 percent higher than the interest rate that the account would have
19 earned without the expenditures against this appropriation. The state
20 treasurer must submit a report of this repayment obligation to the
21 office of financial management by September 1st of each year. The
22 governor's budget request under RCW 43.88.060 must include sufficient
23 funds to meet the biennial repayment obligation.

24 Appropriation:

25	Cleanup Settlement Account--State	\$7,200,000
26	Prior Biennia (Expenditures)	\$0
27	Future Biennia (Projected Costs)	\$0
28	TOTAL	\$7,200,000

29 **Sec. 3022.** 2011 1st sp.s. c 48 s 3083 (uncodified) is amended to
30 read as follows:

31 **FOR THE DEPARTMENT OF NATURAL RESOURCES**

32 ((Elk River Estuarine)) National Coastal Wetland Conservation
33 Program Lands Acquisition (91000007)

34 Reappropriation:

35	General Fund--Federal	\$1,000,000
36	Prior Biennia (Expenditures)	\$0

1 Future Biennia (Projected Costs) \$0
2 TOTAL \$1,000,000

3 **Sec. 3023.** 2011 1st sp.s. c 49 s 3108 (uncodified) is amended to
4 read as follows:

5 **FOR THE DEPARTMENT OF NATURAL RESOURCES**

6 Fire Hazard Reductions (30000201)

7 The appropriation in this section is subject to the following
8 conditions and limitations: The appropriations in this section are
9 provided solely for forest (~~improvement~~) treatments (~~on~~) that
10 benefit state trust lands in eastern Washington.

11 Appropriation:

12 State Building Construction Account--State \$2,000,000
13 Prior Biennia (Expenditures) \$0
14 Future Biennia (Projected Costs) \$0
15 TOTAL \$2,000,000

16 NEW SECTION. **Sec. 3024.** A new section is added to 2011 1st sp.s.
17 c 48 (uncodified) to read as follows:

18 **FOR THE DEPARTMENT OF NATURAL RESOURCES**

19 Puget SoundCorps (91000046)

20 The appropriation is subject to the following conditions and
21 limitations: The appropriation in this section is provided solely for
22 water quality and habitat protection and restoration projects that
23 benefit Puget Sound recovery and that are primarily on public lands.
24 The department of natural resources must contract with the department
25 of ecology for Puget SoundCorps crews of youth and military veterans to
26 implement these projects pursuant to chapter 20, Laws of 2011.

27 Appropriation:

28 Aquatic Lands Enhancement Account--State \$3,000,000
29 Prior Biennia (Expenditures) \$0
30 Future Biennia (Projected Costs) \$0
31 TOTAL \$3,000,000

(End of part)

PART 4
TRANSPORTATION

NEW SECTION. Sec. 4001. A new section is added to 2011 1st sp.s. c 48 (uncodified) to read as follows:

FOR THE WASHINGTON STATE PATROL

Fire Training Academy Self Contained Breathing Apparatus Building
(30000067)

Appropriation:

Fire Service Training Account--State	\$244,000
Prior Biennia (Expenditures) . . . . .	.\$0
Future Biennia (Projected Costs)	\$0
TOTAL	\$244,000

NEW SECTION. Sec. 4002. A new section is added to 2011 1st sp.s. c 48 (uncodified) to read as follows:

FOR THE WASHINGTON STATE PATROL

Fire Training Academy Master Plan/Environmental Impact Study
(30000066)

Appropriation:

Fire Service Training Account--State	\$400,000
Prior Biennia (Expenditures) . . . . .	.\$0
Future Biennia (Projected Costs)	\$0
TOTAL	\$400,000

(End of part)

PART 5
EDUCATION

Sec. 5001. 2011 1st sp.s. c 49 s 5002 (uncodified) is amended to read as follows:

FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION

Vocational Skills Centers (20084300)

Reappropriation:

State Building Construction Account--State	((\$3,187,000))
	<u>\$2,226,000</u>
School Construction and Skills Centers Building	
Account--State	\$119,000
Subtotal Reappropriation	((\$3,306,000))
	<u>\$2,345,000</u>
Prior Biennia (Expenditures)	\$67,401,000
Future Biennia (Projected Costs)	\$0
TOTAL	((\$70,707,000))
	<u>\$69,746,000</u>

Sec. 5002. 2011 1st sp.s. c 49 s 5008 (uncodified) is amended to read as follows:

FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION

Skills Centers Minor Works - Facility Preservation (30000111)

Appropriation:

State Building Construction Account--State	((\$3,000,000))
	<u>\$2,942,000</u>
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	((\$12,000,000))
	<u>\$20,000,000</u>
TOTAL	((\$15,000,000))
	<u>\$22,942,000</u>

Sec. 5003. 2011 1st sp.s. c 49 s 5009 (uncodified) is amended to read as follows:

1 **FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION**

2 Yakima Valley Technical Skills Center (30000076)

3 Appropriation:

4	State Building Construction Account--State	((\$28,461,000))
5		<u>\$25,443,000</u>
6	Prior Biennia (Expenditures) . . . . .	.\$0
7	Future Biennia (Projected Costs)	\$0
8	TOTAL	((\$28,461,000))
9		<u>\$25,443,000</u>

10 **Sec. 5004.** 2011 1st sp.s. c 48 s 5003 (uncodified) is amended to
11 read as follows:

12 **FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION**

13 2011-13 School Construction Assistance Program (30000071)

14 The appropriations in this section are subject to the following
15 conditions and limitations:

16 (1) \$1,337,000 of the common school construction account--state
17 appropriation is provided solely for study and survey grants and for
18 completing inventory and building condition assessments for all public
19 school districts once every six years.

