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**SUBSTITUTE SENATE BILL 6020**

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**State of Washington**

**63rd Legislature**

**2014 Regular Session**

**By Senate Ways & Means (originally sponsored by Senators Honeyford and Keiser; by request of Governor Inslee)**

READ FIRST TIME 02/27/14.

1       AN ACT Relating to the capital budget; making appropriations and  
2 authorizing expenditures for capital improvements; amending RCW  
3 43.160.080; amending 2013 2nd sp.s. c 19 ss 1073, 1074, 1077, 1078,  
4 1038, 1070, 1064, 1065, 1066, 1067, 1084, 1089, 1102, 1109, 2009, 2037,  
5 3002, 3067, 3066, 3081, 3239, 3240, 5019, 5024, 5042, 5054, 5062, 5072,  
6 5078, 5086, 5131, 5117, and 7014 (uncodified); amending 2013 3rd sp.s.  
7 c 1 s 3 (uncodified); reenacting and amending RCW 70.105D.070 and  
8 70.105D.170; adding new sections to 2013 2nd sp.s. c 19 (uncodified);  
9 creating new sections; repealing 2013 2nd sp.s. c 19 ss 7004 and 7013  
10 (uncodified); making appropriations; and declaring an emergency.

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

12       NEW SECTION.   **Sec. 1.** A supplemental capital budget is hereby  
13 adopted and, subject to the provisions set forth in this act, the  
14 several dollar amounts hereinafter specified, or so much thereof as  
15 shall be sufficient to accomplish the purposes designated, are hereby  
16 appropriated and authorized to be incurred for capital projects during  
17 the period beginning with the effective date of this act and ending  
18 June 30, 2015, out of the several funds specified in this act.

1 **PART 1**

2 **GENERAL GOVERNMENT**

3 NEW SECTION. **Sec. 1001.** A new section is added to 2013 2nd sp.s.  
4 c 19 (uncodified) to read as follows:

5 **FOR THE OFFICE OF THE SECRETARY OF STATE**

6 Archives Facilities Maintenance Environmental Control (30000028)

7 Appropriation:

8	State Building Construction Account--State . . . . .	\$46,000
9	Prior Biennia (Expenditures) . . . . .	\$0
10	Future Biennia (Projected Costs) . . . . .	\$0
11	TOTAL . . . . .	\$46,000

12 NEW SECTION. **Sec. 1002.** A new section is added to 2013 2nd sp.s.  
13 c 19 (uncodified) to read as follows:

14 **FOR THE OFFICE OF THE SECRETARY OF STATE**

15 Library - Archives Building (30000029)

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

18 The appropriation is for a predesign for a new facility for record  
19 retention, archives, and state library space. The legislature finds  
20 that the volume of state records retained in paper format continues to  
21 grow, increasing the records storage costs for the state. These paper  
22 records may duplicate electronic storage of identical documents. As  
23 part of the predesign, the secretary of state must convene a work group  
24 to study methods for retaining and retrieving records in electronic  
25 formats, with the goal of reducing the total volume of stored paper  
26 records by at least ten percent by the end of 2016, and an additional  
27 ten percent by the end of 2018. The following state agencies must  
28 participate in the work group, which must report back to the  
29 appropriate committees of the legislature no later than December 31,  
30 2014:

- 31 (1) Office of the secretary of state;
- 32 (2) Office of the attorney general;
- 33 (3) Office of the state auditor;
- 34 (4) Office of financial management;
- 35 (5) Department of corrections;
- 36 (6) Department of social and health services;

- 1 (7) Department of health;
- 2 (8) Employment security department;
- 3 (9) Department of licensing; and
- 4 (10) Department of transportation.

5 Appropriation:

6	Public Records Efficiency, Preservation &	
7	Access Account--State . . . . .	\$250,000
8	Prior Biennia (Expenditures) . . . . .	.\$0
9	Future Biennia (Projected Costs) . . . . .	\$0
10	TOTAL . . . . .	\$250,000

11 NEW SECTION. **Sec. 1003.** A new section is added to 2013 2nd sp.s.  
 12 c 19 (uncodified) to read as follows:

13 **FOR THE OFFICE OF THE SECRETARY OF STATE**

14 TVW - Digital Equipment (92000001)

15 Appropriation:

16	State Building Construction Account--State . . . . .	\$2,840,000
17	Prior Biennia (Expenditures) . . . . .	.\$0
18	Future Biennia (Projected Costs) . . . . .	\$0
19	TOTAL . . . . .	\$2,840,000

20 **Sec. 1004.** 2013 2nd sp.s. c 19 s 1073 (uncodified) is amended to  
 21 read as follows:

22 **FOR THE DEPARTMENT OF COMMERCE**

23 Drinking Water State Revolving Fund Loan Program (30000189)

24 The appropriations in this section are subject to the following  
 25 conditions and limitations:

26 ~~((1) \$4,400,000 for fiscal year 2014 and \$4,400,000 for fiscal~~  
 27 ~~year 2015 is provided solely as state match for federal safe drinking~~  
 28 ~~water funds.~~

29 (+2)) For projects involving repair, replacement, or improvement of  
 30 a clean water infrastructure facility or other public works facility  
 31 for which an investment grade efficiency audit is obtainable, the  
 32 public works board must require as a contract condition that the  
 33 project sponsor undertake an investment grade efficiency audit. The  
 34 project sponsor may finance the costs of the audit as part of its  
 35 drinking water state revolving fund program loan.

1	Appropriation:	
2	( <del>State Building Construction Account--State . . . . .</del>	<del>\$8,800,000)</del>
3	<u>Drinking Water Assistance Account--State . . . . .</u>	<u>\$4,400,000</u>
4	Drinking Water Assistance Repayment Account--State . .	\$200,000,000
5	Subtotal Appropriation . . . . .	( <del>(\$208,800,000)</del> )
6		<u>\$204,400,000</u>
7	Prior Biennia (Expenditures) . . . . .	.\$0
8	Future Biennia (Projected Costs) . . . . .	\$680,000,000
9	TOTAL . . . . .	( <del>(\$888,800,000)</del> )
10		<u>\$884,400,000</u>

11       **Sec. 1005.** 2013 2nd sp.s. c 19 s 1074 (uncodified) is amended to  
12 read as follows:

13       **FOR THE DEPARTMENT OF COMMERCE**

14       Clean Energy and Energy Freedom Program (91000582)

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

17       (1) All expenditures from the state taxable building construction  
18 account--state appropriation in this section must be used for projects  
19 that provide a benefit to the public through development,  
20 demonstration, and deployment of clean energy technologies that save  
21 energy and reduce energy costs, reduce harmful air emissions or  
22 otherwise increase energy independence for the state. All expenditures  
23 must be used for projects that develop and acquire assets that have a  
24 useful life of at least thirteen years. These requirements must be  
25 specified in funding agreements issued by the department.

26       (2) For any project funded from the state taxable building  
27 construction account--state appropriation in this section, state funds  
28 must not exceed fifty percent of the estimated cost of a project, and  
29 funding preference must be provided to projects that offer a higher  
30 percentage of nonstate match funds.

31       (3)(a) \$15,000,000 of the state taxable building construction  
32 account--state appropriation in this section is provided solely to  
33 create a revolving loan fund to support the widespread use of proven  
34 building energy efficiency and renewable energy technologies now  
35 inhibited by lack of access to capital.

1 (b) To create the loan fund, the department shall provide grant  
2 funds to a competitively selected nonprofit lender that will provide  
3 matching private capital and will administer the loan fund. The  
4 department must select the loan fund administrator through a  
5 competitive process, with scoring conducted by a group of qualified  
6 experts, applying criteria specified by the department.

7 (c) The department must establish guidelines for the lender related  
8 to applicant eligibility, the screening process, and evaluation and  
9 selection criteria. The criteria must include requiring evidence of  
10 support for the proposed project from the impacted community and  
11 consistency with economic growth strategies and plans of the affected  
12 local governments. Applications for loans from the revolving fund must  
13 disclose all sources of public funding to be provided for a project.  
14 The nonprofit lender must use the revolving loan fund to make  
15 affordable loans for projects including, but not limited to:  
16 Residential and commercial energy retrofits, residential and community-  
17 scale solar installations, anaerobic digesters to treat dairy and  
18 organic waste, and combined heat and power projects using woody biomass  
19 as a fuel source.

20 (d) The department must conduct due diligence activities associated  
21 with the use of public funds, including oversight of the project  
22 selection process and project monitoring.

23 (e) Projects seeking financing of solar installations under this  
24 section must agree in contract to not participate in the cost-recovery  
25 program under RCW 82.16.120.

26 (4) \$15,000,000 of the state taxable building construction  
27 account--state appropriation in this section is provided solely for  
28 grants to advance renewable energy technologies by public and private  
29 electrical utilities that serve retail customers in the state. The  
30 department shall work with utilities to offer matching grants for  
31 projects that demonstrate new smart grid technologies. The department  
32 shall develop a grant application process to competitively select  
33 projects for grant awards, to include scoring conducted by a group of  
34 qualified experts with application of criteria specified by the  
35 department. Applications for grants must disclose all sources of  
36 public funding to be provided for a project. The grant funds must be  
37 used to fund projects that demonstrate how to: Integrate intermittent  
38 renewables through energy storage and information technology, dispatch

1 energy storage resources from utility control rooms, use the thermal  
2 properties and electric load of commercial buildings and district  
3 energy systems to store energy, or otherwise improve the reliability  
4 and reduce the costs of intermittent or distributed renewable energy.

5 (5) \$6,000,000 of the state taxable building construction account--  
6 state appropriation in this section is provided solely for grants to  
7 match federal funds used to develop and demonstrate clean energy  
8 technologies. The department shall work with the University of  
9 Washington, Washington State University, and the Pacific Northwest  
10 National Laboratory to offer matching funds for projects including, but  
11 not limited to: Advancing energy storage and solar technologies, and  
12 federal manufacturing innovation centers related to use of light-weight  
13 carbon fiber components to advance energy efficiency in the  
14 aeronautical, automotive, and marine sectors.

15 (6) The department must report on number and results of projects  
16 funded through the clean energy fund, including the number of job hours  
17 created and the number of jobs maintained and created, to the governor  
18 and the legislature, by November 1, 2014.

19 (7) The energy recovery act account--federal appropriation in this  
20 section is provided solely for loans, loan guarantees, and grants that  
21 encourage the establishment of innovative and sustainable industries  
22 for renewable energy and energy efficiency technology, consistent with  
23 provisions of RCW 43.325.040 (energy freedom account).

