
SUBSTITUTE HOUSE BILL 2168

State of Washington

62nd Legislature

2012 Regular Session

By House Capital Budget (originally sponsored by Representatives Dunshee, Jinkins, Tharinger, Ladenburg, and Kenney; by request of Governor Gregoire)

READ FIRST TIME 02/27/12.

1 AN ACT Relating to funding capital projects; amending RCW
2 43.07.129, 43.43.944, 43.63A.125, 79.17.010, and 79.17.020; amending
3 2011 1st sp.s. c 49 ss 1011, 1027, 1028, 1024, 1022, 1036, 1046, 1047,
4 1054, 2016, 2008, 2017, 2027, 2034, 3027, 3008, 3028, 3070, 3072, 3078,
5 3079, 3108, 5002, 5008, 5009, 5006, 5021, 5022, 5017, 5024, 5037, 5029,
6 5051, 5070, 5082, and 5104 (uncodified); amending 2011 1st sp.s. c 48
7 ss 1018, 1022, 2005, 2006, 3025, 3036, 3083, 5003, 5012, 5014, 5027,
8 5022, 5039, 5049, and 7011 (uncodified); reenacting and amending RCW
9 43.19.501; adding new sections to 2011 1st sp.s. c 49 (uncodified);
10 adding new sections to 2011 1st sp.s. c 48 (uncodified); creating a new
11 section; making appropriations; and declaring an emergency.

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

13 NEW SECTION. **Sec. 1.** A supplemental capital budget is hereby
14 adopted and, subject to the provisions set forth in this act, the
15 several dollar amounts hereinafter specified, or so much thereof as
16 shall be sufficient to accomplish the purposes designated, are hereby
17 appropriated and authorized to be incurred for capital projects during
18 the period beginning with the effective date of this act and ending
19 June 30, 2013, out of the several funds specified in this act.

PART 1

GENERAL GOVERNMENT

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

FOR THE DEPARTMENT OF COMMERCE

Local and Community Projects (20084001)

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

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

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

Reappropriation:

State Building Construction Account--State	((\$18,387,000))
	<u>\$18,477,000</u>
Prior Biennia (Expenditures)	((\$106,757,000))
	<u>\$106,667,000</u>
Future Biennia (Projected Costs)	\$0
TOTAL	\$125,144,000

Sec. 1002. 2011 1st sp.s. c 49 s 1027 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF COMMERCE

Building Communities Fund Grants (30000102)

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

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

(2) Prior to receiving funds, project recipients must demonstrate that the project site is under control for a minimum of ten years, either through ownership or a long-term lease. This requirement does

1 not apply to appropriations for preconstruction activities or
2 appropriations whose sole purpose is to purchase real property that
3 does not include a construction or renovation component.

4 (3) Projects funded in this section may be required to comply with
5 Washington's high performance building standards as required by chapter
6 39.35D RCW.

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

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

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

15 (7) \$778,000 of the appropriation from the Washington state
16 heritage center account--state is provided solely for the SafePlace
17 community service center project.

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

20	Project	Authorized
21		Amount
22	Serenity House of Clallam County	\$52,000
23	Boys & Girls Clubs of King County	\$316,000
24	YMCA of Pierce and Kitsap	\$1,250,000
25	Counties	
26	Jewish Family Service	\$2,313,000
27	Low Income Housing Institute	\$313,000
28	The Salvation Army	\$56,000
29	Share	\$581,000
30	Navos	(((\$2,500,000))
31		<u>\$2,350,000</u>
32	Kitsap Community Resources	\$600,000
33	Transitions	\$109,000
34	Boys & Girls Clubs of the Columbia	\$648,000
35	Basin	
36	Village Green Foundation	\$1,029,000

1	Community Action Council of LMT	\$95,000
2	United Way of Kitsap County	\$605,000
3	ARC of Spokane	\$862,000
4	Dynamic Family Services	\$575,000
5	University District Food Bank	\$573,000
6	<u>SafePlace</u>	<u>\$778,000</u>
7	<u>Kent Youth and Family Services</u>	<u>\$298,000</u>
8	Total	(\$12,327,000)
9		<u>\$13,403,000</u>

10 (9) \$8,924,000 of the appropriation from the state building
11 construction account--state is provided solely for an accelerated
12 competitive funding round for construction and rehabilitation projects
13 that are ready to proceed. For this accelerated funding round:

14 (a) Projects must meet all requirements of RCW 43.63A.125.

15 (b) Acquisition projects are not eligible.

16 (c) Community hall projects are eligible.

17 (d) Applicants may propose that up to seventy-five percent of total
18 project costs be funded by the state and at least twenty-five percent
19 of total project costs be funded by nonstate match.

20 (e) Applicants must document firm commitment of matching resources
21 at the time the application is submitted.

22 (f) The department must approve projects without seeking
23 legislative approval.

24 Appropriation:

25	<u>Washington State Heritage Center Account--State</u>	<u>\$778,000</u>
26	State Building Construction Account--State	(\$12,327,000)
27		<u>\$21,549,000</u>
28	<u>Subtotal Appropriation</u>	<u>\$22,327,000</u>
29	Prior Biennia (Expenditures) . . . . .	.\$0
30	Future Biennia (Projected Costs)	\$56,000,000
31	TOTAL	(\$68,327,000)
32		<u>\$78,327,000</u>

33 **Sec. 1003.** 2011 1st sp.s. c 49 s 1028 (uncodified) is amended to
34 read as follows:

1 **FOR THE DEPARTMENT OF COMMERCE**

2 Local and Community Projects (30000166)

3 The appropriations in this section are 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 in this section for the Roslyn Renaissance
30 project is subject to the following conditions and limitations: It is
31 the intent of this appropriation to undertake a feasibility study of
32 structural and program integrity of historic buildings including (a)
33 the northwest improvement company store, (b) the Sylvia's house, and
34 (c) vacant commercial lots within the city of Roslyn. The study will
35 analyze the adaptability of relocating the city offices to the
36 renovated city hall building. The Roslyn downtown association shall
37 submit the completed study to the department by July 1, 2012, including

1 a detailed cost estimate for the property acquisition and
2 redevelopment, and a capital fundraising plan to support the
3 acquisitions through multiple funding sources.

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

6	Project	Authorized Amount
7	Adna Athletic and Fitness Facility	\$80,000
8	American Lake Veterans' Golf	\$250,000
9	Course	
10	Anacortes Depot	\$380,000
11	Bothell North Creek Forest Land	\$200,000
12	Acquisition	
13	Boys and Girls Federal Way	\$50,000
14	Bucoda Odd Fellows Community	\$150,000
15	Center	
16	Central WA State Fair	\$35,000
17	Association	
18	City of Kirkland Athletic Fields	\$150,000
19	Colville Tribal Museum	\$250,000
20	Daybreak Youth Services Pre-	\$100,000
21	Construction Activities	
22	Dekalb Pier Project	\$700,000
23	Gig Harbor Maritime Pier	\$390,000
24	Grays Harbor Historical Seaport	\$169,000
25	Lady Washington Rehabilitation	
26	Legion Park Visitors Center and	\$110,000
27	Trailhead Project	
28	Match FEMA funds for Sprague	\$300,000
29	Response Center	
30	North Mason Senior Center	\$1,360,000
31	Port of Bremerton	\$1,100,000
32	Puyallup Transit Oriented	\$1,500,000
33	Development	
34	Redmond Central Connector	\$850,000
35	Roslyn Renaissance	\$300,000
36		

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

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

23 Appropriation:

24	State Building Construction Account--State	\$16,817,000
25	Prior Biennia (Expenditures)	\$0
26	Future Biennia (Projected Costs)	\$0
27	TOTAL	\$16,817,000