20 (2) In calculating square foot eligibility for state assistance
21 grants, kindergarten student headcount shall not be reduced by fifty
22 percent.

23 (3) \$952,000 of the common school construction account--state
24 appropriation is provided solely for mapping the design of new
25 facilities and remapping the design of facilities to be remodeled, for
26 school construction projects funded through the school construction
27 assistance program.

28 Appropriation:

29	Common School Construction Account--State	((\$314,960,000))
30		<u>\$307,558,000</u>
31	Common School Construction Account--Federal	((\$600,000))
32		<u>\$1,600,000</u>
33	Subtotal Appropriation	((\$315,560,000))
34		<u>\$309,158,000</u>
35	Prior Biennia (Expenditures) . . . . .	.\$0
36	Future Biennia (Projected Costs)	((\$1,351,581,000))

1 \$1,351,139,000
 2 TOTAL ((~~\$1,667,141,000~~))
 3 \$1,660,297,000

4 **Sec. 5005.** 2011 1st sp.s. c 49 s 5006 (uncodified) is amended to
 5 read as follows:

6 **FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION**

7 2011-13 School Construction Assistance Program (30000071)

8 The appropriation in this section is subject to the following
 9 conditions and limitations:

10 (1) In calculating square foot eligibility for state assistance
 11 grants, kindergarten student headcount shall not be reduced by fifty
 12 percent.

13 (2) The office of the superintendent of public instruction shall
 14 review the impact of students enrolled in alternative learning
 15 experiences on the calculation of student enrollment projections for
 16 determining school district eligibility for school construction
 17 assistance, and shall work with interested stakeholders to analyze
 18 whether the calculation should be changed. The results of the
 19 analysis, including possible recommendations for an adjustment factor,
 20 shall be submitted to the senate ways and means committee and the house
 21 capital budget committee no later than December 31, 2011.

22 **Appropriation:**

23 State Building Construction Account--State ((~~\$345,754,000~~))
 24 \$247,404,000
 25 Prior Biennia (Expenditures) \$0
 26 Future Biennia (Projected Costs) ((~~\$1,581,765,000~~))
 27 \$1,586,015,000
 28 TOTAL ((~~\$1,927,519,000~~))
 29 \$1,833,419,000

30 NEW SECTION. **Sec. 5006.** A new section is added to 2011 1st sp.s.
 31 c 48 (uncodified) to read as follows:

32 **FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION**

33 Transition to New ALE-Adjusted Construction Asst. Formula
 34 (92000002)

1 The appropriation is subject to the following conditions and
2 limitations: The appropriation is provided solely for reimbursement of
3 demonstrated direct and actual preconstruction costs incurred by the
4 Meridian, Eastmont, and Yakima school districts through January 31,
5 2012, related to project square footage affected under Substitute
6 Senate Bill No. 6002. These funds may also be used to provide
7 assistance to the aforementioned districts for revising plans,
8 redesigning projects, or otherwise managing the transition to the
9 amended formula with preference given to those districts with
10 alternative learning experience student full-time equivalent
11 enrollments making up less than five percent of total student full-time
12 equivalent enrollments.

13 Appropriation:

14	Common School Construction Account--State	\$350,000
15	Prior Biennia (Expenditures)	\$0
16	Future Biennia (Projected Costs)	\$0
17	TOTAL	\$350,000

18 NEW SECTION. **Sec. 5007.** A new section is added to 2011 1st sp.s.
19 c 49 (uncodified) to read as follows:

20 **FOR THE CENTER FOR CHILDHOOD DEAFNESS AND HEARING LOSS**

21 Lloyd Auditorium Emergency Repairs (30000012)

22 Reappropriation:

23	State Building Construction Account--State	\$1,858,000
24	Prior Biennia (Expenditures)	\$0
25	Future Biennia (Projected Costs)	\$0
26	TOTAL	\$1,858,000

27 **Sec. 5008.** 2011 1st sp.s. c 48 s 5007 (uncodified) is amended to
28 read as follows:

29 **FOR THE WASHINGTON STATE CENTER FOR CHILDHOOD DEAFNESS AND HEARING**
30 **LOSS**

31 Minor Public Works (30000013)

32 Appropriation:

33	Charitable, Educational, Penal and Reformatory	
34	Institutions Account--State	(\$536,000)
35		<u>\$0</u>

1	State Building Construction Account--State	((\$1,553,000))
2		<u>\$0</u>
3	Prior Biennia (Expenditures)	\$200,000
4	Future Biennia (Projected Costs)	((\$19,997,000))
5		<u>\$0</u>
6	TOTAL	((\$21,750,000))
7		<u>\$200,000</u>

8 NEW SECTION. Sec. 5012. A new section is added to 2011 1st sp.s.
9 c 48 (uncodified) to read as follows:

10 **FOR THE UNIVERSITY OF WASHINGTON**

11 University of Washington Bothell (20082006)

12 In conjunction with the appropriation in this section, the
13 University of Washington is authorized to issue a bond or bonds in an
14 amount not to exceed \$30,000,000 in value for construction of the
15 Bothell Phase 3 project identified in this section. The bond shall be
16 financed from building fee and trust land revenues deposited into the
17 university's bond retirement account, in accordance with RCW 28B.20.700
18 through 28B.20.740.