24 Appropriation:

25	State Taxable Building Construction Account--State . . .	\$36,000,000
26	Energy Recovery Act Account--( <del>Federal</del> ) <u>State</u> . . . . .	\$4,000,000
27	Subtotal Appropriation . . . . .	\$40,000,000
28	Prior Biennia (Expenditures) . . . . .	\$0
29	Future Biennia (Projected Costs) . . . . .	\$0
30	TOTAL . . . . .	\$40,000,000

31 **Sec. 1006.** 2013 2nd sp.s. c 19 s 1077 (uncodified) is amended to  
32 read as follows:

33 **FOR THE DEPARTMENT OF COMMERCE**

34 Projects for Jobs and Economic Development (92000151)

35 The appropriations in this section are subject to the following  
36 conditions and limitations:

1 (1) Except as directed otherwise prior to the effective date of  
2 this section, the department shall not expend the appropriations in  
3 this section unless and until the nonstate share of project costs have  
4 been either expended, or firmly committed, or both, in an amount  
5 sufficient to complete the project or a distinct phase of the project  
6 that is useable to the public for the purpose intended by the  
7 legislature. This requirement does not apply to projects where a share  
8 of the appropriations are released for design costs only.

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

15 (3) Projects funded in this section may be required to comply with  
16 Washington's high performance building standards as required by chapter  
17 39.35D RCW.

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

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

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

26 (7) The appropriations are provided solely for the following list  
27 of projects:

28 **Projects for Jobs & Economic Development**

29 City of Bremerton Puget Sound Naval Safety Project	\$1,300,000
30 Fairchild Airforce Base	\$2,700,000
31 City of Lynnwood Main Street Improvements	\$250,000
32 Port of Everett: Roll-On/Roll-Off Cargo Berth	\$1,500,000
33 Kittitas County Infrastructure and Facilities	\$5,000,000
34 City of Kennewick Industrial Land	\$1,000,000
35 Perry Tech Institute Building	\$1,000,000
36 City of Buckley Drinking Water Improvements	\$350,000

1	(( <del>Coronado</del> )) Carbonado Reservoir Replacement	\$525,000
2	Hopelink Cleveland Street Project	\$1,000,000
3	Redmond Connector	\$1,300,000
4	Washougal Storm Water Decant Facility	\$1,000,000
5	Roslyn Renaissance Northwest Improvement Company Building	\$500,000
6	Everett/Tulalip Water Pipeline Construction	\$1,000,000
7	(( <del>Renton Aerospace Training Center Construction</del>	<del>\$5,000,000</del> ))
8	Renton Riverview Bridge Replacement	\$1,100,000
9	Omak City Sewer, Collection System, and Treatment Plant	\$2,000,000
10	Harper Pier Replacement	\$800,000
11	University Place Main Street Redevelopment	\$975,000
12	Sultan Alder Avenue Water/Sewer Line Replacement	\$185,000
13	Quincy Industrial Water Reclamation & Reuse	\$700,000
14	NW Medical School	\$136,000
15	Ione - 8th St Lift Station Replacement	\$165,000
16	Stevens PUD Projects	\$532,000
17	Port Orchard Bay St. Pedestrian Path - Phase 2	\$336,000
18	Dekalb Pier - Phase 2	\$255,000
19	Kenmore Village	\$300,000
20	South Kirkland TOD/Cross Kirkland Corridor	\$1,300,000
21	Washington Agriculture Discovery Center	\$100,000
22	Mountlake Terrace Mainstreet Grant	\$2,000,000
23	Issaquah - North Roadway Network Improvement	\$5,000,000
24	TRIDEC Development of Small Modular Reactor Proposal	\$500,000
25	City of Shelton Wastewater	\$1,500,000
26	Port of Moses Lake Firefighting System	\$300,000
27	Seattle Chinatown/ID Development	\$500,000
28		
29	TOTAL	(( <del>\$42,109,000</del> ))
30		<u>\$37,109,000</u>
31	Appropriation:	
32	State Building Construction Account--State . . . . .	(( <del>\$35,009,000</del> ))
33		<u>\$30,009,000</u>
34	Public Facility Construction Loan Revolving	
35	Account--State . . . . .	\$7,100,000
36	Subtotal Appropriation . . . . .	(( <del>\$42,109,000</del> ))
37		<u>\$37,109,000</u>



1	Prior Biennia (Expenditures) . . . . .	\$0
2	Future Biennia (Projected Costs) . . . . .	\$0
3	TOTAL . . . . .	<del>(\$42,109,000)</del>
4		<u>\$37,109,000</u>

5 **Sec. 1007.** 2013 2nd sp.s. c 19 s 1078 (uncodified) is amended to  
6 read as follows:

7 **FOR THE DEPARTMENT OF COMMERCE**

8 Projects That Strengthen Communities and Quality of Life (92000230)

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

11 (1) Except as directed otherwise prior to the effective date of  
12 this section, the department shall not expend the appropriation in this  
13 section unless and until the nonstate share of project costs have been  
14 either expended, or firmly committed, or both, in an amount sufficient  
15 to complete the project or a distinct phase of the project that is  
16 useable to the public for the purpose intended by the legislature.  
17 This requirement does not apply to projects where a share of the  
18 appropriation is released for design costs only.

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

25 (3) Projects funded in this section may be required to comply with  
26 Washington's high performance building standards as required by chapter  
27 39.35D RCW.

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

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

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

36 (7) \$1,500,000 of the appropriation in this section from the state  
37 building construction account--state is provided solely for design

1 development to align ongoing planning for the replacement of the  
2 Seattle multimodal terminal at Colman dock with the creation of a  
3 public park. The scope of work must provide a design plan that  
4 includes an elevated park and corresponding amenities above the  
5 terminal. Design development shall be delivered through the city of  
6 Seattle. The scope of this project does not preclude any current plans  
7 for Colman dock to replace or seismically upgrade the facility, nor  
8 does it reduce the amount of general and commercial traffic, high  
9 occupancy vehicles, transit, bicyclist and pedestrian movement.

10 (8) \$500,000 of the appropriation from the environmental legacy  
11 stewardship account--state is provided solely for an investigation of  
12 possible contaminated soils around the Colman dock.

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

15 **Projects that Strengthen Communities & Quality of Life**

16 Ft. Vancouver - Mother Joseph Academy & Infantry Barracks	\$1,000,000
17 LaConner Boardwalk	\$1,600,000
18 Kent Interurban Trail Connector	\$750,000
19 Town of Concrete Public Safety Building	\$785,000
20 Complete Development of Ashford Park Facilities	\$1,000,000
21 Jackson Park Renovation	\$1,000,000
22 South Whatcom Library Construction	\$90,000
23 Guemes Channel Trail Project	\$700,000
24 Seabrook Trail	\$437,000
25 Vashon Island Allied Arts	\$2,000,000
26 Federal Way Performing Arts	\$2,000,000
27 Japanese Gulch Land Acquisition	\$1,000,000
28 Milton - Triangle Park ADA Upgrades	\$225,000
29 Langston Hughes Performing Arts Center - Storage	\$150,000
30 Wood Pellet Heat in Schools Pilot	\$500,000
31 Snohomish County Sheriff's Office South Precinct	\$1,000,000
32 Ravensdale Park	\$650,000
33 Worthington Park	\$210,000
34 Eastside Tacoma Community Center	\$400,000
35 ((228th Street Trail	(\$500,000))

1	Institute for Community Leadership	\$275,000
2	FISH of Vancouver/Nonprofit Community Service Center	\$1,000,000
3	Yelm Community Center	\$1,000,000
4	Ellensburg Depot	\$500,000
5	Roslyn City Hall	\$400,000
6	Northwest Carriage Museum	\$375,000
7	People's Community Center and Pool	\$500,000
8	<del>((Town of Concrete Fire and Life Safety Facility</del>	<del>\$500,000))</del>
9	Chehalis Pool	\$250,000
10	Mount Rainier Park Ranger Memorial	\$60,000
11	McAllister Air Museum	\$500,000
12	Repairs to Stevenson Grange	\$50,000
13	Meydenbauer Park Improvements	\$3,000,000
14	Sixty Acres Park Enhancements	\$750,000
15	Covington Community Park Phase 2	\$2,100,000
16	Johnson Farm Museum - Anderson Island	\$250,000
17	Nikolai Project	\$40,000
18	Ft. Steilacoom Building Preservation	\$250,000
19	Plaza Roberto Maestas - Building the Beloved Community	\$1,000,000
20	Seattle Multimodal Terminal at Colman Dock/Public Park	\$2,000,000
21	Confluence Project	\$747,000
22	Castle Rock Citywide Residential Street Project	\$504,000
23	UWAVE	\$30,000
24	Transit-Community Center	\$800,000
25	Mt. Spokane Lodge	\$250,000
26		
27	TOTAL	<del>(((\$33,128,000))</del>
28		<u>\$32,128,000</u>
29	Appropriation:	
30	State Building Construction Account--State . . . . .	<del>(((\$32,628,000))</del>
31		<u>\$31,628,000</u>
32	Environmental Legacy Stewardship Account--State . . . . .	\$500,000
33	Subtotal Appropriation . . . . .	<del>(((\$33,128,000))</del>
34		<u>\$32,128,000</u>
35	Prior Biennia (Expenditures) . . . . .	\$0
36	Future Biennia (Projected Costs) . . . . .	\$0

1 TOTAL . . . . . ((~~\$33,128,000~~))  
2 \$32,128,000

3 **Sec. 1008.** 2013 2nd sp.s. c 19 s 1038 (uncodified) is amended to  
4 read as follows:

5 **FOR THE DEPARTMENT OF COMMERCE**

6 Clean Energy Partnership (30000175)

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

9 (1) The reappropriation is provided solely for implementation of  
10 the recommendations of the clean energy leadership council by providing  
11 state matching funds for projects that:

- 12 (a) Integrate energy efficiency and renewable energy in buildings;
- 13 (b) Integrate renewable energy into the regional electrical grid;
- 14 (c) Advance bioenergy in the state.

15 (2) State funding must not exceed fifty percent of the total  
16 program or project funds.

17 (3) Eligible projects must:

- 18 (a) Involve a majority of companies that are located in Washington  
19 state;
- 20 (b) Represent a substantially new solution that is not widely  
21 available today; and
- 22 (c) Be designed to generate solutions that are applicable both  
23 inside and outside of the state.

24 **Reappropriation:**

25 Public Facility Construction Loan Revolving  
26 Account--State . . . . . ((~~\$5,499,000~~))  
27 \$499,000  
28 Prior Biennia (Expenditures) . . . . . \$1,000  
29 Future Biennia (Projected Costs) . . . . . \$0  
30 TOTAL . . . . . ((~~\$5,500,000~~))  
31 \$500,000

32 **Sec. 1009.** 2013 2nd sp.s. c 19 s 1070 (uncodified) is amended to  
33 read as follows:

34 **FOR THE DEPARTMENT OF COMMERCE**

35 Community Economic Revitalization Board (30000190)

1 The appropriation in this section is subject to the following  
2 conditions and limitations: During the 2013-2015 fiscal biennium, the  
3 community economic revitalization board may make loans to  
4 municipalities to finance public facilities projects that will improve  
5 opportunities for revitalizing existing retail, industrial, or  
6 commercial properties located within incorporated areas. These  
7 properties must have either been abandoned, or have more than seventy-  
8 five percent of their square footage vacant.