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

30 **FOR THE DEPARTMENT OF COMMERCE**

31 Temporary Public Works Grant Program (92000021)

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

34 Reappropriation:

1	State Building Construction Account--State	\$17,106,000
2	State Taxable Building Construction Account--	
3	State	((\$1,298,000))
4		<u>\$328,000</u>
5	Subtotal Reappropriation	((\$18,404,000))
6		<u>\$17,434,000</u>
7	Prior Biennia (Expenditures)	\$23,936,000
8	Future Biennia (Projected Costs)	\$0
9	TOTAL	((\$42,340,000))
10		<u>\$41,370,000</u>

11 **Sec. 1005.** 2011 1st sp.s. c 48 s 1018 (uncodified) is amended to
12 read as follows:

13 **FOR THE DEPARTMENT OF COMMERCE**

14 Drinking Water State Revolving Fund Loan Program (30000095)

15 The appropriations in this section are subject to the following
16 conditions and limitations: For projects involving repair,
17 replacement, or improvement of a clean water infrastructure facility or
18 other public works facility for which an investment grade audit is
19 obtainable, the public works board must require as a contract condition
20 that the project sponsor undertake an investment grade audit. The
21 project sponsor may finance the costs of the audit as part of its
22 drinking water state revolving fund program loan.

23 **Appropriation:**

24	Drinking Water Assistance Account--State	\$16,000,000
25	Drinking Water Assistance Repayment Account--	
26	State	((\$32,000,000))
27		<u>\$92,000,000</u>
28	Subtotal Appropriation	((\$48,000,000))
29		<u>\$108,000,000</u>
30	Prior Biennia (Expenditures) . . . . .	.\$0
31	Future Biennia (Projected Costs)	\$192,000,000
32	TOTAL	((\$240,000,000))
33		<u>\$300,000,000</u>

34 NEW SECTION. **Sec. 1006.** A new section is added to 2011 1st sp.s.
35 c 49 (uncodified) to read as follows:

1 **FOR THE DEPARTMENT OF COMMERCE**

2 Housing Assistance, Affordable Housing, and Weatherization
3 (91000248)

4 The appropriations in this section are subject to the following
5 conditions and limitations:

6 (1) \$500,000 of the appropriation from the Washington state
7 heritage center account--state in this section is provided solely for
8 the Quixote Village permanent supportive housing project in Olympia,
9 Washington. The department shall not expend the appropriation until
10 the remaining share of project costs has been secured.

11 (2) \$1,480,000 of the appropriation in this section is provided
12 solely for low-income weatherization through the energy matchmakers
13 program.

14 (3) \$98,020,000 of the appropriation in this section is provided
15 solely for the list of projects in LEAP capital document No. 2012-2A,
16 developed February 23, 2012. The department shall evaluate projects on
17 the LEAP list and allocate the funding based on the requirements of RCW
18 43.185.050 and 43.185.070. Upon review of a completed application, if
19 the department determines that a project is not eligible or is not
20 ready to proceed, the department may allocate funding to alternate
21 projects. The department shall, at its discretion, determine the
22 actual amount of funding to be allocated to each project, provided that
23 the total allocation does not exceed the appropriation provided in this
24 section.

25 Appropriation:

26	State Taxable Building Construction Account--	
27	State	\$99,500,000
28	Washington State Heritage Center Account--State	\$500,000
29	Subtotal Appropriation	\$100,000,000
30	Prior Biennia (Expenditures) . . . . .	.\$0
31	Future Biennia (Projected Costs)	\$0
32	TOTAL	\$100,000,000

33 NEW SECTION. **Sec. 1007.** A new section is added to 2011 1st sp.s.
34 c 49 (uncodified) to read as follows:

35 **FOR THE DEPARTMENT OF COMMERCE**

36 Weatherization (91000247)

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

3 (1) \$8,520,000 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	\$23,520,000
12	Prior Biennia (Expenditures)	\$0
13	Future Biennia (Projected Costs)	\$0
14	TOTAL	\$23,520,000

15 NEW SECTION. **Sec. 1008.** 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 **Sec. 1009.** 2011 1st sp.s. c 49 s 1022 (uncodified) is amended to
29 read as follows:

30 **FOR THE DEPARTMENT OF COMMERCE**

31 2010 Local and Community Projects (30000082)

32 (1) The reappropriation in this section is subject to the following
33 conditions and limitations: The reappropriation is subject to the
34 provisions of section 1015, chapter 36, Laws of 2010 1st sp. sess.

1 (2) Funding for the East King County Performing Arts Center Project
2 (PACE) is reduced by \$2,000,000. It is the intent of the legislature
3 to appropriate \$2,000,000 in state funding for the project once
4 nonstate matching funds have been secured.

5 Reappropriation:

6	State Building Construction Account--State	((\$12,108,000))
7		<u>\$10,108,000</u>
8	Prior Biennia (Expenditures)	\$2,022,000
9	Future Biennia (Projected Costs)	\$0
10	TOTAL	((\$14,130,000))
11		<u>\$12,130,000</u>

12 NEW SECTION. Sec. 1010. A new section is added to 2011 1st sp.s.
13 c 49 (uncodified) to read as follows:

14 **FOR THE OFFICE OF FINANCIAL MANAGEMENT**

15 Loan Program Consolidation Board (91000005)

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

18 (1) The legislature intends to consolidate under a single financing
19 authority all existing state lending programs currently dispersed under
20 the management of separate agencies, including, but not limited to,
21 infrastructure and student loan programs. The purposes of this
22 consolidation are to: Increase the effective and accountable use of
23 state resources; increase efficiency and decrease costs through
24 economies of scale; and streamline access for customers to financial
25 and technical assistance.

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

29 (i) The speaker of the house of representatives shall appoint one
30 member from each of the two largest caucuses of the house of
31 representatives, as voting members.

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

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

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

4 (c) Staff support for the board shall be provided by the office of
5 financial management, the house of representatives office of program
6 research and the senate committee services. The relevant state
7 agencies must provide technical assistance as the board may reasonably
8 request.

9 (d) Legislative members of the loan program consolidation board
10 must be reimbursed for travel expenses in accordance with RCW
11 44.04.120. Nonlegislative members, except those representing an
12 employer or organization, are entitled to be reimbursed for travel
13 expenses in accordance with RCW 43.03.050 and 43.03.060.

14 (3) The following agencies shall each designate a representative to
15 provide information to the board and participate in its discussions:
16 The office of financial management; the state treasurer; the department
17 of health; the department of ecology; the department of transportation;
18 the public works board; the higher education coordinating board, or
19 successor agency; and the state housing finance commission.

20 (4)(a) By December 15, 2012, the loan program consolidation board
21 shall develop and submit to the governor and appropriate legislative
22 committees a recommended consolidation plan that includes, but is not
23 limited to, infrastructure and educational lending programs
24 administered by the departments of commerce, health, and ecology; the
25 housing finance commission; the office of the state treasurer; and the
26 higher education coordinating board, or successor agency.

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

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

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

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

1 (b) Paying travel expenses of nonlegislative members of the loan
2 program consolidation board.