19 **Appropriation:**

20	University of Washington Building Account--State . . .	\$12,963,000
21	Prior Biennia (Expenditures)	\$0
22	Future Biennia (Projected Costs)	\$0
23	TOTAL	\$12,963,000

24 **Sec. 5013.** 2011 1st sp.s. c 48 s 5014 (uncodified) is amended to
25 read as follows:

26 **FOR THE WASHINGTON STATE UNIVERSITY**

27 Washington State University Spokane - Riverpoint Biomedical and
28 Health Sciences (20162953)

29 In conjunction with the appropriations in this section, the
30 Washington State University is authorized to issue a bond or bonds in
31 an amount not to exceed \$29,775,000 in value for construction of the
32 Riverpoint biomedical and health sciences project identified in this
33 section. The bond shall be financed from building fee and trust land
34 revenues deposited into the university's bond retirement account, in
35 accordance with RCW 28B.30.700 through 28B.30.780.

1 Appropriation:

2 Washington State University Building Account--

3 State \$3,770,000

4 State Toxics Control Account--State \$1,300,000

5 Subtotal Appropriation \$5,070,000

6 Prior Biennia (Expenditures) \$0

7 Future Biennia (Projected Costs) \$0

8 TOTAL ((~~\$3,770,000~~))

9 \$5,070,000

10 **Sec. 5014.** 2011 1st sp.s. c 48 s 5027 (uncodified) is amended to
 11 read as follows:

12 **FOR THE CENTRAL WASHINGTON UNIVERSITY**

13 Minor Works Preservation: Preservation (30000444)

14 Appropriation:

15 Central Washington University Capital

16 Projects Account--State ((~~\$7,000,000~~))

17 \$7,430,000

18 Prior Biennia (Expenditures) \$0

19 Future Biennia (Projected Costs) ((~~\$10,000,000~~))

20 \$9,570,000

21 TOTAL \$17,000,000

22 NEW SECTION. **Sec. 5015.** A new section is added to 2011 1st sp.s.
 23 c 48 (uncodified) to read as follows:

24 **FOR THE CENTRAL WASHINGTON UNIVERSITY**

25 Combined Utilities (30000448)

26 Appropriation:

27 Central Washington University Capital Projects

28 Account--State \$273,000

29 Prior Biennia (Expenditures) \$0

30 Future Biennia (Projected Costs) \$0

31 TOTAL \$273,000

32 **Sec. 5016.** 2011 1st sp.s. c 49 s 5030 (uncodified) is amended to
 33 read as follows:

1 **FOR THE EASTERN WASHINGTON UNIVERSITY**

2 Minor Works: Health, Safety, and Code Requirements (20081002)

3 Reappropriation:

4	State Building Construction Account--State	((\$286,000))
5		<u>\$129,000</u>
6	Prior Biennia (Expenditures)	\$3,871,000
7	Future Biennia (Projected Costs)	\$0
8	TOTAL	((\$4,157,000))
9		<u>\$4,000,000</u>

10 **Sec. 5017.** 2011 1st sp.s. c 48 s 5022 (uncodified) is amended to
11 read as follows:

12 **FOR THE EASTERN WASHINGTON UNIVERSITY**

13 Minor Works: Preservation (30000427)

14 Appropriation:

15	Eastern Washington University Capital Projects	
16	Account--State	((\$9,205,000))
17		<u>\$11,745,000</u>
18	Prior Biennia (Expenditures) . . . . .	.\$0
19	Future Biennia (Projected Costs)	\$0
20	TOTAL	((\$9,205,000))
21		<u>\$11,745,000</u>

22 **Sec. 5018.** 2011 1st sp.s. c 48 s 5040 (uncodified) is amended to
23 read as follows:

24 **FOR THE WESTERN WASHINGTON UNIVERSITY**

25 Minor Works: Preservation (30000431)

26 Appropriation:

27	Western Washington University Capital Projects	
28	Account--State	((\$8,264,000))
29		<u>\$9,794,000</u>
30	Prior Biennia (Expenditures) . . . . .	.\$0
31	Future Biennia (Projected Costs)	((\$16,600,000))
32		<u>\$15,070,000</u>
33	TOTAL	\$24,864,000

1	Prior Biennia (Expenditures)	\$1,160,000
2	Future Biennia (Projected Costs)	(\$38,819,000)
3		<u>\$0</u>
4	TOTAL	(\$40,885,000)
5		<u>\$41,173,000</u>

6 NEW SECTION. Sec. 5022. A new section is added to 2011 1st sp.s.
7 c 48 (uncodified) to read as follows:

8 **FOR THE STATE BOARD FOR COMMUNITY AND TECHNICAL COLLEGES**

9 Equipment Pool (92000011)

10 The appropriation in this section is subject to the following
11 conditions and limitations: The appropriation is for major equipment
12 in high demand fields as specified in LEAP capital document No. 2012-
13 34, developed March 7, 2012. The state board for community and
14 technical colleges may allocate amounts among the equipment items
15 specified to cover differences in actual bid prices, but may not
16 allocate amounts to equipment items not on the list.