9 (1) Municipalities include: Cities, towns, counties, port  
10 districts, and housing authorities of this state.

11 (2) Public facilities projects include: Planning, acquisition,  
12 construction, repair, reconstruction, replacement, rehabilitation, or  
13 improvement of: Bridges; roads; research, testing, training, and  
14 incubation facilities in areas designated as innovation partnership  
15 zones under RCW 43.330.270; buildings or structures; domestic and  
16 industrial water; earth stabilization; sanitary sewer; storm sewer;  
17 railroad; electricity; telecommunications; transportation; natural gas;  
18 and port facilities.

19 (3) The board may make a revitalization loan only for a public  
20 facilities project approved by a municipality that demonstrates  
21 convincing evidence that a specific private development or expansion is  
22 ready to occur and will occur only if the public facility improvement  
23 is made.

24 (4) The board may allow de minimis general system improvements to  
25 be funded if they are critically linked to the viability of the  
26 project.

27 (5) An application for a revitalization loan must be made in the  
28 form and manner prescribed by the board. When evaluating and  
29 prioritizing projects, the board must give consideration, at a minimum,  
30 to the following factors:

31 (a) The project's value to the community, including evidence of  
32 support from affected local businesses and government;

33 (b) The project's feasibility, using standard economic principles;

34 (c) Commitment of local matching resources and local participation;

35 (d) The project's inclusion in a capital facilities plan,  
36 comprehensive plan, or local economic development plan consistent with  
37 applicable state planning requirements;

1 (e) Whether the proposed project offers a health insurance plan for  
2 employees that includes an option for dependents of employees; and

3 (f) The project's readiness to proceed.

4 (6) In making revitalization loans, the board must conform to the  
5 following requirements:

6 (a) The board must provide reasonable terms and conditions for  
7 repayment for loans;

8 (b) The board must not make loans that exceed twenty years in  
9 duration;

10 (c) A municipality must begin repayment of a loan five years after  
11 receiving it; and

12 (d) One or a combination of loans made to a municipality for a  
13 specific project must not exceed two million dollars.

14 (7) The board must not provide financing for any public facilities  
15 project that:

16 (a) Has the primary purpose of facilitating or promoting a retail  
17 shopping development with a floor exceeding ten thousand square feet;

18 (b) Will result in a development or expansion that would displace  
19 existing jobs in any other community in the state;

20 (c) Has the primary purpose of facilitating or promoting gambling;

21 (d) Is located outside the jurisdiction of the applicant; or

22 (e) Will result in a development or expansion of a professional  
23 sports arena.

24 Appropriation:

25	Public Facility Construction Loan Revolving	
26	Account--State . . . . .	(( <del>\$9,000,000</del> ))
27		<u>\$14,000,000</u>
28	Prior Biennia (Expenditures) . . . . .	\$0
29	Future Biennia (Projected Costs) . . . . .	\$36,000,000
30	TOTAL . . . . .	(( <del>\$45,000,000</del> ))
31		<u>\$50,000,000</u>

32 **Sec. 1010.** 2013 2nd sp.s. c 19 s 1064 (uncodified) is amended to  
33 read as follows:

34 **FOR THE DEPARTMENT OF COMMERCE**

35 Housing for Homeless Veterans (91000455)

1 The appropriation in this section is subject to the following  
 2 conditions and limitations: The appropriation in this section is  
 3 provided for the ranked list of projects in the category "Housing for  
 4 Homeless Veterans" in LEAP capital document No. 2013-1A, developed  
 5 April 10, 2013. The department shall evaluate projects on the LEAP  
 6 list and allocate the funding based on the requirements of RCW  
 7 43.185.050 and 43.185.070. Upon review of a completed application, if  
 8 the department determines that a project is not eligible or is not  
 9 ready to proceed, the department may reallocate the funding to a  
 10 project in another category in the LEAP list, or to the highest  
 11 ((~~ranking~~)) ranked, ready-to-proceed project on the alternate list in  
 12 LEAP capital document No. 2013-1A, developed April 10, 2013. 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	
18	Account--State . . . . .	\$9,367,000
19	Prior Biennia (Expenditures) . . . . .	.\$0
20	Future Biennia (Projected Costs) . . . . .	\$0
21	TOTAL . . . . .	\$9,367,000

22 **Sec. 1011.** 2013 2nd sp.s. c 19 s 1065 (uncodified) is amended to  
 23 read as follows:

24 **FOR THE DEPARTMENT OF COMMERCE**

25 Housing for Farmworkers (91000457)

26 The appropriation in this section is subject to the following  
 27 conditions and limitations: The appropriation in this section is  
 28 provided for the ranked list of projects in the category "Housing for  
 29 Farmworkers" in LEAP capital document No. 2013-1A, developed April 10,  
 30 2013. The department shall evaluate projects on the LEAP list and  
 31 allocate the funding based on the requirements of RCW 43.185.050 and  
 32 43.185.070. Upon review of a completed application, if the department  
 33 determines that a project is not eligible or is not ready to proceed,  
 34 the department may reallocate the funding to a project in another  
 35 category on the LEAP list, or to the highest ((~~ranking~~)) ranked, ready-  
 36 to-proceed project on the alternate list in LEAP capital document No.

1 2013-1A, developed April 10, 2013. The department shall, at its  
2 discretion, determine the actual amount of funding to be allocated to  
3 each project, provided that the total allocation does not exceed the  
4 appropriation provided in this section.

5 Appropriation:

6	State Taxable Building Construction	
7	Account--State . . . . .	\$27,050,000
8	Prior Biennia (Expenditures) . . . . .	\$0
9	Future Biennia (Projected Costs) . . . . .	\$0
10	TOTAL . . . . .	\$27,050,000

11 **Sec. 1012.** 2013 2nd sp.s. c 19 s 1066 (uncodified) is amended to  
12 read as follows:

13 **FOR THE DEPARTMENT OF COMMERCE**

14 Housing for People with Developmental Disabilities (91000458)

15 The appropriation in this section is subject to the following  
16 conditions and limitations: The appropriation in this section is  
17 provided for the ranked list of projects in the category "Housing for  
18 People with Developmental Disabilities" in LEAP capital document No.  
19 2013-1A, developed April 10, 2013. The department shall evaluate  
20 projects on the LEAP list and allocate the funding based on the  
21 requirements of RCW 43.185.050 and 43.185.070. Upon review of a  
22 completed application, if the department determines that a project is  
23 not eligible or is not ready to proceed, the department may reallocate  
24 the funding to a project in another category on the LEAP list, or to  
25 the highest ((~~ranking~~)) ranked, ready-to-proceed project on the  
26 alternate list in LEAP capital document No. 2013-1A, developed April  
27 10, 2013. The department shall, at its discretion, determine the  
28 actual amount of funding to be allocated to each project, provided that  
29 the total allocation does not exceed the appropriation provided in this  
30 section.

31 Appropriation:

32	State Taxable Building Construction	
33	Account--State . . . . .	\$9,019,000
34	Prior Biennia (Expenditures) . . . . .	\$0
35	Future Biennia (Projected Costs) . . . . .	\$0
36	TOTAL . . . . .	\$9,019,000
37		



1       **Sec. 1013.** 2013 2nd sp.s. c 19 s 1067 (uncodified) is amended to  
2 read as follows:

3       **FOR THE DEPARTMENT OF COMMERCE**

4       Housing for People with Chronic Mental Illness (91000459)

5       The appropriation in this section is subject to the following  
6 conditions and limitations: The appropriation in this section is  
7 provided for the ranked list of projects in the category "Housing for  
8 People with Chronic Mental Illness" in LEAP capital document No. 2013-  
9 1A, developed April 10, 2013. The department shall evaluate projects  
10 on the LEAP list and allocate the funding based on the requirements of  
11 RCW 43.185.050 and 43.185.070. Upon review of a completed application,  
12 if the department determines that a project is not eligible or is not  
13 ready to proceed, the department may reallocate the funding to a  
14 project in another category in the LEAP list, or to the highest  
15 ((~~ranking~~)) ranked, ready-to-proceed project on the alternate list in  
16 LEAP capital document No. 2013-1A, developed April 10, 2013. The  
17 department shall, at its discretion, determine the actual amount of  
18 funding to be allocated to each project, provided that the total  
19 allocation does not exceed the appropriation provided in this section.

20       Appropriation:

21	State Taxable Building Construction	
22	Account--State . . . . .	\$6,064,000
23	Prior Biennia (Expenditures) . . . . .	\$0
24	Future Biennia (Projected Costs) . . . . .	\$0
25	TOTAL . . . . .	\$6,064,000

26       NEW SECTION. **Sec. 1014.** A new section is added to 2013 2nd sp.s.  
27 c 19 (uncodified) to read as follows:

28       **FOR THE DEPARTMENT OF COMMERCE**

29       Preserve/Recover Vashon Island Historic Property (92000242)

30       Appropriation:

31	State Building Construction Account--State . . . . .	\$350,000
32	Prior Biennia (Expenditures) . . . . .	\$0
33	Future Biennia (Projected Costs) . . . . .	\$0
34	TOTAL . . . . .	\$350,000

1       **Sec. 1015.** 2013 3rd sp.s. c 1 s 3 (uncodified) is amended to read  
2 as follows:

3       **FOR THE DEPARTMENT OF COMMERCE**

4       Renton Aerospace Training Center Construction (~~((92000151))~~)  
5       (30000724)

6       The appropriation in this section is subject to the following  
7 conditions and limitations: The appropriation in this section is  
8 provided solely for construction of the Renton aerospace training  
9 center. This funding is in addition to funding provided in section  
10 1077, chapter 19, Laws of 2013 2nd sp. sess. (uncodified).

11       Appropriation:

12       State Building Construction Account--State . . . . .	<del>((5,000,000))</del>
	<u>\$10,000,000</u>
14       Prior Biennia (Expenditures) . . . . .	.\$0
15       Future Biennia (Projected Costs) . . . . .	\$0
16       TOTAL . . . . .	<del>((5,000,000))</del>
17	<u>\$10,000,000</u>

18       **Sec. 1016.** 2013 2nd sp.s. c 19 s 1084 (uncodified) is amended to  
19 read as follows:

20       **FOR THE OFFICE OF FINANCIAL MANAGEMENT**

21       Catastrophic Flood Relief (20084850)

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

24       (1) Up to \$9,200,000 of the appropriation is for design  
25 alternatives for large capital flood damage reduction projects,  
26 including basin-level water retention and Interstate 5 protection  
27 projects.

28       (2) Up to \$15,092,000 of the appropriation is for construction of  
29 priority local flood protection projects, including multipurpose  
30 projects that reduce flood damage and benefit fish habitat.