3 Appropriation:

4	Washington State Heritage Center Account--State	\$150,000
5	Prior Biennia (Expenditures)	\$0
6	Future Biennia (Projected Costs)	\$0
7	TOTAL	\$150,000

8 **Sec. 1011.** 2011 1st sp.s. c 49 s 1036 (uncodified) is amended to
9 read as follows:

10 **FOR THE OFFICE OF FINANCIAL MANAGEMENT**

11 Bid Savings Contingency Pool (92000002)

12 Appropriation:

13	State Building Construction Account--State	(\$6,500,000)
14		\$0
15	Prior Biennia (Expenditures)	\$0
16	Future Biennia (Projected Costs)	\$0
17	TOTAL	(\$6,500,000)
18		\$0

19 NEW SECTION. **Sec. 1012.** A new section is added to 2011 1st sp.s.
20 c 48 (uncodified) to read as follows:

21 **FOR THE OFFICE OF FINANCIAL MANAGEMENT**

22 Transfer Capital Budget Staff to Capital Funds (30000028)

23 Appropriation:

24	Thurston County Capital Facilities Account--State	\$728,000
25	Prior Biennia (Expenditures)	\$0
26	Future Biennia (Projected Costs)	\$2,912,000
27	TOTAL	\$3,640,000

28 **Sec. 1013.** 2011 1st sp.s. c 49 s 1046 (uncodified) is amended to
29 read as follows:

30 **FOR THE DEPARTMENT OF ((GENERAL ADMINISTRATION)) ENTERPRISE SERVICES**

31 Engineering and Architectural Services: Staffing (91000005)

32 Appropriation:

33	State Building Construction Account--State	(\$5,282,000)
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1 **FOR THE DEPARTMENT OF ENTERPRISE SERVICES**

2 Natural Resource Building Roof Replacement and Exterior Foam
3 Insulation System Repairs (30000546)

4 Appropriation:

5	Capitol Building Construction Account--State	\$3,500,000
6	Prior Biennia (Expenditures) . . . . .	.\$0
7	Future Biennia (Projected Costs)	\$0
8	TOTAL	\$3,500,000

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

11 **FOR THE DEPARTMENT OF ENTERPRISE SERVICES**

12 Legislative Building Critical Exterior Repairs (30000577)

13 Appropriation:

14	Thurston County Capital Facilities Account--State	\$1,400,000
15	Prior Biennia (Expenditures) . . . . .	.\$0
16	Future Biennia (Projected Costs)	\$0
17	TOTAL	\$1,400,000

18 **Sec. 1018.** 2011 1st sp.s. c 49 s 1054 (uncodified) is amended to
19 read as follows:

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

21 Courthouse Preservation (30000006)

22 Appropriation:

23	State Building Construction Account--State	(\$750,000)
24		<u>\$412,000</u>
25	Prior Biennia (Expenditures) . . . . .	.\$0
26	Future Biennia (Projected Costs)	\$0
27	TOTAL	(\$750,000)
28		<u>\$412,000</u>

(End of part)

PART 2
HUMAN SERVICES

Sec. 2001. 2011 1st sp.s. c 49 s 2016 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF HEALTH

Drinking Water Grants: Tulalip Water Supply (~~and Hanson Harbor~~) (92000001)

The appropriation in this section is (~~subject to the following conditions and limitations: \$699,000 of the appropriation is provided solely for the Hanson Harbor water supply project. \$2,500,000 of the appropriation is~~) provided solely for the Tulalip water supply pipeline.

Appropriation:

State Building Construction Account--State	((\$3,199,000))
	<u>\$2,500,000</u>
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$0
TOTAL	((\$3,199,000))
	<u>\$2,500,000</u>

Sec. 2002. 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 appropriation in this section is 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

1 Appropriation:

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

9 **Sec. 2003.** 2011 1st sp.s. c 49 s 2008 (uncodified) is amended to
10 read as follows:

11 **FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES**
12 Capacity to Replace Maple Lane School (92000005)

13 Reappropriation:

14	State Building Construction Account--State	\$1,635,000
15	<u>Appropriation:</u>	
16	<u>State Building Construction Account--State</u>	<u>\$363,000</u>
17	Prior Biennia (Expenditures)	\$462,000
18	Future Biennia (Projected Costs)	\$0
19	TOTAL	((\$2,097,000))
20		<u>\$2,460,000</u>

21 **Sec. 2004.** 2011 1st sp.s. c 48 s 2006 (uncodified) is amended to
22 read as follows:

23 **FOR THE DEPARTMENT OF VETERANS AFFAIRS**
24 Minor Works Preservation: Facilities Preservation (90000001)

25 Appropriation:

26	Charitable, Educational, Penal and Reformatory	
27	Institutions Account--State	((\$2,722,000))
28		<u>\$0</u>
29	Prior Biennia (Expenditures)	\$0
30	Future Biennia (Projected Costs)	((\$7,728,000))
31		<u>\$0</u>
32	TOTAL	((\$10,450,000))
33		<u>\$0</u>

1 Washington State Penitentiary: Housing Units, Kitchen and Site
2 Work (30000482)

3 Reappropriation:

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

7 Appropriation:

8	State Building Construction Account--State	((\$42,453,000))
9		<u>\$40,753,000</u>

10	Prior Biennia (Expenditures)	\$463,000
11	Future Biennia (Projected Costs)	\$0
12	TOTAL	((\$49,272,000))
13		<u>\$47,572,000</u>

14 **Sec. 2009.** 2011 1st sp.s. c 49 s 2034 (uncodified) is amended to
15 read as follows:

16 **FOR THE DEPARTMENT OF CORRECTIONS**

17 New Prison Reception Center (30000570)

18 Appropriation:

19	State Building Construction Account--State	((\$6,200,000))
20		<u>\$0</u>

21	Prior Biennia (Expenditures)	\$0
22	Future Biennia (Projected Costs)	((\$246,181,000))
23		<u>\$252,226,000</u>
24	TOTAL	((\$252,381,000))
25		<u>\$252,226,000</u>

(End of part)

1 **PART 3**

2 **NATURAL RESOURCES**

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

5 **FOR THE DEPARTMENT OF ECOLOGY**

6 Habitat Mitigation (91000007)

7 Reappropriation:

8 State Building Construction Account--State ((~~\$2,900,000~~))
9 \$3,648,000

10 Prior Biennia (Expenditures) ((~~\$1,500,000~~))
11 \$752,000

12 Future Biennia (Projected Costs) \$0

13 TOTAL \$4,400,000

14 **Sec. 3002.** 2011 1st sp.s. c 49 s 3008 (uncodified) is amended to
15 read as follows:

16 **FOR THE DEPARTMENT OF ECOLOGY**

17 Columbia River Basin Water Supply Development Program (20062950)

18 The appropriation in this section is subject to the following
19 conditions and limitations:

20 (1) \$1,000,000 of the appropriation is provided solely to the
21 Columbia basin ground water management area for the following projects:

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

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

28 (2) \$6,000,000 of the appropriation is provided solely for the
29 Sunnyside Valley Irrigation District Water Conservation program.

30 (3) The department must reexamine its method of accounting for in-
31 stream and out-of-stream benefits and develop a means of accounting for
32 the indirect but substantial and tangible out-of-stream benefits that
33 accrue from conservation, pump exchanges, and other projects. The

1 department must report the results of this reexamination to the
2 legislature by September 15, 2011.

3 Reappropriation:

4 Columbia River Basin Water Supply Development
5 Account--State \$23,987,000

6 Appropriation:

7 Columbia River Basin Water Supply Development
8 Account--State ((~~\$47,000,000~~))

9 \$36,596,000

10 Columbia River Basin Taxable Bond Water

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

12 Subtotal Appropriation \$47,000,000

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

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

15 TOTAL \$220,200,000

16 NEW SECTION. Sec. 3003. A new section is added to 2011 1st sp.s.
17 c 49 (uncodified) to read as follows:

18 **FOR THE DEPARTMENT OF ECOLOGY**

19 Columbia River Water Management Projects (91000167)

20 The appropriation in this section is subject to the following
21 conditions and limitations: The appropriation in this section is
22 provided solely for the Keechelus to Kachess Pipeline I-90 Crossing
23 Project in Kittitas County.