17 Appropriation:

18	Community/Technical College Capital Projects	
19	Account--State	\$2,700,000
20	Prior Biennia (Expenditures)	\$0
21	Future Biennia (Projected Costs)	\$0
22	TOTAL	\$2,700,000

(End of part)

1 **PART 6**
2 **MISCELLANEOUS**

3 **Sec. 6001.** 2011 1st sp.s. c 48 s 7011 (uncodified) is amended to
4 read as follows:

5 **ACQUISITION OF PROPERTIES AND FACILITIES THROUGH FINANCIAL CONTRACTS**

6 The following agencies may enter into financial contracts, paid
7 from any funds of an agency, appropriated or nonappropriated, for the
8 purposes indicated and in not more than the principal amounts
9 indicated, plus financing expenses and required reserves pursuant to
10 chapter 39.94 RCW. When securing properties under this section,
11 agencies shall use the most economical financial contract option
12 available, including long-term leases, lease-purchase agreements,
13 lease-development with option to purchase agreements or financial
14 contracts using certificates of participation. Expenditures made by an
15 agency for one of the indicated purposes before the issue date of the
16 authorized financial contract and any certificates of participation
17 therein are intended to be reimbursed from proceeds of the financial
18 contract and any certificates of participation therein to the extent
19 provided in the agency's financing plan approved by the state finance
20 committee.

21 State agencies may enter into agreements with the department of
22 general administration and the state treasurer's office to develop
23 requests to the legislature for acquisition of properties and
24 facilities through financial contracts. The agreements may include
25 charges for services rendered.

26 Those noninstructional facilities of higher education institutions
27 authorized in this section to enter into financial contracts are not
28 eligible for state funded maintenance and operations. Instructional
29 space that is available for regularly scheduled classes for academic
30 transfer, basic skills, and workforce training programs may be eligible
31 for state funded maintenance and operations.

32 (1) Community and technical colleges:

33 (a) Enter into a financing contract on behalf of Columbia basin
34 college for up to \$2,500,000 plus financing and required reserves

1 pursuant to chapter 39.94 RCW to add space to the delta high school for
2 the science technology engineering math program.

3 (b) Enter into a financing contract on behalf of Peninsula college
4 for up to \$2,000,000 plus financing expenses and required reserves
5 pursuant to chapter 39.94 RCW to renovate the Forks Satellite building.

6 (c) Enter into a financing contract on behalf of Peninsula college
7 for up to \$800,000 plus financing expenses and required reserves
8 pursuant to chapter 39.94 RCW to build a wellness center on the Port
9 Angeles campus.

10 (d) Enter into a financing contract on behalf of Walla Walla
11 Community College for up to \$1,000,000 plus financing expenses and
12 required reserves pursuant to chapter 39.94 RCW to purchase up to 40
13 acres of land.

14 (e) Enter into a financing contract on behalf of Walla Walla
15 Community College for up to \$1,000,000 plus financing expenses and
16 required reserves pursuant to chapter 39.94 RCW for the water and
17 environment center.

18 (f) Enter into a financing contract on behalf of Wenatchee Valley
19 Community College for up to \$2,700,000 plus financing expenses and
20 required reserves pursuant to chapter 39.94 RCW to construct a music
21 and art center.

22 (g) Enter into a financing contract on behalf of Whatcom community
23 college for up to \$3,916,000 plus financing expenses and required
24 reserves pursuant to chapter 39.94 RCW to build an auxiliary services
25 building.

26 (h) Enter into a financing contract on behalf of Skagit Valley
27 Community College for up to \$30,574,000 plus financing expenses and
28 required reserves pursuant to chapter 39.94 RCW to build an academic
29 and student services building.

30 (i) Enter into a financing contract on behalf of Lower Columbia
31 Community College for up to \$38,615,000 plus financing expenses and
32 required reserves pursuant to chapter 39.94 RCW to build a health and
33 science building.

34 (j) Enter into a financing contract on behalf of Everett Community
35 College for up to \$4,000,000 plus financing expenses and required
36 reserves pursuant to chapter 39.94 RCW to renovate a corporate and
37 continuing education building.

1 (k) Enter into a financing contract on behalf of Spokane Community
2 College for up to \$3,100,000 plus financing expenses and required
3 reserves pursuant to chapter 39.94 RCW to replace the institute for
4 extended learning building.

5 (l) Enter into a financing contract on behalf of the state board
6 for community and technical colleges for up to \$50,000,000 plus
7 financing expenses and required reserves pursuant to chapter 39.94 RCW
8 for the administrative system replacement project pursuant to RCW
9 28B.50.515(4).

10 (m) Enter into a long-term lease on behalf of Spokane Community
11 College at Geiger Field suitable for the Aerospace Training Center
12 Program, subject to the approval of the Office of Financial Management
13 as required by chapter 43.82 RCW.

14 (2) Central Washington University: Enter into a financing contract
15 for up to \$2,500,000 plus financing and required reserves pursuant to
16 chapter 39.94 RCW to purchase the Albertsons's building.

17 (3) Department of general administration:

18 (a) Enter into a financing contract for up to \$6,000,000 plus
19 financing expenses and required reserves pursuant to chapter 39.94 RCW
20 for the rehabilitation of the John L. O'Brien building.

21 (b) Enter into a financing contract for up to \$250,000 plus
22 financing expenses and required reserves pursuant to chapter 39.94 RCW
23 for the "Perry Street child care site" land purchase.