31       (3) Up to \$1,750,000 of the appropriation is for projects to reduce  
32 damage to residential and other structures in the floodplain, through  
33 flood proofing and buyouts.

34       (4) Up to \$2,160,000 of the appropriation is for state agency  
35 technical assistance, stakeholder project management, project support,  
36 and coordination.

1	Reappropriation:	
2	State Building Construction Account--State . . . . .	\$752,000
3	Appropriation:	
4	State Building Construction Account--State . . . . .	(( <del>\$28,202,000</del> ))
5		<u>\$33,202,000</u>
6	Prior Biennia (Expenditures) . . . . .	\$8,733,000
7	Future Biennia (Projected Costs) . . . . .	\$0
8	TOTAL . . . . .	(( <del>\$37,687,000</del> ))
9		<u>\$42,687,000</u>

10       **Sec. 1017.** 2013 2nd sp.s. c 19 s 1089 (uncodified) is amended to  
11 read as follows:

12 **FOR THE OFFICE OF FINANCIAL MANAGEMENT**

13       Emergency Repair Pool for K-12 Public Schools (91000399)

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

16       (1) Emergency repair funding is provided solely to address  
17 unexpected and imminent health and safety hazards at K-12 public  
18 schools, including skill centers, that will impact the day- to-day  
19 operations of the school facility. To be eligible for funds from the  
20 emergency repair pool, an emergency declaration must be signed by the  
21 school district board of directors and the superintendent of public  
22 instruction, and submitted to the office of financial management for  
23 consideration. The emergency declaration must include a description of  
24 the imminent health and safety hazard, the possible cause, the proposed  
25 scope of emergency repair work and related cost estimate, and  
26 identification of local funding to be applied to the project. Grants  
27 of emergency repair moneys must be conditioned upon the written  
28 commitment and plan of the school district board of directors to repay  
29 the grant with any insurance payments or other judgments that may be  
30 awarded, if applicable. The office of financial management must notify  
31 the legislative evaluation and accountability program committee, the  
32 house capital budget committee, and the senate ways and means committee  
33 as emergency projects are approved for funding.

34       (2) \$1,116,000 of the appropriation is provided for the Skykomish  
35 school boiler replacement project.

36 Appropriation:

1	State Building Construction Account--State . . . . .	(( <del>\$5,000,000</del> ))
2		<u>\$8,116,000</u>
3	Prior Biennia (Expenditures) . . . . .	\$0
4	Future Biennia (Projected Costs) . . . . .	\$0
5	TOTAL . . . . .	(( <del>\$5,000,000</del> ))
6		<u>\$8,116,000</u>

7 NEW SECTION. **Sec. 1018.** A new section is added to 2013 2nd sp.s.  
8 c 19 (uncodified) to read as follows:

9 **FOR THE OFFICE OF FINANCIAL MANAGEMENT**

10 Reduce Cost of Private Market Capital for Local Infrastructure  
11 (92000007)

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

14 The appropriation is provided solely for the design of a state  
15 program to reduce the cost of private capital to finance local  
16 government infrastructure improvements. The program objective is to  
17 provide assistance to jurisdictions that would otherwise face  
18 significantly higher capital costs due to their smaller size and  
19 infrequent access of the capital bond market. It is not the objective  
20 of the program to reduce the cost of capital for reasons not associated  
21 with size and infrequent access to the bond market, such as poor  
22 maintenance of existing infrastructure, inadequate rates to support  
23 sufficient capital and operating reserves, and other financial and  
24 management practices that contribute to poorer bond ratings. The  
25 program is not intended to subsidize borrowing below market rates.  
26 Rather the program is to improve the efficiency of accessing market  
27 rate capital. The program must be designed to coordinate with the  
28 federally financed state revolving funds for safe drinking water and  
29 clean water in the departments of health and ecology which are intended  
30 to provide below market rate capital. The office of financial  
31 management must work with the state treasurer's office in the design of  
32 the program, and may explore the viability of options such as a state  
33 bond bank, state contingent loan agreements, and other options other  
34 than the use of state tax revenue for the principal of loans. A report  
35 that recommends a program design, including draft legislation, must be  
36 submitted to the appropriate committees of the legislature by December  
37 1, 2014.

1 Appropriation:

2	Public Works Assistance Account--State . . . . .	\$100,000
3	Prior Biennia (Expenditures) . . . . .	.\$0
4	Future Biennia (Projected Costs) . . . . .	\$0
5	TOTAL . . . . .	\$100,000

6 **Sec. 1019.** 2013 2nd sp.s. c 19 s 1102 (uncodified) is amended to  
7 read as follows:

8 **FOR THE DEPARTMENT OF ENTERPRISE SERVICES**

9 Natural Resources Building Garage Fire Suppression System Repairs  
10 (30000578)

11 The appropriations in this section are subject to the following  
12 conditions and limitations: The department must delay the project  
13 until sufficient revenues are projected in the state vehicle parking  
14 account to support the appropriation either through efficiencies in  
15 other uses of this account or through an increase in parking fees for  
16 state employees and state agencies.

17 Appropriation:

18	State Vehicle Parking Account--State . . . . .	\$738,000
19	State Building Construction Account--State . . . . .	\$1,500,000
20	Subtotal Appropriation . . . . .	\$2,238,000
21	Prior Biennia (Expenditures) . . . . .	.\$0
22	Future Biennia (Projected Costs) . . . . .	\$0
23	TOTAL . . . . .	\$2,238,000

24 **Sec. 1020.** 2013 2nd sp.s. c 19 s 1109 (uncodified) is amended to  
25 read as follows:

26 **FOR THE DEPARTMENT OF ENTERPRISE SERVICES**

27 1063 Block Replacement (91000016)

28 The appropriation in this section is subject to the following  
29 conditions and limitations: The appropriation in this section is  
30 provided solely for predesign and bridging documents, design,  
31 competition honoraria, project management, demolition, and other  
32 planning activities including permits. The predesign must specify the  
33 tenants of the building as directed by the office of financial  
34 management. The predesign must indicate the estimated annual cost

1 increase for state agency tenants compared to the cost of their  
2 existing leases. The estimated cost increase may take into account  
3 estimated cost savings in staff costs and other costs that may result  
4 in more efficient building design and layout of office space. The  
5 director of the office of financial management must review these cost  
6 estimates and submit a report to the appropriate committees of the  
7 legislature indicating the budget increase that would be required sixty  
8 days prior to executing any construction contracts for the building.  
9 The lease for any prospective tenant may not be extended beyond the  
10 anticipated occupancy date of the building. The building will be  
11 alternatively financed as authorized in section 7014 of this act.

12 Appropriation:

13	State Building Construction Account--State . . . . .	(( <del>\$13,000,000</del> ))
14		<u>\$1,950,000</u>
15	Prior Biennia (Expenditures) . . . . .	\$0
16	Future Biennia (Projected Costs) . . . . .	\$0
17	TOTAL . . . . .	(( <del>\$13,000,000</del> ))
18		<u>\$1,950,000</u>

(End of part)

**PART 2**  
**HUMAN SERVICES**

NEW SECTION. **Sec. 2001.** A new section is added to 2013 2nd sp.s. c 19 (uncodified) to read as follows:

**FOR THE DEPARTMENT OF LABOR AND INDUSTRIES**

    Predesign for Relocation of Industrial Hygiene Lab and Safety Training (30000015)

Appropriation:

Medical Aid Account--State Appropriation . . . . .	\$75,000
Accident Account--State Appropriation . . . . .	\$75,000
Subtotal Appropriation . . . . .	\$150,000
Prior Biennia (Expenditures) . . . . .	\$.00
Future Biennia (Projected Costs) . . . . .	\$.00
TOTAL . . . . .	\$150,000

NEW SECTION. **Sec. 2002.** A new section is added to 2013 2nd sp.s. c 19 (uncodified) to read as follows:

**FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES**

    Western State Hospital New Kitchen and Commissary Building (20081319)

The appropriations in this section are subject to the following conditions and limitations: Before completing design for the new building the department must consult with industrial food service and centralized pharmacy experts to determine the benefits and costs of the following three possible modifications in the program for the new facility:

(1) Consolidating and centralizing the department's institutional pharmacy operations at the new facility;

(2) Consolidating and centralizing the department's institutional pharmacy operations and the department of correction's centralized pharmacy operations at the new facility; and

(3)(a) Consolidating and centralizing all the department's institutional food service operations at the new facility to reduce meal preparation costs, including, but not limited to:

(i) Consistent daily meals across institutions;

- 1 (ii) Off-site meal preparations and cook-chill meals;
- 2 (iii) Improved technology or equipment; and
- 3 (iv) Use of the department of correction's correctional industries
- 4 institutional food service.

5 (b) Any proposals for food service improvements must account for  
 6 special diets and consistency with established dietary intakes of the  
 7 food and nutrition board of the national research council.

8 **Appropriation:**

9	State Building Construction Account--State . . . . .	\$1,350,000
10	Prior Biennia (Expenditures) . . . . .	\$828,000
11	Future Biennia (Projected Costs) . . . . .	\$0
12	TOTAL . . . . .	\$2,178,000

13 NEW SECTION. **Sec. 2003.** A new section is added to 2013 2nd sp.s.  
 14 c 19 (uncodified) to read as follows:

15 **FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES**

16 Lakeland Village Chiller Replacement (30002569)

17 **Appropriation:**

18	State Building Construction Account--State . . . . .	\$1,400,000
19	Prior Biennia (Expenditures) . . . . .	.\$0
20	Future Biennia (Projected Costs) . . . . .	\$0
21	TOTAL . . . . .	\$1,400,000

22 NEW SECTION. **Sec. 2004.** A new section is added to 2013 2nd sp.s.  
 23 c 19 (uncodified) to read as follows:

24 **FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES**

25 Fircrest School Electrical Service Repairs (30002570)

26 **Appropriation:**

27	State Building Construction Account--State . . . . .	\$2,500,000
28	Prior Biennia (Expenditures) . . . . .	.\$0
29	Future Biennia (Projected Costs) . . . . .	\$0
30	TOTAL . . . . .	\$2,500,000

31 **Sec. 2005.** 2013 2nd sp.s. c 19 s 2009 (uncodified) is amended to  
 32 read as follows:

33 **FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES**



1 Eastern State Hospital and Western State Hospital - All Wards:  
2 Patient Safety Improvements (91000019)

3 Appropriation:

4 Charitable, Educational, Penal and Reformatory

5	Institutions Account--State . . . . .	\$4,800,000
6	<u>State Building Construction Account--State . . . . .</u>	<u>\$4,774,000</u>
7	<u>Subtotal Appropriation . . . . .</u>	<u>\$9,574,000</u>
8	Prior Biennia (Expenditures) . . . . .	\$0
9	Future Biennia (Projected Costs) . . . . .	\$0
10	TOTAL . . . . .	(( <del>\$4,800,000</del> ))
11		<u>\$9,574,000</u>

12 **Sec. 2006.** 2013 2nd sp.s. c 19 s 2037 (uncodified) is amended to  
13 read as follows:

14 **FOR THE DEPARTMENT OF CORRECTIONS**

15 Department of Corrections Centralized Pharmacy Westside (92000034)

16 The appropriation in this section is subject to the following  
17 conditions and limitations: The department shall collaborate with the  
18 department of social and health services on a long-term option to  
19 consolidate pharmacy operations for state institutions into one new  
20 facility on the grounds of western state hospital. To facilitate this  
21 review, the department shall contribute information on its current  
22 pharmacy operations including, but not limited to, the demand for and  
23 volume of pharmaceuticals, proposed purchasing and packaging options,  
24 operational staffing, and distribution cycles.