24 Appropriation:

25 Columbia River Basin Water Supply Development
26 Account--State \$2,500,000

27 Prior Biennia (Expenditures) \$0

28 Future Biennia (Projected Costs) \$0

29 TOTAL \$2,500,000

30 **Sec. 3004.** 2011 1st sp.s. c 49 s 3028 (uncodified) is amended to
31 read as follows:

32 **FOR THE DEPARTMENT OF ECOLOGY**

33 Protect Communities from Flood and Drought (92000002)

34 Reappropriation:

1	State Building Construction Account--State	((\$6,475,000))
2		<u>\$8,172,000</u>
3	Prior Biennia (Expenditures)	((\$8,500,000))
4		<u>\$6,609,000</u>
5	Future Biennia (Projected Costs)	\$0
6	TOTAL	((\$14,975,000))
7		<u>\$14,781,000</u>

8 **Sec. 3005.** 2011 1st sp.s. c 48 s 3025 (uncodified) is amended to
9 read as follows:

10 **FOR THE DEPARTMENT OF ECOLOGY**

11 Water Pollution Control Revolving Fund Program (30000209)

12 The appropriations in this section are subject to the following
13 conditions and limitations:

14 (1) For projects involving repair, replacement, or improvement of
15 a wastewater treatment plant or other public works facility for which
16 an investment grade audit is obtainable, the department of ecology must
17 require as a contract condition that the project sponsor undertake an
18 investment grade audit. The project sponsor may finance the costs of
19 the audit as part of its water pollution control revolving fund program
20 loan.

21 (2) \$23,327,000 of the appropriation is provided solely for the
22 following ranked list of projects from the fiscal year 2012 water
23 quality integrated funding program list of unfunded projects:

24	<u>PROJECT</u>	<u>AUTHORIZED AMOUNT</u>
25	<u>LOTT Clean Water Alliance Primary Sedimentation</u>	<u>\$10,733,000</u>
26	<u>Basins</u>	
27	<u>Tacoma Wapato Lake LID Pilot</u>	<u>\$2,322,000</u>
28	<u>Kirkland NE 80th Street Sewermain Replacement (Phase</u>	<u>\$5,000,000</u>
29	<u>II & III)</u>	
30	<u>Pacific Valentine Avenue Roadway and LID</u>	<u>\$2,836,000</u>
31	<u>Implementation</u>	
32	<u>Seattle Norfolk Water Quality</u>	<u>\$2,025,000</u>
33	<u>Snoqualmie Northern Street LID Retrofit</u>	<u>\$411,000</u>
34	<u>Total</u>	<u>\$23,327,000</u>

1	Appropriation:	
2	Water Pollution Control Revolving	
3	Account--State	((\$102,000,000))
4		<u>\$109,939,000</u>
5	Water Pollution Control Revolving Account--Federal . .	\$82,205,000
6	Subtotal Appropriation	((\$184,205,000))
7		<u>\$192,144,000</u>
8	Prior Biennia (Expenditures) . . . . .	.\$0
9	Future Biennia (Projected Costs)	\$736,820,000
10	TOTAL	((\$921,025,000))
11		<u>\$928,964,000</u>

12 **Sec. 3006.** 2011 1st sp.s. c 48 s 3036 (uncodified) is amended to
13 read as follows:

14 **FOR THE DEPARTMENT OF ECOLOGY**

15 Clean Up Toxics Sites - Puget Sound (30000265)

16	Appropriation:	
17	((Local Toxics Control Account--State)) <u>State</u>	
18	<u>Toxics Control Account--State</u>	\$16,400,000
19	Prior Biennia (Expenditures) . . . . .	.\$0
20	Future Biennia (Projected Costs)	\$11,248,000
21	TOTAL	\$27,648,000

22 NEW SECTION. **Sec. 3007.** A new section is added to 2011 1st sp.s.
23 c 49 (uncodified) to read as follows:

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

25 Deferred Maintenance (91000030)

26	Appropriation:	
27	State Building Construction Account--State	\$820,000
28	Prior Biennia (Expenditures) . . . . .	.\$0
29	Future Biennia (Projected Costs)	\$0
30	TOTAL	\$820,000

31 NEW SECTION. **Sec. 3008.** A new section is added to 2011 1st sp.s.
32 c 49 (uncodified) to read as follows:

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

2 Energy Conservation (91000040)

3 Appropriation:

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

8 NEW SECTION. Sec. 3009. A new section is added to 2011 1st sp.s.
9 c 49 (uncodified) to read as follows:

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

11 Picnic Shelters (91000018)

12 Appropriation:

13	State Building Construction Account--State	\$500,000
14	Prior Biennia (Expenditures) . . . . .	.\$0
15	Future Biennia (Projected Costs)	\$0
16	TOTAL	\$500,000

17 NEW SECTION. Sec. 3010. A new section is added to 2011 1st sp.s.
18 c 49 (uncodified) to read as follows:

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

20 Rocky Reach Trail (91000035)

21 Appropriation:

22	State Building Construction Account--State	\$400,000
23	Prior Biennia (Expenditures) . . . . .	.\$0
24	Future Biennia (Projected Costs)	\$0
25	TOTAL	\$400,000

26 NEW SECTION. Sec. 3011. A new section is added to 2011 1st sp.s.
27 c 49 (uncodified) to read as follows:

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

29 Lake Sammamish Concession and Event Facility (91000034)

30 Appropriation:

31	State Building Construction Account--State	\$1,000,000
32	Prior Biennia (Expenditures) . . . . .	.\$0
33	Future Biennia (Projected Costs)	\$0

1 TOTAL \$1,000,000

2 **Sec. 3012.** 2011 1st sp.s. c 49 s 3070 (uncodified) is amended to
3 read as follows:

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

5 Puget Sound Estuary and Salmon Restoration Program (30000148)

6 The appropriation in this section is subject to the following
7 conditions and limitations:

8 (1) \$750,000 of the appropriation is provided solely for
9 acquisition of land in Dabob Bay by the nature conservancy for transfer
10 to the department of natural resources.

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

13 Appropriation:

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

18 **Sec. 3013.** 2011 1st sp.s c 49 s 3072 (uncodified) is amended to
19 read as follows:

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

21 Puget Sound Restoration (30000147)

22 The appropriation in this section is subject to the following
23 conditions and limitations: The appropriation shall not be expended on
24 the acquisition of lands by state agencies.

25 Appropriation:

26	State Building Construction Account--State	(\$15,000,000)
27		<u>\$4,500,000</u>
28	Prior Biennia (Expenditures) . . . . .	.\$0
29	Future Biennia (Projected Costs)	\$60,000,000
30	TOTAL	(\$75,000,000)
31		<u>\$64,500,000</u>

32 **Sec. 3014.** 2011 1st sp.s. c 49 s 3078 (uncodified) is amended to
33 read as follows:

1 **FOR THE STATE CONSERVATION COMMISSION**

2 Livestock Nutrient Program (91000002)

3 Appropriation:

4 State Taxable Building Construction

5 Account--State ((~~\$1,000,000~~))

6 \$0

7 Prior Biennia (Expenditures) \$0

8 Future Biennia (Projected Costs) \$0

9 TOTAL ((~~\$1,000,000~~))

10 \$0

11 **Sec. 3015.** 2011 1st sp.s. c 49 s 3079 (uncodified) is amended to
12 read as follows:

13 **FOR THE STATE CONSERVATION COMMISSION**

14 Conservation Reserve Enhancement Program (91000003)

15 Appropriation:

16 State Building Construction Account--State ((~~\$2,000,000~~))

17 \$0

18 Prior Biennia (Expenditures) \$0

19 Future Biennia (Projected Costs) \$0

20 TOTAL ((~~\$2,000,000~~))

21 \$0

22 NEW SECTION. **Sec. 3016.** A new section is added to 2011 1st sp.s.
23 c 48 (uncodified) to read as follows:

24 **FOR THE STATE CONSERVATION COMMISSION**

25 Livestock Nutrient Program (30000001)

26 Appropriation:

27 General Fund--Federal \$1,000,000

28 Prior Biennia (Expenditures) \$0

29 Future Biennia (Projected Costs) \$0

30 TOTAL \$1,000,000

31 NEW SECTION. **Sec. 3017.** A new section is added to 2011 1st sp.s.
32 c 48 (uncodified) to read as follows:

33 **FOR THE DEPARTMENT OF NATURAL RESOURCES**

1 Point Ruston Sediment Capping and Shoreline Restoration
2 Stabilization (91000065)

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

13 Appropriation:

14	Cleanup Settlement Account--State	\$7,200,000
15	Prior Biennia (Expenditures)	\$0
16	Future Biennia (Projected Costs)	\$0
17	TOTAL	\$7,200,000

18 **Sec. 3018.** 2011 1st sp.s. c 48 s 3083 (uncodified) is amended to
19 read as follows:

20 **FOR THE DEPARTMENT OF NATURAL RESOURCES**

21 ((Elk River Estuarine)) National Coastal Wetland Conservation
22 Program Lands Acquisition (91000007)

23 Reappropriation:

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

28 **Sec. 3019.** 2011 1st sp.s. c 49 s 3108 (uncodified) is amended to
29 read as follows:

30 **FOR THE DEPARTMENT OF NATURAL RESOURCES**

31 Fire Hazard Reductions (30000201)

32 The appropriation in this section is subject to the following
33 conditions and limitations: The appropriations in this section are

1 provided solely for forest (~~improvement~~) treatments (~~on~~) that
2 benefit state trust lands in eastern Washington.

3 Appropriation:

4	State Building Construction Account--State	\$2,000,000
5	Prior Biennia (Expenditures) . . . . .	.\$0
6	Future Biennia (Projected Costs)	\$0
7	TOTAL	\$2,000,000

(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:

FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION

Yakima Valley Technical Skills Center (30000076)

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

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

10 **FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION**

11 2011-13 School Construction Assistance Program (30000071)

12 The appropriations in this section are subject to the following
13 conditions and limitations:

14 (1) \$1,337,000 of the common school construction account--state
15 appropriation is provided solely for study and survey grants and for
16 completing inventory and building condition assessments for all public
17 school districts once every six years.

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

21 (3) \$952,000 of the common school construction account--state
22 appropriation is provided solely for mapping the design of new
23 facilities and remapping the design of facilities to be remodeled, for
24 school construction projects funded through the school construction
25 assistance program.

26 (4) Up to \$200,000 of the appropriation from the common school
27 construction account--state is for reimbursement of demonstrated direct
28 and actual preconstruction costs incurred by the Meridian, Eastmont,
29 and Yakima school districts through January 31, 2012.

30	Appropriation:	
31	Common School Construction Account--State	((\$314,960,000))
32		<u>\$267,358,000</u>
33	Common School Construction Account--Federal	((\$600,000))
34		<u>\$1,600,000</u>
35	Subtotal Appropriation	((\$315,560,000))
36		<u>\$268,958,000</u>

1	Prior Biennia (Expenditures)	\$0
2	Future Biennia (Projected Costs)	((\$1,351,581,000))
3		<u>\$1,351,139,000</u>
4	TOTAL	((\$1,667,141,000))
5		<u>\$1,620,097,000</u>

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

8 **FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION**

9 2011-13 School Construction Assistance Program (30000071)

10 The appropriations in this section are subject to the following
11 conditions and limitations:

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

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

24 **Appropriation:**

25	State Building Construction Account--State	((\$345,754,000))
26		<u>\$247,395,000</u>

27	Prior Biennia (Expenditures)	\$0
28	Future Biennia (Projected Costs)	((\$1,581,765,000))
29		<u>\$1,586,015,000</u>
30	TOTAL	((\$1,927,519,000))
31		<u>\$1,833,410,000</u>

32 NEW SECTION. **Sec. 5006.** A new section is added to 2011 1st sp.s.
33 c 49 (uncodified) to read as follows:

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

35 Lloyd Auditorium Emergency Repairs (30000012)

1 Reappropriation:
 2 State Building Construction Account--State \$1,858,000
 3 Prior Biennia (Expenditures) \$0
 4 Future Biennia (Projected Costs) \$0
 5 TOTAL \$1,858,000

6 **Sec. 5007.** 2011 1st sp.s. c 49 s 5021 (uncodified) is amended to
 7 read as follows:

8 **FOR THE UNIVERSITY OF WASHINGTON**
 9 University of Washington - Minor Capital Repairs (30000372)

10 Appropriation:
 11 State Building Construction Account--State ((~~\$11,186,000~~))
 12 \$4,605,000
 13 Prior Biennia (Expenditures) \$0
 14 Future Biennia (Projected Costs) \$30,000,000
 15 TOTAL ((~~\$41,186,000~~))
 16 \$34,605,000

17 **Sec. 5008.** 2011 1st sp.s. c 48 s 5012 (uncodified) is amended to
 18 read as follows:

19 **FOR THE UNIVERSITY OF WASHINGTON**
 20 University of Washington - Minor Capital Repairs (30000372)

21 Appropriation:
 22 University of Washington Building
 23 Account--State ((~~\$27,801,000~~))
 24 \$32,074,000
 25 Prior Biennia (Expenditures) \$0
 26 Future Biennia (Projected Costs) \$30,000,000
 27 TOTAL ((~~\$57,801,000~~))
 28 \$62,074,000

29 **Sec. 5009.** 2011 1st sp.s. c 49 s 5022 (uncodified) is amended to
 30 read as follows:

31 **FOR THE UNIVERSITY OF WASHINGTON**
 32 Anderson Hall Renovation (20091002)

33 Appropriation:

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

8 **Sec. 5010.** 2011 1st sp.s. c 49 s 5017 (uncodified) is amended to
9 read as follows:

10 **FOR THE UNIVERSITY OF WASHINGTON**

11 University of Washington Bothell (20082006)

12 Reappropriation:

13 State Building Construction Account--State \$2,934,000
14 Prior Biennia (Expenditures) \$2,216,000
15 Future Biennia (Projected Costs) (~~(\$77,435,000)~~)
16 \$0
17 TOTAL (~~(\$82,585,000)~~)
18 \$5,150,000

19 NEW SECTION. **Sec. 5011.** A new section is added to 2011 1st sp.s.
20 c 48 (uncodified) to read as follows:

21 **FOR THE UNIVERSITY OF WASHINGTON**

22 University of Washington Bothell (20082006)

23 In conjunction with the appropriation in this section, the
24 University of Washington is authorized to issue a bond or bonds in an
25 amount not to exceed \$53,850,000 in value for construction of the
26 Bothell Phase 3 project identified in this section. The bond shall be
27 financed from building fee and trust land revenues deposited into the
28 university's bond retirement account, in accordance with RCW 28B.20.700
29 through 28B.20.740.