24 (4) Department of social and health services: Enter into a
25 financing contract for up to \$15,850,000 plus financing expenses and
26 required reserves pursuant to chapter 39.94 RCW to construct or
27 renovate specialized housing and treatment facilities for youth
28 committed to the juvenile rehabilitation administration. The debt
29 service is to be paid with the savings associated with closure of the
30 Maple Lane school.

31 (5) Washington State Parks:

32 (a) Enter into a financing contract for up to \$1,620,000 plus
33 financing expenses and required reserves pursuant to chapter 39.94 RCW
34 for revenue generating facilities including cabins and yurts.

35 (b) Enter into a financing contract for up to \$2,135,000 plus
36 financing expenses and required reserves pursuant to chapter 39.94 RCW
37 for the Lake Sammamish concession and event facility.

1 NEW SECTION. **Sec. 6002. FOR THE DEPARTMENT OF COMMERCE**

2 The department of commerce shall work with stakeholders to develop
3 recommendations for a competitive grant program to assist the following
4 nonprofit arts and cultural organizations in acquiring, constructing,
5 or rehabilitating their facilities: Zoos, aquariums, and technology
6 and science centers. To be eligible, a zoo or aquarium must be an
7 organization accredited by the association of zoos and aquariums and a
8 technology and science center must be an organization that meets the
9 membership requirements of the association of science - technology
10 centers. The department and stakeholders shall consider the inclusion
11 of the conditions used in RCW 43.63A.750 to establish eligibility and
12 prioritization of funding. The department shall submit final
13 recommendations in the form of draft legislation to the office of
14 financial management and the legislature by October 1, 2012.

15 NEW SECTION. **Sec. 6003.** A new section is added to 2011 1st sp.s.
16 c 49 (uncodified) to read as follows:

17 It is the intent of the legislature that the state dispose of its
18 interest in the Wellington Hills property. Net proceeds from the sale
19 of the Wellington Hills property shall be deposited into the University
20 of Washington building account. The University of Washington must
21 report to the office of financial management and the appropriate fiscal
22 committees of the legislature upon the sale of the property the total
23 sale value and net proceeds deposited into the University of Washington
24 building account.

25 **Sec. 6004.** RCW 43.155.050 and 2011 1st sp.s. c 50 s 951 are each
26 amended to read as follows:

27 The public works assistance account is hereby established in the
28 state treasury. Money may be placed in the public works assistance
29 account from the proceeds of bonds when authorized by the legislature
30 or from any other lawful source. Money in the public works assistance
31 account shall be used to make loans and to give financial guarantees to
32 local governments for public works projects. Moneys in the account may
33 also be appropriated to provide for state match requirements under
34 federal law for projects and activities conducted and financed by the
35 board under the drinking water assistance account. Not more than
36 fifteen percent of the biennial capital budget appropriation to the

1 public works board from this account may be expended or obligated for
2 preconstruction loans, emergency loans, or loans for capital facility
3 planning under this chapter; of this amount, not more than ten percent
4 of the biennial capital budget appropriation may be expended for
5 emergency loans and not more than one percent of the biennial capital
6 budget appropriation may be expended for capital facility planning
7 loans. (~~For the 2007-2009 biennium, moneys in the account may be used~~
8 ~~for grants for projects identified in section 138, chapter 488, Laws of~~
9 ~~2005 and section 1033, chapter 520, Laws of 2007. During the 2009-2011~~
10 ~~fiscal biennium, sums in the public works assistance account may be~~
11 ~~used for the water pollution control revolving fund program match in~~
12 ~~section 3013, chapter 36, Laws of 2010 1st sp. sess. During the 2009-~~
13 ~~2011 fiscal biennium, the legislature may transfer from the job~~
14 ~~development fund to the general fund such amounts as reflect the excess~~
15 ~~fund balance of the fund.)) During the 2011-2013 fiscal biennium, the~~
16 legislature may transfer from the public works assistance account to
17 the general fund, the water pollution control revolving account, and
18 the drinking water assistance account such amounts as reflect the
19 excess fund balance of the account. During the 2011-2013 fiscal
20 biennium, the legislature may appropriate moneys from the account for
21 economic development, innovation, and export grants, including
22 brownfields; main street improvement grants; and the loan program
23 consolidation board.

24 **Sec. 6005.** RCW 70.105D.070 and 2011 1st sp.s. c 50 s 964 are each
25 reenacted and amended to read as follows:

26 (1) The state toxics control account and the local toxics control
27 account are hereby created in the state treasury.

28 (2) The following moneys shall be deposited into the state toxics
29 control account: (a) Those revenues which are raised by the tax
30 imposed under RCW 82.21.030 and which are attributable to that portion
31 of the rate equal to thirty-three one-hundredths of one percent; (b)
32 the costs of remedial actions recovered under this chapter or chapter
33 70.105A RCW; (c) penalties collected or recovered under this chapter;
34 and (d) any other money appropriated or transferred to the account by
35 the legislature. Moneys in the account may be used only to carry out
36 the purposes of this chapter, including but not limited to the
37 following activities:

- 1 (i) The state's responsibility for hazardous waste planning,
2 management, regulation, enforcement, technical assistance, and public
3 education required under chapter 70.105 RCW;
- 4 (ii) The state's responsibility for solid waste planning,
5 management, regulation, enforcement, technical assistance, and public
6 education required under chapter 70.95 RCW;
- 7 (iii) The hazardous waste cleanup program required under this
8 chapter;
- 9 (iv) State matching funds required under the federal cleanup law;
- 10 (v) Financial assistance for local programs in accordance with
11 chapters 70.95, 70.95C, 70.95I, and 70.105 RCW;
- 12 (vi) State government programs for the safe reduction, recycling,
13 or disposal of hazardous wastes from households, small businesses, and
14 agriculture;
- 15 (vii) Hazardous materials emergency response training;
- 16 (viii) Water and environmental health protection and monitoring
17 programs;
- 18 (ix) Programs authorized under chapter 70.146 RCW;
- 19 (x) A public participation program, including regional citizen
20 advisory committees;
- 21 (xi) Public funding to assist potentially liable persons to pay for
22 the costs of remedial action in compliance with cleanup standards under
23 RCW 70.105D.030(2)(e) but only when the amount and terms of such
24 funding are established under a settlement agreement under RCW
25 70.105D.040(4) and when the director has found that the funding will
26 achieve both (A) a substantially more expeditious or enhanced cleanup
27 than would otherwise occur, and (B) the prevention or mitigation of
28 unfair economic hardship;
- 29 (xii) Development and demonstration of alternative management
30 technologies designed to carry out the hazardous waste management
31 priorities of RCW 70.105.150;
- 32 (xiii) During the 2009-2011 and 2011-2013 fiscal biennia, shoreline
33 update technical assistance;
- 34 (xiv) During the 2009-2011 fiscal biennium, multijurisdictional
35 permitting teams; and
- 36 (xv) During the 2011-2013 fiscal biennium, actions for reducing
37 public exposure to toxic air pollution, and actions taken through the

1 family forest fish passage program to correct barriers to fish passage
2 on privately owned small forest lands.

3 (3) The following moneys shall be deposited into the local toxics
4 control account: Those revenues which are raised by the tax imposed
5 under RCW 82.21.030 and which are attributable to that portion of the
6 rate equal to thirty-seven one-hundredths of one percent.

7 (a) Moneys deposited in the local toxics control account shall be
8 used by the department for grants or loans to local governments for the
9 following purposes in descending order of priority:

10 (i) Remedial actions;

11 (ii) Hazardous waste plans and programs under chapter 70.105 RCW;

12 (iii) Solid waste plans and programs under chapters 70.95, 70.95C,
13 70.95I, and 70.105 RCW;

14 (iv) Funds for a program to assist in the assessment and cleanup of
15 sites of methamphetamine production, but not to be used for the initial
16 containment of such sites, consistent with the responsibilities and
17 intent of RCW 69.50.511; and

18 (v) Cleanup and disposal of hazardous substances from abandoned or
19 derelict vessels, defined for the purposes of this section as vessels
20 that have little or no value and either have no identified owner or
21 have an identified owner lacking financial resources to clean up and
22 dispose of the vessel, that pose a threat to human health or the
23 environment.

24 (b) Funds for plans and programs shall be allocated consistent with
25 the priorities and matching requirements established in chapters
26 70.105, 70.95C, 70.95I, and 70.95 RCW, except that any applicant that
27 is a Puget Sound partner, as defined in RCW 90.71.010, along with any
28 project that is referenced in the action agenda developed by the Puget
29 Sound partnership under RCW 90.71.310, shall, except as conditioned by
30 RCW 70.105D.120, receive priority for any available funding for any
31 grant or funding programs or sources that use a competitive bidding
32 process. During the 2007-2009 fiscal biennium, moneys in the account
33 may also be used for grants to local governments to retrofit public
34 sector diesel equipment and for storm water planning and implementation
35 activities.

36 (c) To expedite cleanups throughout the state, the department shall
37 partner with local communities and liable parties for cleanups. The

1 department is authorized to use the following additional strategies in
2 order to ensure a healthful environment for future generations:

3 (i) The director may alter grant-matching requirements to create
4 incentives for local governments to expedite cleanups when one of the
5 following conditions exists:

6 (A) Funding would prevent or mitigate unfair economic hardship
7 imposed by the clean-up liability;

8 (B) Funding would create new substantial economic development,
9 public recreational, or habitat restoration opportunities that would
10 not otherwise occur; or

11 (C) Funding would create an opportunity for acquisition and
12 redevelopment of vacant, orphaned, or abandoned property under RCW
13 70.105D.040(5) that would not otherwise occur;

14 (ii) The use of outside contracts to conduct necessary studies;

15 (iii) The purchase of remedial action cost-cap insurance, when
16 necessary to expedite multiparty clean-up efforts.

17 (d) To facilitate and expedite cleanups using funds from the local
18 toxics control account, during the 2009-2011 fiscal biennium the
19 director may establish grant-funded accounts to hold and disperse local
20 toxics control account funds and funds from local governments to be
21 used for remedial actions.

22 (4) Except for unanticipated receipts under RCW 43.79.260 through
23 43.79.282, moneys in the state and local toxics control accounts may be
24 spent only after appropriation by statute.

25 (5) Except during the 2009-2011 fiscal biennium, one percent of the
26 moneys deposited into the state and local toxics control accounts shall
27 be allocated only for public participation grants to persons who may be
28 adversely affected by a release or threatened release of a hazardous
29 substance and to not-for-profit public interest organizations. The
30 primary purpose of these grants is to facilitate the participation by
31 persons and organizations in the investigation and remedying of
32 releases or threatened releases of hazardous substances and to
33 implement the state's solid and hazardous waste management priorities.
34 No grant may exceed sixty thousand dollars. Grants may be renewed
35 annually. Moneys appropriated for public participation from either
36 account which are not expended at the close of any biennium shall
37 revert to the state toxics control account.