25 Appropriation:

26	State Building Construction Account--State . . . . .	(( <del>\$700,000</del> ))
27		<u>\$820,000</u>
28	Prior Biennia (Expenditures) . . . . .	\$0
29	Future Biennia (Projected Costs) . . . . .	\$0
30	TOTAL . . . . .	(( <del>\$700,000</del> ))
31		<u>\$820,000</u>

33 NEW SECTION. **Sec. 2007.** A new section is added to 2013 2nd sp.s.  
34 c 19 (uncodified) to read as follows:

35 **FOR THE DEPARTMENT OF CORRECTIONS**

1 Monroe Corrections Complex Contaminated Soil Remediation  
2 (30000994)

3 Appropriation:

4	State Toxics Control Account--State . . . . .	\$700,000
5	Prior Biennia (Expenditures) . . . . .	.\$0
6	Future Biennia (Projected Costs) . . . . .	\$0
7	TOTAL . . . . .	\$700,000

(End of part)

1 **PART 3**

2 **NATURAL RESOURCES**

3 **Sec. 3001.** 2013 2nd sp.s. c 19 s 3002 (uncodified) is amended to  
4 read as follows:

5 **FOR THE DEPARTMENT OF ECOLOGY**

6 Low-Level Nuclear Waste Disposal Trench Closure (19972012)

7 Reappropriation:

8 Site Closure Account--State . . . . . \$11,885,000

9 Appropriation:

10 Site Closure Account--State . . . . . \$3,354,000

11 Prior Biennia (Expenditures) . . . . . \$3,548,000

12 Future Biennia (Projected Costs) . . . . . \$0

13 TOTAL . . . . . (~~(\$15,433,000)~~)

14 \$18,787,000

15 NEW SECTION. **Sec. 3002.** A new section is added to 2013 2nd sp.s.  
16 c 19 (uncodified) to read as follows:

17 **FOR THE DEPARTMENT OF ECOLOGY**

18 Clean-Up Toxic Sites - Puget Sound (30000395)

19 The appropriation in this section is subject to the following  
20 conditions and limitations: Funding is provided solely for the clean-  
21 up of contaminated sites that lie adjacent to and are within one-half  
22 mile of Puget Sound. Clean-ups must include orphaned and abandoned  
23 sites that pose a threat to Puget Sound with the highest priority sites  
24 being cleaned up first. The department must provide the Puget Sound  
25 partnership the opportunity to review and provide comment on proposed  
26 projects and activities recommended for funding. This review must be  
27 consistent with the funding schedule for the program.

28 Appropriation:

29 Environmental Legacy Stewardship Account--State . . . . \$17,880,000

30 Prior Biennia (Expenditures) . . . . . \$0

31 Future Biennia (Projected Costs) . . . . . \$0

32 TOTAL . . . . . \$17,880,000

1       **Sec. 3003.** 2013 2nd sp.s. c 19 s 3067 (uncodified) is amended to  
2 read as follows:

3       **FOR THE DEPARTMENT OF ECOLOGY**

4       Water Pollution Control Revolving Program (30000327)

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

7       ~~((1) \$7,750,000 for fiscal year 2014 and \$7,750,000 for fiscal~~  
8 ~~year 2015 of the state building construction account--state is provided~~  
9 ~~solely as state match for federal clean water funds.~~

10       (2)) For projects involving repair, replacement, or improvement of  
11 a wastewater treatment plant or other public works facility for which  
12 an investment grade efficiency audit is obtainable, the department of  
13 ecology must require as a contract condition that the project sponsor  
14 undertake an investment grade efficiency audit. The project sponsor  
15 may finance the costs of the audit as part of its water pollution  
16 control loan program (~~loan~~).

17       Appropriation:

18	<del>((State Building Construction Account--State . . . . .</del>	<del>\$15,500,000))</del>
19	Water Pollution Control Revolving	
20	Account--State . . . . .	<del>((</del> \$184,500,000))
21		<u>\$200,000,000</u>
22	Water Pollution Control Revolving	
23	Account--Federal . . . . .	\$50,000,000
24	Subtotal Appropriation . . . . .	\$250,000,000
25	Prior Biennia (Expenditures) . . . . .	.\$0
26	Future Biennia (Projected Costs) . . . . .	\$510,000,000
27	TOTAL . . . . .	\$760,000,000

28       NEW SECTION. **Sec. 3004.** A new section is added to 2013 2nd sp.s.  
29 c 19 (uncodified) to read as follows:

30       **FOR THE DEPARTMENT OF ECOLOGY**

31       Remedial Action Grants (30000394)

32       Appropriation:

33	Local Toxics Control Account--State . . . . .	\$1,149,000
34	Environmental Legacy Stewardship Account--State . . . . .	\$20,547,000
35	Subtotal Appropriation . . . . .	\$21,696,000
36	Prior Biennia (Expenditures) . . . . .	.\$0

1 Future Biennia (Projected Costs) . . . . . \$0  
2 TOTAL . . . . . \$21,696,000

3 NEW SECTION. Sec. 3005. A new section is added to 2013 2nd sp.s.  
4 c 19 (uncodified) to read as follows:

5 **FOR THE DEPARTMENT OF ECOLOGY**

6 Water Pollution Control Revolving Program (30000393)

7 The appropriation in this section is subject to the following  
8 condition and limitation: For projects involving repair, replacement,  
9 or improvement of a wastewater treatment plant or other public works  
10 facility for which an investment grade efficiency audit is obtainable,  
11 the department of ecology must require as a contract condition that the  
12 project sponsor undertake an investment grade efficiency audit. The  
13 project sponsor may finance the costs of the audit as part of its  
14 pollution control loan program.

15 Appropriation:

16 Water Pollution Control Revolving Account--State . . . \$70,500,000  
17 Prior Biennia (Expenditures) . . . . . \$0  
18 Future Biennia (Projected Costs) . . . . . \$0  
19 TOTAL . . . . . \$70,500,000

20 NEW SECTION. Sec. 3006. A new section is added to 2013 2nd sp.s.  
21 c 19 (uncodified) to read as follows:

22 **FOR THE DEPARTMENT OF ECOLOGY**

23 Eastern Washington Clean Sites Initiative (30000417)

24 Appropriation:

25 State Toxics Control Account--State . . . . . \$3,000,000  
26 Prior Biennia (Expenditures) . . . . . \$0  
27 Future Biennia (Projected Costs) . . . . . \$0  
28 TOTAL . . . . . \$3,000,000

29 NEW SECTION. Sec. 3007. A new section is added to 2013 2nd sp.s.  
30 c 19 (uncodified) to read as follows:

31 **FOR THE DEPARTMENT OF ECOLOGY**

32 State Drought Preparedness (92000125)

1 The appropriations in this section are subject to the following  
2 conditions and limitations:

3 (1) \$5,000,000 of the state taxable building construction account--  
4 state appropriation shall be deposited in the state drought  
5 preparedness account.

6 (2) The appropriations in this section are provided solely for  
7 response to the statewide drought that was declared pursuant to chapter  
8 43.83B RCW. The department of ecology may provide funding or  
9 compensation for purchase or lease of water rights and to public bodies  
10 as defined in RCW 43.83B.050 in connection with projects and measures  
11 designed to alleviate drought conditions that may affect: Public  
12 health and safety; drinking water supplies; agricultural activities; or  
13 fish and wildlife survival.

14 (3) Projects or measures for which funding or compensation will be  
15 provided must be connected with a water system, water source, or water  
16 body that is receiving, or has been projected to receive, less than  
17 seventy-five percent of normal water supply, as the result of natural  
18 drought conditions. This reduction in water supply must be such that  
19 it is causing, or will cause, undue hardship for the entities or fish  
20 or wildlife depending on the water supply. General criteria for  
21 guidelines to be established by the department of ecology for  
22 distribution of funds must include: A balanced and equitable  
23 distribution of the funds among the different sectors affected by  
24 drought; a funding process that ensures funds are available for drought  
25 impacts that arise both early and later during the course of the  
26 drought; and preference for projects that leverage other federal and  
27 local funds.

28 Appropriation:

29	State Drought Preparedness Account--State . . . . .	\$5,000,000
30	State Taxable Building Construction Account--State . . .	\$5,000,000
31	Subtotal Appropriation . . . . .	\$10,000,000
32	Prior Biennia (Expenditures) . . . . .	\$0
33	Future Biennia (Projected Costs) . . . . .	\$0
34	TOTAL . . . . .	\$10,000,000

35 **Sec. 3008.** 2013 2nd sp.s. c 19 s 3066 (uncodified) is amended to  
36 read as follows:

1 **FOR THE DEPARTMENT OF ECOLOGY**

2 Centennial Clean Water Program (30000326)

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

5 (1) For projects involving repair, replacement, or improvement of  
6 a wastewater treatment plant or other public works facility for which  
7 an investment grade efficiency audit is obtainable, the department of  
8 ecology must require as a contract condition that the project sponsor  
9 undertake an investment grade efficiency audit. The project sponsor  
10 may finance the costs of the audit as part of its centennial clean  
11 water program grant.

12 (2) \$3,000,000 of the appropriation in this section is provided  
13 solely for the Port of Walla Walla/Burbank school district septic  
14 system replacement project.

15 **Appropriation:**

16	Environmental Legacy Stewardship	
17	Account--State . . . . .	(( <del>\$50,000,000</del> ))
18		<u>\$50,750,000</u>
19	Prior Biennia (Expenditures) . . . . .	\$0
20	Future Biennia (Projected Costs) . . . . .	\$240,000,000
21	TOTAL . . . . .	(( <del>\$290,000,000</del> ))
22		<u>\$290,750,000</u>

23 **Sec. 3009.** 2013 2nd sp.s. c 19 s 3081 (uncodified) is amended to  
24 read as follows:

25 **FOR THE DEPARTMENT OF ECOLOGY**

26 Storm Water Improvements (92000076)

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

29 (1) \$81,081,000 of the appropriation in this section is provided  
30 solely for grants to cities and counties to perform project-specific  
31 planning, design, and construction of projects that reduce storm water  
32 impacts from existing infrastructure and development. The grants are  
33 intended to build on and expand a city's or county's storm water  
34 program.