30 Appropriation:

31 University of Washington Building Account--State \$9,000,000
32 Prior Biennia (Expenditures) \$0
33 Future Biennia (Projected Costs) \$0
34 TOTAL \$9,000,000

1 **Sec. 5012.** 2011 1st sp.s. c 48 s 5014 (uncodified) is amended to
2 read as follows:

3 **FOR THE WASHINGTON STATE UNIVERSITY**

4 Washington State University Spokane - Riverpoint Biomedical and
5 Health Sciences (20162953)

6 In conjunction with the appropriations and reappropriation in this
7 section, the Washington State University is authorized to issue a bond
8 or bonds in an amount not to exceed \$35,775,000 in value for
9 construction of the Riverpoint Biomedical and Health Sciences project
10 identified in this section. The bond shall be financed from building
11 fee and trust land revenues deposited into the university's bond
12 retirement account, in accordance with RCW 28B.30.700 through
13 28B.30.780.

14 Appropriation:

15	Washington State University Building Account--	
16	State	((\$3,770,000))
17		<u>\$5,723,000</u>
18	Prior Biennia (Expenditures) . . . . .	.\$0
19	Future Biennia (Projected Costs)	\$0
20	TOTAL	((\$3,770,000))
21		<u>\$5,723,000</u>

22 **Sec. 5013.** 2011 1st sp.s. c 49 s 5024 (uncodified) is amended to
23 read as follows:

24 **FOR THE WASHINGTON STATE UNIVERSITY**

25 Washington State University Spokane - Riverpoint Biomedical and
26 Health Sciences (20162953)

27 Reappropriation:

28 State Building Construction Account--State \$4,200,000

29 Appropriation:

30	State Building Construction Account--State	((\$31,230,000))
31		<u>\$28,111,000</u>
32	Prior Biennia (Expenditures)	\$3,640,000
33	Future Biennia (Projected Costs)	((\$35,000,000))
34		<u>\$0</u>
35	TOTAL	((\$74,070,000))
36		<u>\$35,951,000</u>

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

3 **FOR THE CENTRAL WASHINGTON UNIVERSITY**

4 Minor Works Preservation: Preservation (30000444)

5 Appropriation:

6	Central Washington University Capital	
7	Projects Account--State	((\$7,000,000))
8		<u>\$7,215,000</u>
9	Prior Biennia (Expenditures) . . . . .	.\$0
10	Future Biennia (Projected Costs)	\$10,000,000
11	TOTAL	((\$17,000,000))
12		<u>\$17,215,000</u>

13 **Sec. 5015.** 2011 1st sp.s. c 49 s 5037 (uncodified) is amended to
14 read as follows:

15 **FOR THE CENTRAL WASHINGTON UNIVERSITY**

16 Combined Utilities (30000448)

17 Appropriation:

18	State Building Construction Account--State	((\$3,727,000))
19		<u>\$3,512,000</u>
20	Prior Biennia (Expenditures) . . . . .	.\$0
21	Future Biennia (Projected Costs)	\$19,600,000
22	TOTAL	((\$23,327,000))
23		<u>\$23,112,000</u>

24 NEW SECTION. **Sec. 5016.** A new section is added to 2011 1st sp.s.
25 c 48 (uncodified) to read as follows:

26 **FOR THE CENTRAL WASHINGTON UNIVERSITY**

27 Combined Utilities (30000448)

28 Appropriation:

29	Central Washington University Capital Projects	
30	Account--State . . . . .	.\$488,000
31	Prior Biennia (Expenditures) . . . . .	.\$0
32	Future Biennia (Projected Costs)	\$0
33	TOTAL	\$488,000

1 **Sec. 5020.** 2011 1st sp.s. c 48 s 5039 (uncodified) is amended to
2 read as follows:

3 **FOR THE WESTERN WASHINGTON UNIVERSITY**

4 Classroom and Lab Upgrades (30000425)

5 Appropriation:

6	Western Washington University Capital Projects	
7	Account--State	((\$2,313,000))
8		<u>\$3,843,000</u>
9	Prior Biennia (Expenditures) . . . . .	.\$0
10	Future Biennia (Projected Costs)	\$0
11	TOTAL	((\$2,313,000))
12		<u>\$3,843,000</u>

13 **Sec. 5021.** 2011 1st sp.s. c 49 s 5051 (uncodified) is amended to
14 read as follows:

15 **FOR THE WESTERN WASHINGTON UNIVERSITY**

16 Classroom and Lab Upgrades (30000425)

17 Appropriation:

18	State Building Construction Account--State	((\$2,486,000))
19		<u>\$1,721,000</u>
20	Prior Biennia (Expenditures) . . . . .	.\$0
21	Future Biennia (Projected Costs)	\$0
22	TOTAL	((\$2,486,000))
23		<u>\$1,721,000</u>

24 **Sec. 5022.** 2011 1st sp.s. c 49 s 5070 (uncodified) is amended to
25 read as follows:

26 **FOR THE COMMUNITY AND TECHNICAL COLLEGE SYSTEM**

27 Clover Park Technical College - Allied Health Care Facility
28 (20062699)

29 Reappropriation:

30	State Building Construction Account--State	\$317,000
31	Appropriation:	
32	State Building Construction Account--State	((\$20,706,000))
33		<u>\$20,585,000</u>
34	Prior Biennia (Expenditures)	\$1,748,000

1 Future Biennia (Projected Costs) \$0
2 TOTAL ((~~\$22,771,000~~))
3 \$22,650,000

4 **Sec. 5023.** 2011 1st sp.s. c 49 s 5082 (uncodified) is amended to
5 read as follows:

6 **FOR THE COMMUNITY AND TECHNICAL COLLEGE SYSTEM**
7 Everett Community College: Index Hall Replacement (20081221)
8 Reappropriation:
9 State Building Construction Account--State \$1,468,000
10 Appropriation:
11 State Building Construction Account--State ((~~\$31,988,000~~))
12 \$31,357,000
13 Prior Biennia (Expenditures) \$3,489,000
14 Future Biennia (Projected Costs) \$0
15 TOTAL ((~~\$36,945,000~~))
16 \$36,314,000

17 **Sec. 5024.** 2011 1st sp.s. c 48 s 5049 (uncodified) is amended to
18 read as follows:

19 **FOR THE COMMUNITY AND TECHNICAL COLLEGE SYSTEM**
20 Site Repairs "A" (30000504)
21 Appropriation:
22 Community/Technical College Capital Projects
23 Account--State ((~~\$3,062,000~~))
24 \$4,897,000
25 Prior Biennia (Expenditures) \$0
26 Future Biennia (Projected Costs) \$20,180,000
27 TOTAL ((~~\$23,242,000~~))
28 \$25,077,000

29 **Sec. 5025.** 2011 1st sp.s. c 49 s 5104 (uncodified) is amended to
30 read as follows:

31 **FOR THE COMMUNITY AND TECHNICAL COLLEGE SYSTEM**
32 Site Repairs "A" (30000504)
33 Appropriation:
34 State Building Construction Account--State ((~~\$1,983,000~~))

1		<u>\$148,000</u>
2	Prior Biennia (Expenditures)	\$0
3	Future Biennia (Projected Costs)	\$0
4	TOTAL	((\$1,983,000))
5		<u>\$148,000</u>

6 NEW SECTION. Sec. 5026. 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 (91000035)

10 Appropriation:

11	Community/Technical College Capital Projects	
12	Account--State	\$1,836,000
13	Prior Biennia (Expenditures)	\$0
14	Future Biennia (Projected Costs)	\$0
15	TOTAL	\$1,836,000

(End of part)

PART 6
MISCELLANEOUS

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

ACQUISITION OF PROPERTIES AND FACILITIES THROUGH FINANCIAL CONTRACTS

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

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

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

(1) Community and technical colleges:

(a) Enter into a financing contract on behalf of Columbia basin college for up to \$2,500,000 plus financing and required reserves pursuant to chapter 39.94 RCW to add space to the delta high school for the science technology engineering math program.