1 (6) No moneys deposited into either the state or local toxics
2 control account may be used for solid waste incinerator feasibility
3 studies, construction, maintenance, or operation, or, after January 1,
4 2010, for projects designed to address the restoration of Puget Sound,
5 funded in a competitive grant process, that are in conflict with the
6 action agenda developed by the Puget Sound partnership under RCW
7 90.71.310.

8 (7) The department shall adopt rules for grant or loan issuance and
9 performance.

10 (8) During the 2007-2009 and 2009-2011 fiscal biennia, the
11 legislature may transfer from the local toxics control account to
12 either the state general fund or the oil spill prevention account, or
13 both such amounts as reflect excess fund balance in the account.

14 (9) During the 2009-2011 fiscal biennium, the local toxics control
15 account may also be used for a standby rescue tug at Neah Bay, local
16 government shoreline update grants, private and public sector diesel
17 equipment retrofit, and oil spill prevention, preparedness, and
18 response activities.

19 (10) During the 2009-2011 fiscal biennium, the legislature may
20 transfer from the state toxics control account to the state general
21 fund such amounts as reflect the excess fund balance in the account.

22 (11) During the 2011-2013 fiscal biennium, the local toxics control
23 account may also be used for local government shoreline update grants
24 and actions for reducing public exposure to toxic air pollution;
25 funding to local governments for flood levee improvements; and grants
26 to local governments for brownfield redevelopment.

27 **Sec. 6006.** RCW 79.17.010 and 2009 c 497 s 6024 are each amended to
28 read as follows:

29 (1) The department, with the approval of the board, may exchange
30 any state land and any timber thereon for any land of equal value in
31 order to:

- 32 (a) Facilitate the marketing of forest products of state lands;
- 33 (b) Consolidate and block-up state lands;
- 34 (c) Acquire lands having commercial recreational leasing potential;
- 35 (d) Acquire county-owned lands;
- 36 (e) Acquire urban property which has greater income potential or

1 which could be more efficiently managed by the department in exchange
2 for state urban lands as defined in RCW 79.19.100; or

3 (f) Acquire any other lands when such exchange is determined by the
4 board to be in the best interest of the trust for which the state land
5 is held.

6 (2) Land exchanged under this section shall not be used to reduce
7 the publicly owned forest land base.

8 (3) The board shall determine that each land exchange is in the
9 best interest of the trust for which the land is held prior to
10 authorizing the land exchange.

11 (4) During the biennium ending June 30, (~~2011~~) 2013, for the
12 purposes of maintaining working farm and forest landscapes or acquiring
13 natural resource lands at risk of development, the department, with
14 approval of the board of natural resources, may exchange any state land
15 and any timber thereon for any land and proceeds of equal value, when
16 it can be demonstrated that the trust fiduciary obligations can be
17 better fulfilled after an exchange is completed. Proceeds may be in
18 the form of cash or services in order to achieve the purposes
19 established in this section. Any cash received as part of an exchange
20 transaction shall be deposited in the resource management cost account
21 to pay for administrative expenses incurred in carrying out an exchange
22 transaction. These administrative expenses include road maintenance
23 and abandonment expenses. The amount of proceeds received from the
24 exchange partner may not exceed five percent of the total value of the
25 exchange. The receipt of proceeds shall not change the character of
26 the transaction from an exchange to a sale.

27 (5) Prior to executing an exchange under this section, and in
28 addition to the public notice requirements set forth in RCW 79.17.050,
29 the department shall consult with legislative members, other state and
30 federal agencies, local governments, tribes, local stakeholders,
31 conservation groups, and any other interested parties to identify and
32 address cultural resource issues and the potential of the state lands
33 proposed for exchange to be used for open space, park, school, or
34 critical habitat purposes.

35 **Sec. 6007.** RCW 79.17.020 and 2009 c 497 s 6025 are each amended to
36 read as follows:

37 (1) The board of county commissioners of any county and/or the

1 mayor and city council or city commission of any city or town and/or
2 the board shall have authority to exchange, each with the other, or
3 with the federal forest service, the federal government or any proper
4 agency thereof and/or with any private landowner, county land of any
5 character, land owned by municipalities of any character, and state
6 forest land owned by the state under the jurisdiction of the
7 department, for real property of equal value for the purpose of
8 consolidating and blocking up the respective land holdings of any
9 county, municipality, the federal government, or the state of
10 Washington or for the purpose of obtaining lands having commercial
11 recreational leasing potential.

12 (2) During the biennium ending June 30, (~~2011~~) 2013, for the
13 purposes of maintaining working farm and forest landscapes or acquiring
14 natural resource lands at risk of development, the department, with
15 approval of the board of natural resources, may exchange any state land
16 and any timber thereon for any land and proceeds of equal value, when
17 it can be demonstrated that the trust fiduciary obligations can be
18 better fulfilled after an exchange is completed. Proceeds may be in
19 the form of cash or services in order to achieve the purposes
20 established in this section. Any cash received as part of an exchange
21 transaction shall be deposited in the forest development account to pay
22 for administrative expenses incurred in carrying out an exchange
23 transaction. These administrative expenses include road maintenance
24 and abandonment expenses. The amount of proceeds received from the
25 exchange partner may not exceed five percent of the total value of the
26 exchange. The receipt of proceeds shall not change the character of
27 the transaction from an exchange to a sale.