35 (a) In consultation with storm water stakeholders, the department  
36 shall develop and implement a competitive grant program by July 1,

1 2014, that is designed to fund storm water projects and activities that  
2 have been proven effective at reducing environmental degradation from  
3 storm water.

4 (b) In order to receive funding, projects must have a high water  
5 quality or ecological benefit and address pollution from existing  
6 development.

7 (c) A project that relies on low-impact development retrofit  
8 techniques to reduce storm water impacts that is otherwise rated  
9 equally to a project that does not rely on low-impact development  
10 retrofit techniques must be given priority for grant funding.

11 (d) Projects required by court or administrative order or for  
12 mitigation purposes are not eligible for funding.

13 (e) Up to \$15,000,000 of the appropriation provided in this  
14 subsection may be allocated to cities or counties covered by a phase I  
15 or II national pollutant discharge elimination system permit for  
16 project-specific planning and design activities that prepare projects  
17 for application to the competitive grant program to be implemented  
18 under subsection (1)(a) of this section. As a condition for funding,  
19 cities or counties shall prepare low-impact development retrofit  
20 projects for the competitive grant program. Cities or counties may  
21 also use project-specific planning and design funds for other projects  
22 that have high water quality and ecological benefits that address  
23 pollution from existing development. The department must provide  
24 notice to all cities and counties that are eligible for planning and  
25 design grants. The notice of eligibility must also include information  
26 on grant requirements so that those who elect to participate understand  
27 the requirements for funding.

28 (2)(a) \$150,000 of the appropriation in this section is provided  
29 solely to the department to develop an ongoing comprehensive, statewide  
30 storm water financial assistance program to be implemented beginning no  
31 later than July 1, 2015. The program will provide grants to local  
32 governments for the protection and improvement of statewide water  
33 quality and to improve watershed functionality by reducing the  
34 transport of toxics and other pollutants through storm water runoff,  
35 and by reducing uncontrolled runoff flows.

36 (b) The department must collaborate with storm water stakeholders  
37 to develop the funding criteria for the storm water financial



1 assistance program, and include the new statewide storm water financial  
2 assistance program into the department's integrated water quality  
3 funding cycle process.

4 (c) The storm water financial assistance program may include, but  
5 not be limited to: Funding for retrofit capital improvement projects;  
6 low-impact development; research and development components and  
7 investments in learning; pass-through funding for local government  
8 storm water permit implementation, education, and outreach; prioritized  
9 watershed basin retrofit strategies; purchase of pooled equipment for  
10 local government use; and preconstruction awards solely for the  
11 planning and design of either new storm water facilities or a retrofit  
12 of existing storm water facilities.

13 (3) (~~(\$18,769,000)~~) \$20,469,000 of the appropriation in this  
14 section is provided solely for the following list of projects.

15  
16

17 **Storm Water Improvements**

18	Bellingham Shipping Terminal Storm Water Project	\$1,500,000
19	Camas Storm Water Projects	\$2,000,000
20	Centralia Station Storm Water Project	\$750,000
21	Clark County Storm Water Projects	\$1,531,000
22	Kennewick Storm Water Projects	\$1,780,000
23	Tacoma Regional Stormwater Facility	\$3,000,000
24	Port of Bellingham Marine Trades Storm Water Project	\$1,000,000
25	15th Street Water Quality Infrastructure Project	\$2,184,000
26	Richland Storm Water Projects	\$900,000
27	Spanaway Lake Management Plan	\$400,000
28	Spokane Storm Water Projects	\$2,000,000
29	Sunnyside Storm Water Project	\$455,000
30	Union Gap Storm Water Project	\$495,000
31	West Richland Yakima River Outfall Elimination	\$124,000
32	Zillah Storm Water Project	\$650,000
33	<u>Lake Forest Park Highway 522 Flooding</u>	<u>\$1,700,000</u>
34	TOTAL	( <del>(\$18,769,000)</del> )
35		<u>\$20,469,000</u>

36 Appropriation:

1	Environmental Legacy Stewardship	
2	Account--State . . . . .	(( <del>\$100,000,000</del> ))
3		<u>\$101,700,000</u>
4	Prior Biennia (Expenditures) . . . . .	.\$0
5	Future Biennia (Projected Costs) . . . . .	\$0
6	TOTAL . . . . .	(( <del>\$100,000,000</del> ))
7		<u>\$101,700,000</u>

8       NEW SECTION. Sec. 3010. A new section is added to 2013 2nd sp.s.  
9 c 19 (uncodified) to read as follows:

10 **FOR THE DEPARTMENT OF FISH AND WILDLIFE**

11       Marblemount Hatchery Culverts (30000657)

12 Appropriation:

13	State Building Construction Account--State . . . . .	\$1,098,000
14	Prior Biennia (Expenditures) . . . . .	.\$0
15	Future Biennia (Projected Costs) . . . . .	\$0
16	TOTAL . . . . .	\$1,098,000

17       NEW SECTION. Sec. 3011. A new section is added to 2013 2nd sp.s.  
18 c 19 (uncodified) to read as follows:

19 **FOR THE STATE CONSERVATION COMMISSION**

20       Reduce Agricultural Toxic Pollution - Voluntary Stewardship Program  
21 (92000003)

22       The appropriation in this section is subject to the following  
23 conditions and limitations: The appropriation is provided solely to  
24 implement voluntary stewardship program planning in the counties that  
25 have opted into the program that have yet to receive funding. County  
26 funding levels must be determined by the conservation commission, in  
27 consultation with the voluntary stewardship program statewide advisory  
28 committee, and must be consistent with the provisions of chapter 360,  
29 Laws of 2011 (Engrossed Substitute House Bill No. 1886).

30 Appropriation:

31	Environmental Legacy Stewardship Account--State . . . . .	\$7,000,000
32	Prior Biennia (Expenditures) . . . . .	.\$0
33	Future Biennia (Projected Costs) . . . . .	\$0
34	TOTAL . . . . .	\$7,000,000

1 NEW SECTION. Sec. 3012. A new section is added to 2013 2nd sp.s.  
2 c 19 (uncodified) to read as follows:

3 **FOR THE DEPARTMENT OF NATURAL RESOURCES**

4 Replace Barrier Culverts on Department of Natural Resources Land  
5 (30000232)

6 Appropriation:

7	State Building Construction Account--State . . . . .	\$3,350,000
8	Prior Biennia (Expenditures) . . . . .	.\$0
9	Future Biennia (Projected Costs) . . . . .	\$0
10	TOTAL . . . . .	\$3,350,000

11 NEW SECTION. Sec. 3013. A new section is added to 2013 2nd sp.s.  
12 c 19 (uncodified) to read as follows:

13 **FOR THE DEPARTMENT OF NATURAL RESOURCES**

14 Olympic Region Shop Fire Recovery (30000226)

15 The appropriations in this section are subject to the following  
16 conditions and limitations: The department must deposit all insurance  
17 payments received since July 1, 2013, for replacement of the building  
18 in the resource management cost account. The appropriation from the  
19 resource management cost account is the estimate of those expected  
20 insurance payments. The department must notify the appropriate fiscal  
21 committees of the legislature what the final insurance settlement is.  
22 If the final amount is less than the expected amount the department  
23 must submit a supplemental capital budget adjustment to reflect that  
24 change.

25 Appropriation:

26	State Building Construction Account--State . . . . .	\$1,427,000
27	Resource Management Cost Account--State . . . . .	.\$683,000
28	Subtotal Appropriation . . . . .	\$2,110,000
29	Prior Biennia (Expenditures) . . . . .	.\$0
30	Future Biennia (Projected Costs) . . . . .	\$0
31	TOTAL . . . . .	\$2,110,000

32 NEW SECTION. Sec. 3014. A new section is added to 2013 2nd sp.s.  
33 c 19 (uncodified) to read as follows:

34 **FOR THE DEPARTMENT OF NATURAL RESOURCES**

35 Teanaway Community Forest Trust (30000230)

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 correct  
4 barriers and meet road maintenance and abandonment planning (RMAP)  
5 responsibilities, upgrade outhouses and fire rings, install gates,  
6 signs and other mechanisms to control unauthorized use of the community  
7 forest, and conduct forest health and high-risk wildfire fuels  
8 treatments near high-risk communities.

9 (2) The state continues to purchase land for recreation, fish and  
10 wildlife habitat management, long term water supplies, and timber  
11 production and needs a long term strategy to control management costs.  
12 The Yakima basin integrated plan is important for watershed, wildlife,  
13 recreation and timber management. The Teanaway community forest is an  
14 essential element of that plan. Managing that land and achieving the  
15 goals of the Yakima basin integrated plan will be more difficult with  
16 checkerboard ownership of private, state, federal, and tribal lands.  
17 The department of natural resources must develop recommendations to the  
18 legislature for possible land acquisitions within the Yakima basin  
19 integrated plan area that would improve road access to isolated  
20 parcels, reduces management costs by eliminating checkerboard ownership  
21 patterns, and increase the potential to produce revenue for the state  
22 to cover management costs within the Teanaway community forest.

23 Appropriation:

24	State Building Construction Account--State . . . . .	\$1,620,000
25	Prior Biennia (Expenditures) . . . . .	.\$0
26	Future Biennia (Projected Costs) . . . . .	\$0
27	TOTAL . . . . .	\$1,620,000

28 NEW SECTION. **Sec. 3015.** A new section is added to 2013 2nd sp.s.  
29 c 19 (uncodified) to read as follows:

30 **FOR THE DEPARTMENT OF NATURAL RESOURCES**

31 Marine Station (30000229)

32 Appropriation:

33	Aquatic Lands Enhancement Account--State . . . . .	\$235,000
34	State Building Construction Account--State . . . . .	\$300,000
35	Subtotal Appropriation . . . . .	\$535,000
36	Prior Biennia (Expenditures) . . . . .	.\$0

1	Future Biennia (Projected Costs) . . . . .	\$8,000,000
2	TOTAL . . . . .	\$8,535,000

3       **Sec. 3016.** 2013 2nd sp.s. c 19 s 3239 (uncodified) is amended to  
4 read as follows:

5       **FOR THE DEPARTMENT OF NATURAL RESOURCES**

6       State Forest Land Replacement (30000223)

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

9       (1) The appropriation in this section is provided solely to the  
10 department to transfer from state forest land status to natural  
11 resources conservation area status certain state forest lands in  
12 counties with a population of twenty-five thousand or less which are  
13 subject to timber harvest deferrals greater than thirty years due to  
14 the presence of wildlife species listed as endangered or threatened  
15 under the federal endangered species act. The total appropriation is  
16 to be used equally for the transfer of qualifying state forest lands in  
17 the qualifying counties.

18       (2) Property transferred under this section must be appraised and  
19 transferred at fair market value, without consideration of management  
20 or regulatory encumbrances associated with wildlife species listed  
21 under the federal endangered species act. The value of the timber and  
22 other valuable materials transferred must be distributed as provided in  
23 RCW 79.64.110. The value of the land transferred must be deposited in  
24 the park land trust revolving account and be used solely to buy  
25 replacement state forest land, consistent with RCW 79.22.060.

