
SUBSTITUTE HOUSE BILL 1969

State of Washington

63rd Legislature

2013 Regular Session

By House Capital Budget (originally sponsored by Representatives Hawkins, Dunshee, Appleton, Stanford, Takko, Warnick, Magendanz, Fey, Tarleton, and Smith)

READ FIRST TIME 03/01/13.

1 AN ACT Relating to requiring the public works board to submit
2 ranked project lists; and adding new sections to chapter 43.155 RCW.

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

4 NEW SECTION. **Sec. 1.** A new section is added to chapter 43.155 RCW
5 to read as follows:

6 (1) In order to assist local governments, the board:

7 (a) Must manage the public works assistance account in such a way
8 as to ensure its sustainability;

9 (b) Must execute contracts or otherwise financially obligate funds
10 from the public works assistance account for projects approved for
11 funding by the board;

12 (c) May approve public works projects for financial assistance
13 under the following programs:

14 (i) Construction;

15 (ii) Preconstruction;

16 (iii) Capital facilities planning;

17 (iv) Emergency;

18 (v) Energy or water efficiency;

1 (vi) Water system acquisition and rehabilitation as created by RCW
2 70.119A.190; and

3 (vii) Any other program authorized by the legislature;

4 (d) Must, before November 1st of each year, develop and submit to
5 the appropriate fiscal committees of the senate and house of
6 representatives a ranked list of qualified public works projects which
7 have been evaluated by the board and are recommended for funding by the
8 legislature. The board must establish the ranked list based, at a
9 minimum, on the factors provided in section 2 of this act. The maximum
10 amount of funding that the board may recommend for any one project is
11 ten million dollars. For each project on the ranked list, as well as
12 for eligible projects not recommended for funding, the board must
13 document the numerical ranking that was assigned;

14 (e) May not sign contracts or otherwise financially obligate funds
15 from the public works assistance account before the legislature has
16 appropriated funds for a specific list of public works projects. The
17 legislature may remove projects from the ranked list recommended by the
18 board. The legislature may not change the ranked order of the projects
19 recommended for funding by the board;

20 (f) May provide grants for water system acquisition and
21 rehabilitation projects;

22 (g) May require such terms and conditions and may charge such rates
23 of interest on its loans as it deems necessary or convenient to carry
24 out the purposes of this chapter. Money received from local
25 governments in repayment of loans made under this section must be paid
26 into the public works assistance account for uses consistent with this
27 chapter;

28 (h) May not refinance existing debt or financial obligations of
29 local governments, except for short-term debt associated with
30 construction projects approved by the board or other cases as defined
31 in rule by the board; and

32 (i) Must provide technical assistance as defined in RCW 43.155.020.

33 (2) Subsection (1)(d) and (e) of this section do not apply to
34 financial assistance provided through the preconstruction, capital
35 facilities planning, emergency, energy or water efficiency programs,
36 water system acquisition and rehabilitation, or any other programs
37 authorized by the legislature.

1 NEW SECTION. **Sec. 2.** A new section is added to chapter 43.155 RCW
2 to read as follows:

3 The intent of the project selection process is to promote state
4 policy objectives as identified in this chapter and to maximize the
5 value of projects financed under this chapter. The board must develop
6 a process for numerically ranking the applications submitted by local
7 governments. The board must consider, at a minimum and in any order,
8 the following factors in assigning a numerical ranking to a project:

9 (1) Whether the project is critical in nature and would affect the
10 health and safety of many people;

11 (2) The extent to which the project leverages nonstate funds;

12 (3) The extent to which the project is ready to proceed to
13 construction;

14 (4) Whether the project is located in an area of high unemployment,
15 compared to the average state unemployment;

16 (5) Whether the project promotes the sustainable use of resources
17 and environmental quality;

18 (6) Whether the project consolidates or regionalizes systems;

19 (7) Whether the project encourages economic development through
20 mixed-use and mixed-income development consistent with chapter 36.70A
21 RCW;

22 (8) Whether the system is being well-managed in the present and for
23 long-term sustainability;

24 (9) Achieving equitable distribution of funds by geography and
25 population;

26 (10) The extent to which the project meets state policy objectives
27 identified in this chapter; and

28 (11) Other criteria that the board considers necessary to achieve
29 the purposes of this chapter.

--- END ---