28 (3) Prior to executing an exchange under this section, and in
29 addition to the public notice requirements set forth in RCW 79.17.050,
30 the department shall consult with legislative members, other state and
31 federal agencies, local governments, tribes, local stakeholders,
32 conservation groups, and any other interested parties to identify and
33 address cultural resource issues, and the potential of the state lands
34 proposed for exchange to be used for open space, park, school, or
35 critical habitat purposes.

36 **Sec. 6008.** RCW 79.105.150 and 2011 2nd sp.s. c 9 s 6009 are each
37 amended to read as follows:

1 (1) After deduction for management costs as provided in RCW
2 79.64.040 and payments to towns under RCW 79.115.150(2), all moneys
3 received by the state from the sale or lease of state-owned aquatic
4 lands and from the sale of valuable material from state-owned aquatic
5 lands shall be deposited in the aquatic lands enhancement account which
6 is hereby created in the state treasury. After appropriation, these
7 funds shall be used solely for aquatic lands enhancement projects; for
8 the purchase, improvement, or protection of aquatic lands for public
9 purposes; for providing and improving access to the lands; and for
10 volunteer cooperative fish and game projects. During the 2009-2011 and
11 2011-2013 fiscal biennia, the aquatic lands enhancement account may
12 also be used for scientific research as part of the adaptive management
13 process and for developing a planning report for McNeil Island. During
14 the 2009-2011 and 2011-2013 fiscal biennia, the legislature may
15 transfer from the aquatic lands enhancement account to the state
16 general fund such amounts as reflect excess fund balance of the
17 account. During the 2011-2013 fiscal biennium, the aquatic lands
18 enhancement account may be used to support the shellfish program, the
19 ballast water program, and the Puget Sound toxic sampling program at
20 the department of fish and wildlife, (~~and~~) the knotweed program at
21 the department of agriculture, and the Puget SoundCorps program.

22 (2) In providing grants for aquatic lands enhancement projects, the
23 recreation and conservation funding board shall:

24 (a) Require grant recipients to incorporate the environmental
25 benefits of the project into their grant applications;

26 (b) Utilize the statement of environmental benefits, consideration,
27 except as provided in RCW 79.105.610, of whether the applicant is a
28 Puget Sound partner, as defined in RCW 90.71.010, whether a project is
29 referenced in the action agenda developed by the Puget Sound
30 partnership under RCW 90.71.310, and except as otherwise provided in
31 RCW 79.105.630, and effective one calendar year following the
32 development and statewide availability of model evergreen community
33 management plans and ordinances under RCW 35.105.050, whether the
34 applicant is an entity that has been recognized, and what gradation of
35 recognition was received, in the evergreen community recognition
36 program created in RCW 35.105.030 in its prioritization and selection
37 process; and

1 (c) Develop appropriate outcome-focused performance measures to be
2 used both for management and performance assessment of the grants.

3 (3) To the extent possible, the department should coordinate its
4 performance measure system with other natural resource-related agencies
5 as defined in RCW 43.41.270.

6 (4) The department shall consult with affected interest groups in
7 implementing this section.

8 (5) After January 1, 2010, any project designed to address the
9 restoration of Puget Sound may be funded under this chapter only if the
10 project is not in conflict with the action agenda developed by the
11 Puget Sound partnership under RCW 90.71.310.

12 NEW SECTION. **Sec. 6009. FOR THE STATE TREASURER--TRANSFERS**

13 State Taxable Building Construction Account: For transfer to the
14 Columbia River Basin Taxable Bond Water Supply Development Account, an
15 amount not to exceed \$10,404,000.

16 NEW SECTION. **Sec. 6010.** A new section is added to 2011 1st sp.s.
17 c 49 (uncodified) to read as follows:

18 **NONTAXABLE AND TAXABLE BOND PROCEEDS**

19 Portions of the appropriation authority granted by this act from
20 the state building construction account, or any other account receiving
21 bond proceeds, may be transferred to the state taxable building
22 construction account as deemed necessary by the state finance committee
23 to comply with the federal internal revenue service rules and
24 regulations pertaining to the use of nontaxable bond proceeds.
25 Portions of the general obligation bond proceeds authorized by chapter
26 49, Laws of 2011 1st sp. sess. for deposit into the state taxable
27 building construction account that are in excess of amounts required to
28 comply with the federal internal revenue service rules and regulations
29 shall be deposited into the state building construction account. The
30 state treasurer shall submit written notification to the director of
31 financial management if it is determined that a shift of appropriation
32 authority between the state building construction account, or any other
33 account receiving bond proceeds, and the state taxable building
34 construction account is necessary, or that a shift of appropriation
35 authority from the state taxable building construction account to the
36 state building construction account may be made.

1 NEW SECTION. **Sec. 6011.** If any provision of this act or its
2 application to any person or circumstance is held invalid, the
3 remainder of the act or the application of the provision to other
4 persons or circumstances is not affected.

5 NEW SECTION. **Sec. 6012.** This act is necessary for the immediate
6 preservation of the public peace, health, or safety, or support of the
7 state government and its existing public institutions, and takes effect
8 immediately.

(End of Bill)"

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1 Correct the title.

EFFECT: Makes new 2012 supplemental capital budget appropriations of \$378 million, including all appropriation increases and decreases. State agencies are authorized to enter into alternative financing contracts for projects totaling \$190 million.

--- END ---