26       (3) Prior to or concurrent with conveyance of these properties, the  
27 department shall execute and record a real property instrument that  
28 dedicates the transferred properties to the purposes identified in  
29 subsection (1) of this section. Transfer agreements for properties  
30 identified in subsection (1) of this section must include terms that  
31 restrict the use of the property to the intended purpose.

32       (4) The department and applicable counties shall work in good faith  
33 to carry out the intent of this section. The department will identify  
34 eligible properties for transfer, consistent with subsection (1) of  
35 this section, in consultation with the applicable counties, and will  
36 not execute any property transfers that are not in the statewide

1 interest of either the state forest trust or the natural resources  
2 conservation area program.

3 Appropriation:

4	State Building Construction Account--State . . . . .	(( <del>\$1,500,000</del> ))
5		<u>\$3,000,000</u>
6	Prior Biennia (Expenditures) . . . . .	\$0
7	Future Biennia (Projected Costs) . . . . .	\$0
8	TOTAL . . . . .	(( <del>\$1,500,000</del> ))
9		<u>\$3,000,000</u>

10 **Sec. 3017.** 2013 2nd sp.s. c 19 s 3240 (uncodified) is amended to  
11 read as follows:

12 **FOR THE DEPARTMENT OF NATURAL RESOURCES**

13 Forest Hazard Reduction (30000224)

14 The appropriation in this section is subject to the following  
15 conditions and limitations: The appropriation is provided solely for  
16 forest health hazard reduction treatments on state, federal, and  
17 private lands. The appropriation may be used for mechanical  
18 treatments, project planning, site preparation, permitting, or  
19 prescribed burning. The department, in consultation with the forest  
20 health technical advisory group, shall provide a report to the governor  
21 and the legislature by October 1, 2014, on its work to reduce forest  
22 health hazards from fiscal year 2010 through fiscal year 2014. This  
23 report must include an estimate of work needed through fiscal year 2020  
24 on state, federal, and private lands and recommended mechanisms to fund  
25 this work.

26 Appropriation:

27	State Building Construction Account--State . . . . .	(( <del>\$4,000,000</del> ))
28		<u>\$4,773,000</u>
29	Prior Biennia (Expenditures) . . . . .	\$0
30	Future Biennia (Projected Costs) . . . . .	\$20,000,000
31	TOTAL . . . . .	(( <del>\$24,000,000</del> ))
32		<u>\$24,773,000</u>

(End of part)

**PART 4**  
**EDUCATION**

**Sec. 4001.** 2013 2nd sp.s. c 19 s 5019 (uncodified) is amended to read as follows:

**FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION**

Capital Program Administration (30000128)

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

(1) The superintendent of public instruction will publish to its web site and report to the office of financial management, the appropriate committees of the legislature, and the legislative evaluation and accountability program a list of local school district projects submitted for approval for school construction assistance within seven business days of the school district deadline to submit items for approval. The report must be updated within seven days following approval of the school district submissions by the superintendent of public instruction. The report must include, but not be limited to:

(a) School district;

(b) Project name;

(c) Estimated square footage by proposed project type;

(d) Estimated total of all project costs and estimated total construction contract cost;

(e) Funding sources and election dates, if applicable; and

(f) Intent to front-fund the project.

(2) The superintendent of public instruction will provide to the legislative evaluation and accountability program committee in electronic database form the following:

(a) Study and survey information beginning with grants awarded July 1, 2014; and

(b) All available inventory and condition of schools data.

**Appropriation:**

Common School Construction Account--State . . . . . \$3,854,000

Prior Biennia (Expenditures) . . . . . \$0

Future Biennia (Projected Costs) . . . . . \$16,246,000

1 TOTAL . . . . . \$20,100,000

2 NEW SECTION. **Sec. 4002.** A new section is added to 2013 2nd sp.s.  
3 c 19 (uncodified) to read as follows:

4 **FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION**

5 Puget Sound Skills Center (92000007)

6 The appropriations in this section are subject to the following  
7 conditions and limitations: The appropriations are provided solely for  
8 remediation and removal of poor soils at the building site and for  
9 infrastructure and utility work in preparation of the new skills center  
10 buildings.

11 Reappropriation:

12 State Building Construction Account--State . . . . . \$1,500,000

13 Appropriation:

14 State Building Construction Account--State . . . . . \$1,891,000

15 Environmental Legacy Stewardship Account--State . . . . . \$2,000,000

16 Subtotal Appropriation . . . . . \$3,891,000

17 Prior Biennia (Expenditures) . . . . . \$0

18 Future Biennia (Projected Costs) . . . . . \$0

19 TOTAL . . . . . \$5,391,000

20 **Sec. 4003.** 2013 2nd sp.s. c 19 s 5024 (uncodified) is amended to  
21 read as follows:

22 **FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION**

23 Spokane Valley Tech (91000026)

24 Appropriation:

25 State Building Construction Account--State . . . . . (~~(\$1,500,000)~~)

26 \$2,500,000

27 Prior Biennia (Expenditures) . . . . . \$0

28 Future Biennia (Projected Costs) . . . . . \$0

29 TOTAL . . . . . (~~(\$1,500,000)~~)

30 \$2,500,000

31 NEW SECTION. **Sec. 4004.** A new section is added to 2013 2nd sp.s.  
32 c 19 (uncodified) to read as follows:

33 **FOR THE WASHINGTON STATE CENTER FOR CHILDHOOD DEAFNESS AND HEARING**



1 **LOSS**

2 Lloyd Auditorium Emergency Repairs (30000012)

3 Appropriation:

4	State Building Construction Account--State . . . . .	\$260,000
5	Prior Biennia (Expenditures) . . . . .	.\$0
6	Future Biennia (Projected Costs) . . . . .	\$0
7	TOTAL . . . . .	\$260,000

8 **Sec. 4005.** 2013 2nd sp.s. c 19 s 5042 (uncodified) is amended to  
9 read as follows:

10 **FOR THE UNIVERSITY OF WASHINGTON**

11 Minor Capital Repairs - Preservation (30000494)

12 Appropriation:

13	State Building Construction Account--State . . . . .	(( <del>\$3,539,000</del> ))
14		<u>\$1,629,000</u>
15	University of Washington Building	
16	Account--State . . . . .	(( <del>\$43,215,000</del> ))
17		<u>\$45,125,000</u>
18	Subtotal Appropriation . . . . .	\$46,754,000
19	Prior Biennia (Expenditures) . . . . .	.\$0
20	Future Biennia (Projected Costs) . . . . .	\$208,000,000
21	TOTAL . . . . .	\$254,754,000

22 **Sec. 4006.** 2013 2nd sp.s. c 19 s 5054 (uncodified) is amended to  
23 read as follows:

24 **FOR THE WASHINGTON STATE UNIVERSITY**

25 2013-2015 Minor Works - Preservation, Safety, and Infrastructure  
26 (30000849)

27 Appropriation:

28	State Building Construction Account--State . . . . .	(( <del>\$12,214,000</del> ))
29		<u>\$6,380,000</u>
30	Washington State University Building	
31	Account--State . . . . .	(( <del>\$16,350,000</del> ))
32		<u>\$22,184,000</u>
33	Subtotal Appropriation . . . . .	\$28,564,000
34	Prior Biennia (Expenditures) . . . . .	.\$0

1 Future Biennia (Projected Costs) . . . . . \$0  
2 TOTAL . . . . . \$28,564,000

3 NEW SECTION. **Sec. 4007.** A new section is added to 2013 2nd sp.s.  
4 c 19 (uncodified) to read as follows:

5 **FOR THE WASHINGTON STATE UNIVERSITY**

6 Washington Animal Disease Diagnostic and Research Facility (GAHBII)  
7 (30000498)

8 Appropriation:

9 State Building Construction Account--State . . . . . \$5,300,000  
10 Prior Biennia (Expenditures) . . . . . \$0  
11 Future Biennia (Projected Costs) . . . . . \$67,000,000  
12 TOTAL . . . . . \$72,300,000

13 **Sec. 4008.** 2013 2nd sp.s. c 19 s 5062 (uncodified) is amended to  
14 read as follows:

15 **FOR THE EASTERN WASHINGTON UNIVERSITY**

16 Eastern Washington University Minor Works Preservation (30000468)

17 Appropriation:

18 State Building Construction Account--State . . . . . (~~(\$1,434,000)~~)  
19 \$295,000  
20 Eastern Washington University Capital Projects  
21 Account--State . . . . . (~~(\$7,066,000)~~)  
22 \$8,205,000  
23 Subtotal Appropriation . . . . . \$8,500,000  
24 Prior Biennia (Expenditures) . . . . . \$0  
25 Future Biennia (Projected Costs) . . . . . \$0  
26 TOTAL . . . . . \$8,500,000

27 NEW SECTION. **Sec. 4009.** A new section is added to 2013 2nd sp.s.  
28 c 19 (uncodified) to read as follows:

29 **FOR THE CENTRAL WASHINGTON UNIVERSITY**

30 Buried Oil Storage Tank Remediation (30000681)

31 Appropriation:

32 State Toxics Control Account--State . . . . . \$2,000,000  
33 Prior Biennia (Expenditures) . . . . . \$0

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

3 NEW SECTION. **Sec. 4010.** A new section is added to 2013 2nd sp.s.  
 4 c 19 (uncodified) to read as follows:

5 **FOR THE CENTRAL WASHINGTON UNIVERSITY**

6 Predesign and BEST Study for ROTC Facility (92000001)

7 The appropriation in this section is subject to the following  
 8 conditions and limitations: \$150,000 of the state building  
 9 construction account--state is provided solely for Central Washington  
 10 University to prepare a predesign and to enter into an interagency  
 11 agreement with the office of financial management for a budget  
 12 evaluation study to analyze that predesign to determine the best course  
 13 of action for providing a facility that will meet the current and  
 14 future needs of the reserve officer training corps (ROTC). The budget  
 15 evaluation study shall be submitted to the governor and the legislature  
 16 no later than November 1, 2014, and shall include an examination of  
 17 previous capital budget requests for renovation of Peterson hall and  
 18 the chimpanzee and human communication institute facility as well as  
 19 the ten-year capital plan for the campus.