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

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

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

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

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

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

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

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

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

36 (k) Enter into a financing contract on behalf of Spokane Community
37 College for up to \$3,100,000 plus financing expenses and required

1 reserves pursuant to chapter 39.94 RCW to replace the institute for
2 extended learning building.

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

8 (m) Enter into a financing contract on behalf of Cascadia Community
9 College for up to \$5,891,000 plus financing expenses and required
10 reserves pursuant to chapter 39.94 RCW to construct a new student
11 union.

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

15 (3) Department of general administration:

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

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

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

29 (5) Washington State Parks:

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

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

36 NEW SECTION. Sec. 6002. A new section is added to 2011 1st sp.s.
37 c 49 (uncodified) to read as follows:

1 It is the intent of the legislature that the state dispose of its
2 interest in the Wellington Hills property. Net proceeds from the sale
3 of the Wellington Hills property shall be deposited into the University
4 of Washington building account. The University of Washington must
5 report to the office of financial management and the appropriate fiscal
6 committees of the legislature upon the sale of the property the total
7 sale value and net proceeds deposited into the University of Washington
8 building account.

9 **Sec. 6003.** RCW 43.07.129 and 2011 1st sp.s. c 50 s 940 are each
10 amended to read as follows:

11 The Washington state heritage center account is created in the
12 custody of the state treasurer. All moneys received under RCW
13 36.18.010(11) and 43.07.128 must be deposited in the account.
14 Expenditures from the account may be made only for the following
15 purposes:

16 (1) Payment of the certificate of participation issued for the
17 Washington state heritage center;

18 (2) Capital maintenance of the Washington state heritage center;
19 and

20 (3) Program operations that serve the public, relate to the
21 collections and exhibits housed in the Washington state heritage
22 center, or fulfill the missions of the state archives, state library,
23 and capital museum.

24 Only the secretary of state or the secretary of state's designee
25 may authorize expenditures from the account. An appropriation is not
26 required for expenditures, but the account is subject to allotment
27 procedures under chapter 43.88 RCW. During the 2011-2013 fiscal
28 biennium, the legislature may transfer from the Washington state
29 heritage center account to the Thurston county capital facilities
30 account such amounts as reflect the excess fund balance of the account.
31 During the 2011-2013 fiscal biennium, the legislature may appropriate
32 from the Washington state heritage center account for the purposes of
33 state arts, historical, ~~((and))~~ library programs, and other facilities
34 in Thurston county.

35 **Sec. 6004.** RCW 43.19.501 and 2011 1st sp.s. c 50 s 943 and 2011
36 1st sp.s. c 43 s 225 are each reenacted and amended to read as follows:

1 The Thurston county capital facilities account is created in the
2 state treasury. The account is subject to the appropriation and
3 allotment procedures under chapter 43.88 RCW. Moneys in the account
4 may be expended for capital projects in facilities owned and managed by
5 the department in Thurston county. For the 2007-2009 biennium, moneys
6 in the account may be used for predesign identified in section 1037,
7 chapter 328, Laws of 2008.

8 During the 2009-2011 and 2011-2013 fiscal biennia, the legislature
9 may transfer from the Thurston county capital facilities account to the
10 state general fund such amounts as reflect the excess fund balance of
11 the account. During the 2011-2013 fiscal biennium, the legislature may
12 appropriate from the Thurston county capital facilities account for
13 activities related to other capital project related administrative
14 purposes.

15 **Sec. 6005.** RCW 43.43.944 and 2011 1st sp.s. c 48 s 7026 are each
16 amended to read as follows:

17 (1) The fire service training account is hereby established in the
18 state treasury. The fund shall consist of:

19 (a) All fees received by the Washington state patrol for fire
20 service training;

21 (b) All grants and bequests accepted by the Washington state patrol
22 under RCW 43.43.940;

23 (c) Twenty percent of all moneys received by the state on fire
24 insurance premiums; and

25 (d) General fund--state moneys appropriated into the account by the
26 legislature.

27 (2) Moneys in the account may be appropriated only for fire service
28 training. The state patrol may use amounts appropriated from the fire
29 service training account under this section to contract with the
30 Washington state firefighters apprenticeship trust for the operation of
31 the firefighter joint apprenticeship training program. The contract
32 may call for payments on a monthly basis. During the 2009-2011 fiscal
33 biennium, the legislature may appropriate funds from this account for
34 school fire prevention activities within the Washington state patrol
35 and for repairs of the burn building. During the 2011-2013 fiscal
36 biennium, the legislature may appropriate funds from this account for

1 school fire prevention activities within the Washington state patrol,
2 ((and)) for predesign and repairs of the burn building, and other fire
3 training academy capital projects as needed.

4 (3) Any general fund--state moneys appropriated into the account
5 shall be allocated solely to the firefighter joint apprenticeship
6 training program. The Washington state patrol may contract with
7 outside entities for the administration and delivery of the firefighter
8 joint apprenticeship training program.

9 **Sec. 6006.** RCW 43.63A.125 and 2011 1st sp.s. c 48 s 7027 are each
10 amended to read as follows:

11 (1) The department shall establish the building communities fund
12 program. Under the program, capital and technical assistance grants
13 may be made to nonprofit organizations for acquiring, constructing, or
14 rehabilitating facilities used for the delivery of nonresidential
15 community services, including social service centers and multipurpose
16 community centers, including those serving a distinct or ethnic
17 population. Such facilities must be located in a distressed community
18 or serve a substantial number of low-income or disadvantaged persons.

19 (2) The department shall establish a competitive process to
20 solicit, evaluate, and rank applications for the building communities
21 fund program as follows:

22 (a) The department shall conduct a statewide solicitation of
23 project applications from nonprofit organizations.

24 (b) The department shall evaluate and rank applications in
25 consultation with a citizen advisory committee using objective
26 criteria. To be considered qualified, applicants must demonstrate that
27 the proposed project:

28 (i) Will increase the range, efficiency, or quality of the services
29 provided to citizens;

30 (ii) Will be located in a distressed community or will serve a
31 substantial number of low-income or disadvantaged persons;

32 (iii) Will offer three or more distinct activities that meet a
33 single community service objective or offer a diverse set of activities
34 that meet multiple community service objectives, including but not
35 limited to: Providing social services; expanding employment
36 opportunities for or increasing the employability of community

1 residents; or offering educational or recreational opportunities
2 separate from the public school system or private schools, as long as
3 recreation is not the sole purpose of the facility;

4 (iv) Reflects a long-term vision for the development of the
5 community, shared by residents, businesses, leaders, and partners;

6 (v) Requires state funding to accomplish a discrete, usable phase
7 of the project;

8 (vi) Is ready to proceed and will make timely use of the funds;

9 (vii) Is sponsored by one or more entities that have the
10 organizational and financial capacity to fulfill the terms of the grant
11 agreement and to maintain the project into the future;

12 (viii) Fills an unmet need for community services;

13 (ix) Will achieve its stated objectives; and

14 (x) Is a community priority as shown through tangible commitments
15 of existing or future assets made to the project by community
16 residents, leaders, businesses, and government partners.

17 (c) The evaluation and ranking process shall also include an
18 examination of existing assets that applicants may apply to projects.
19 Grant assistance under this section shall not exceed twenty-five
20 percent of the total cost of the project, except, under exceptional
21 circumstances, the department may reduce the amount of nonstate match
22 required. No more than ten percent of the total granted amount may be
23 awarded to qualified eligible projects that meet the definition of
24 exceptional circumstances defined in this subsection. For purposes of
25 this subsection, exceptional circumstances include but are not limited
26 to: Natural disasters affecting projects; emergencies beyond an
27 applicant's control, such as a fire or an unanticipated loss of a lease
28 where services are currently provided; or a delay that could result in
29 a threat to public health or safety. The nonstate portion of the total
30 project cost may include cash, the value of real property when acquired
31 solely for the purpose of the project, and in-kind contributions.

32 (d) The department may not set a monetary limit to funding
33 requests.

34 (3) The department shall submit biennially to the governor and the
35 legislature in the department's capital budget request a ranked list of
36 the qualified eligible projects for which applications were received.
37 The list must include a description of each project, its total cost,
38 and the amount of state funding requested. The appropriate fiscal

1 committees of the legislature shall use this list to determine building
2 communities fund projects that may receive funding in the capital
3 budget. The total amount of state capital funding available for all
4 projects on the biennial list shall be determined by the capital budget
5 beginning with the 2009-2011 biennium and thereafter. In addition, if
6 cash funds have been appropriated, up to three million dollars may be
7 used for technical assistance grants. The department shall not sign
8 contracts or otherwise financially obligate funds under this section
9 until the legislature has approved a specific list of projects.

10 (4) In addition to the list of ranked qualified eligible projects,
11 the department shall submit to the appropriate fiscal committees of the
12 legislature a summary report that describes the solicitation and
13 evaluation processes, including but not limited to the number of
14 applications received, the total amount of funding requested, issues
15 encountered, if any, and any recommendations for process improvements.

16 (5) After the legislature has approved a specific list of projects
17 in law, the department shall develop and manage appropriate contracts
18 with the selected applicants; monitor project expenditures and grantee
19 performance; report project and contract information; and exercise due
20 diligence and other contract management responsibilities as required.

21 (6) In contracts for grants authorized under this section the
22 department shall include provisions which require that capital
23 improvements shall be held by the grantee for a specified period of
24 time appropriate to the amount of the grant and that facilities shall
25 be used for the express purpose of the grant. If the grantee is found
26 to be out of compliance with provisions of the contract, the grantee
27 shall repay to the state general fund the principal amount of the grant
28 plus interest calculated at the rate of interest on state of Washington
29 general obligation bonds issued most closely to the date of
30 authorization of the grant.

31 (7) During the 2011-2013 biennium, solely for the accelerated
32 competitive funding round described in section 1002(9) of this act, the
33 following provisions will be in effect:

34 (a) Construction and rehabilitation projects are eligible.
35 Acquisition projects are not eligible.

36 (b) Community hall projects are eligible.

37 (c) Applicants may propose that up to seventy-five percent of total

1 project costs be funded by the state and at least twenty-five percent
2 of total project costs be funded by nonstate match.

3 (d) Applicants must document firm commitment of matching resources
4 at the time the application is submitted.

5 (e) The department must approve projects without seeking
6 legislative approval.

7 **Sec. 6007.** RCW 79.17.010 and 2009 c 497 s 6024 are each amended to
8 read as follows:

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

- 12 (a) Facilitate the marketing of forest products of state lands;
- 13 (b) Consolidate and block-up state lands;
- 14 (c) Acquire lands having commercial recreational leasing potential;
- 15 (d) Acquire county-owned lands;
- 16 (e) Acquire urban property which has greater income potential or
17 which could be more efficiently managed by the department in exchange
18 for state urban lands as defined in RCW 79.19.100; or

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

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

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

27 (4) During the biennium ending June 30, (~~2011~~) 2013, for the
28 purposes of maintaining working farm and forest landscapes or acquiring
29 natural resource lands at risk of development, the department, with
30 approval of the board of natural resources, may exchange any state land
31 and any timber thereon for any land and proceeds of equal value, when
32 it can be demonstrated that the trust fiduciary obligations can be
33 better fulfilled after an exchange is completed. Proceeds may be in
34 the form of cash or services in order to achieve the purposes
35 established in this section. Any cash received as part of an exchange
36 transaction shall be deposited in the resource management cost account
37 to pay for administrative expenses incurred in carrying out an exchange

1 transaction. These administrative expenses include road maintenance
2 and abandonment expenses. The amount of proceeds received from the
3 exchange partner may not exceed five percent of the total value of the
4 exchange. The receipt of proceeds shall not change the character of
5 the transaction from an exchange to a sale.

6 (5) Prior to executing an exchange under this section, and in
7 addition to the public notice requirements set forth in RCW 79.17.050,
8 the department shall consult with legislative members, other state and
9 federal agencies, local governments, tribes, local stakeholders,
10 conservation groups, and any other interested parties to identify and
11 address cultural resource issues and the potential of the state lands
12 proposed for exchange to be used for open space, park, school, or
13 critical habitat purposes.

14 **Sec. 6008.** RCW 79.17.020 and 2009 c 497 s 6025 are each amended to
15 read as follows:

16 (1) The board of county commissioners of any county and/or the
17 mayor and city council or city commission of any city or town and/or
18 the board shall have authority to exchange, each with the other, or
19 with the federal forest service, the federal government or any proper
20 agency thereof and/or with any private landowner, county land of any
21 character, land owned by municipalities of any character, and state
22 forest land owned by the state under the jurisdiction of the
23 department, for real property of equal value for the purpose of
24 consolidating and blocking up the respective land holdings of any
25 county, municipality, the federal government, or the state of
26 Washington or for the purpose of obtaining lands having commercial
27 recreational leasing potential.

28 (2) During the biennium ending June 30, (~~2011~~) 2013, for the
29 purposes of maintaining working farm and forest landscapes or acquiring
30 natural resource lands at risk of development, the department, with
31 approval of the board of natural resources, may exchange any state land
32 and any timber thereon for any land and proceeds of equal value, when
33 it can be demonstrated that the trust fiduciary obligations can be
34 better fulfilled after an exchange is completed. Proceeds may be in
35 the form of cash or services in order to achieve the purposes
36 established in this section. Any cash received as part of an exchange
37 transaction shall be deposited in the forest development account to pay

1 for administrative expenses incurred in carrying out an exchange
2 transaction. These administrative expenses include road maintenance
3 and abandonment expenses. The amount of proceeds received from the
4 exchange partner may not exceed five percent of the total value of the
5 exchange. The receipt of proceeds shall not change the character of
6 the transaction from an exchange to a sale.

7 (3) Prior to executing an exchange under this section, and in
8 addition to the public notice requirements set forth in RCW 79.17.050,
9 the department shall consult with legislative members, other state and
10 federal agencies, local governments, tribes, local stakeholders,
11 conservation groups, and any other interested parties to identify and
12 address cultural resource issues, and the potential of the state lands
13 proposed for exchange to be used for open space, park, school, or
14 critical habitat purposes.

15 NEW SECTION. Sec. 6009. FOR THE STATE TREASURER--TRANSFERS. (1)
16 Heritage Center Account: For transfer to the Thurston County Capital
17 Facilities Account, an amount not to exceed \$4,826,000.

18 (2) State Taxable Construction Account: For transfer to the
19 Columbia River Basin Taxable Bond Water Supply Development Account, an
20 amount not to exceed \$10,404,000.

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

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

1 building construction account, or any other account receiving bond
2 proceeds, and the state taxable building construction account is
3 necessary, or that a shift of appropriation authority from the state
4 taxable building construction account to the state building
5 construction account may be made.

6 NEW SECTION. **Sec. 6011.** If any provision of this act or its
7 application to any person or circumstance is held invalid, the
8 remainder of the act or the application of the provision to other
9 persons or circumstances is not affected.

10 NEW SECTION. **Sec. 6012.** This act is necessary for the immediate
11 preservation of the public peace, health, or safety, or support of the
12 state government and its existing public institutions, and takes effect
13 immediately.

(End of Bill)

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--- END ---