20 Appropriation:

21 State Building Construction Account--State . . . . . \$150,000  
 22 Prior Biennia (Expenditures) . . . . . \$0  
 23 Future Biennia (Projected Costs) . . . . . \$0  
 24 TOTAL . . . . . \$150,000

25 **Sec. 4011.** 2013 2nd sp.s. c 19 s 5072 (uncodified) is amended to  
 26 read as follows:

27 **FOR THE EVERGREEN STATE COLLEGE**

28 Facility Preservation (30000084)

29 Appropriation:

30 State Building Construction Account--State . . . . . (~~(\$1,580,000)~~)  
 31 \$725,000  
 32 The Evergreen State College Capital Projects  
 33 Account--State . . . . . (~~(\$5,120,000)~~)  
 34 \$5,975,000  
 35 Subtotal Appropriation . . . . . \$6,700,000

1 Prior Biennia (Expenditures) . . . . . \$0  
 2 Future Biennia (Projected Costs) . . . . . \$212,000  
 3 TOTAL . . . . . \$6,912,000

4 **Sec. 4012.** 2013 2nd sp.s. c 19 s 5078 (uncodified) is amended to  
 5 read as follows:

6 **FOR THE WESTERN WASHINGTON UNIVERSITY**

7 Carver Academic Renovation (20081060)

8 Reappropriation:

9 State Building Construction Account--State . . . . . \$2,000,000

10 Appropriation:

11 State Building Construction Account--State . . . . . \$5,000,000

12 Prior Biennia (Expenditures) . . . . . \$5,374,000

13 Future Biennia (Projected Costs) . . . . . (~~(\$73,531,000)~~)

14 \$68,531,000

15 TOTAL . . . . . \$80,905,000

16 **Sec. 4013.** 2013 2nd sp.s. c 19 s 5086 (uncodified) is amended to  
 17 read as follows:

18 **FOR THE WESTERN WASHINGTON UNIVERSITY**

19 Performing Arts Exterior Renewal (30000428)

20 Appropriation:

21 State Building Construction Account--State . . . . . (~~(\$2,947,000)~~)

22 \$2,395,000

23 Western Washington University Capital Projects

24 Account--State . . . . . \$552,000

25 Subtotal Appropriation . . . . . \$2,947,000

26 Prior Biennia (Expenditures) . . . . . \$0

27 Future Biennia (Projected Costs) . . . . . \$0

28 TOTAL . . . . . \$2,947,000

29 **Sec. 4014.** 2013 2nd sp.s. c 19 s 5131 (uncodified) is amended to  
 30 read as follows:

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

32 Minor Works - Program (30000723)

33 Appropriation:

1	State Building Construction Account--State . . . . .	\$354,000
2	Community/Technical College Capital Projects	
3	Account--State . . . . .	<del>(\$14,236,000)</del>
4		<u>\$16,375,000</u>
5	State Higher Education Construction Account--State . . . .	\$620,000
6	Community and Technical College Forest Reserve	
7	Account--State . . . . .	\$582,000
8	Gardner-Evans Higher Education Construction	
9	Account--State . . . . .	\$3,000,000
10	Subtotal Appropriation . . . . .	<del>(\$18,792,000)</del>
11		<u>\$20,931,000</u>
12	Prior Biennia (Expenditures) . . . . .	.\$0
13	Future Biennia (Projected Costs) . . . . .	\$0
14	TOTAL . . . . .	<del>(\$18,792,000)</del>
15		<u>\$20,931,000</u>

16     NEW SECTION.   **Sec. 4015.** A new section is added to 2013 2nd sp.s.  
17 c 19 (uncodified) to read as follows:

18     **FOR THE WASHINGTON STATE HISTORICAL SOCIETY**

19     History Museum Membrane System Replacement (30000220)

20     Appropriation:

21	State Building Construction Account--State . . . . .	\$1,748,000
22	Prior Biennia (Expenditures) . . . . .	.\$0
23	Future Biennia (Projected Costs) . . . . .	\$0
24	TOTAL . . . . .	\$1,748,000

25     **Sec. 4016.** 2013 2nd sp.s. c 19 s 5117 (uncodified) is amended to  
26 read as follows:

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

28     Centralia Community College: Student Services (30000123)

29     Appropriation:

30	State Building Construction Account--State . . . . .	\$2,517,000
31	<u>Community/Technical College Capital</u>	
32	<u>Projects Account--State . . . . .</u>	<u>\$3,162,000</u>
33	<u>Subtotal Appropriation . . . . .</u>	<u>\$5,679,000</u>
34	Prior Biennia (Expenditures) . . . . .	.\$0
35	Future Biennia (Projected Costs) . . . . .	<del>(\$33,075,000)</del>

1		<u>\$26,587,000</u>
2	TOTAL . . . . .	( ( <del>\$35,592,000</del> ) )
3		<u>\$32,266,000</u>

(End of part)

1 PART 5

2 MISCELLANEOUS PROVISIONS

3 NEW SECTION. Sec. 5001. FOR THE STATE TREASURER--TRANSFERS

4 State Taxable Building Construction Account: For transfer  
5 to the drinking water assistance account, \$4,400,000  
6 for fiscal year 2015 . . . . . \$4,400,000  
7 State Taxable Building Construction Account: For transfer  
8 to the water pollution control revolving account,  
9 \$7,750,000 for fiscal year 2014 and \$7,750,000 for  
10 fiscal year 2015 . . . . . \$15,500,000

11 Sec. 5002. 2013 2nd sp.s. c 19 s 7014 (uncodified) is amended to  
12 read as follows:

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

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

34 Those noninstructional facilities of higher education institutions  
35 authorized in this section to enter into financial contracts are not

1 eligible for state funded maintenance and operations. Instructional  
2 space that is available for regularly scheduled classes for academic  
3 transfer, basic skills, and workforce training programs may be eligible  
4 for state funded maintenance and operations.

5 (1) Community and technical colleges:

6 (a) Enter into a financing contract on behalf of Peninsula College  
7 for up to \$2,000,000 plus financing expenses and required reserves  
8 pursuant to chapter 39.94 RCW to renovate or replace the Forks  
9 satellite building.

10 (b) Enter into a financing contract on behalf of South Puget Sound  
11 Community College for up to \$5,000,000 plus financing expenses and  
12 required reserves pursuant to chapter 39.94 RCW to renovate the  
13 downtown Lacey campus.

14 (c) 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 to purchase up to forty  
17 acres of land.

18 (d) Enter into a financing contract on behalf of Green River  
19 Community College for up to \$15,000,000 plus financing expenses and  
20 required reserves pursuant to chapter 39.94 RCW to construct a  
21 replacement facility for the student life center.

22 (e) Enter into a financing contract on behalf of Whatcom Community  
23 College for up to \$11,000,000 plus financing expenses and required  
24 reserves pursuant to chapter 39.94 RCW to construct a student  
25 recreation center.

26 (f) Enter into a financing contract on behalf of Spokane Community  
27 College for up to \$3,100,000 plus financing expenses and required  
28 reserves pursuant to chapter 39.94 RCW to construct an addition to the  
29 student services building.

30 (g) Enter into a long-term lease on behalf of Spokane Community  
31 College at Felts Field suitable for the aerospace training center  
32 program, subject to the approval of the office of financial management  
33 as required by chapter 43.82 RCW.

34 (h) Enter into a financing contract on behalf of Lower Columbia  
35 College for up to \$3,000,000 plus financing expenses and required  
36 reserves pursuant to chapter 39.94 RCW to renovate the main building.

37 (i) Enter into a financing contract on behalf of Lower Columbia



1 College for up to \$3,000,000 plus financing expenses and required  
2 reserves pursuant to chapter 39.94 RCW to purchase interest in a mixed  
3 use building for student housing.

4 (2) Department of enterprise services:

5 (a) Enter into a financing contract for up to \$1,000,000 plus  
6 financing expenses and required reserves pursuant to chapter 39.94 RCW  
7 for the modifications to the Yakima office building in preparation for  
8 the department of social and health services use of the building.

9 ~~(b) ((Enter into a financing contract for up to \$69,000,000 plus~~  
10 ~~financing expenses and required reserves pursuant to chapter 39.94 RCW~~  
11 ~~to construct a new office building at 1063 Capitol Way South, Olympia.~~  
12 ~~The building will be delivered using design build, as defined by~~  
13 ~~chapter 39.10 RCW, with a guarantee for energy, operations and~~  
14 ~~maintenance performance. The term for performance validation must not~~  
15 ~~be less than five years. The state may use state employees for~~  
16 ~~services not related to building performance. Criteria for selecting~~  
17 ~~a contractor must include life cycle costs, energy costs or energy use~~  
18 ~~index. The scope of the building shall be between two hundred thousand~~  
19 ~~and two hundred twenty five thousand square feet of office space based~~  
20 ~~on the office of financial management's direction for square feet and~~  
21 ~~tenants identified in the programming phase including the Washington~~  
22 ~~State Patrol. Tenant lease costs for the building may not exceed \$26~~  
23 ~~per gross square foot including debt services and operating expenses.~~  
24 ~~Proposals must be received by January 31, 2014. This is phase one of~~  
25 ~~a two phase process that includes future demolition of the current~~  
26 ~~general administration building and construction of a similar facility~~  
27 ~~which may include the state library as a tenant.)) Enter into a~~  
28 financing contract for up to \$750,000 financing expenses and required  
29 reserves pursuant to chapter 39.94 RCW for the department of ecology  
30 headquarters building energy conservation and HVAC replacement.

31 (c) Enter into a financing contract for up to \$4,968,000 financing  
32 expenses and required reserves pursuant to chapter 39.94 RCW for the  
33 department of ecology headquarters emergency generator replacement.

34 (3) Eastern Washington University: Enter into a financing contract  
35 for up to \$19,000,000 plus financing expenses and required reserves  
36 pursuant to chapter 39.94 RCW to improve and expand recreational and  
37 athletic facilities on the Cheney campus.

1       (4) The Evergreen State College: Enter into a financing contract  
2 for up to \$12,500,000 plus financing expenses and required reserves  
3 pursuant to chapter 39.94 RCW to purchase the currently leased  
4 facilities for the Tacoma program.

5       (5) Central Washington University: Enter into a financing contract  
6 for up to \$8,461,000 plus financing expenses and required reserves  
7 pursuant to chapter 39.94 RCW to construct a welcome center.

8       **Sec. 5003.** RCW 70.105D.070 and 2013 2nd sp.s. c 19 s 7033 and 2013  
9 2nd sp.s. c 4 s 992 are each reenacted and amended to read as follows:

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

12       (2)(a) Moneys collected under RCW 82.21.030 must be deposited as  
13 follows: Fifty-six percent to the state toxics control account under  
14 subsection (3) of this section and forty-four percent to the local  
15 toxics control account under subsection (4) of this section. When the  
16 cumulative amount of deposits made to the state and local toxics  
17 control accounts under this section reaches the limit during a fiscal  
18 year as established in (b) of this subsection, the remainder of the  
19 moneys collected under RCW 82.21.030 during that fiscal year must be  
20 deposited into the environmental legacy stewardship account created in  
21 RCW 70.105D.170.

22       (b) The limit on distributions of moneys collected under RCW  
23 82.21.030 to the state and local toxics control accounts for the fiscal  
24 year beginning July 1, 2013, is one hundred forty million dollars.

25       (c) In addition to the funds required under (a) of this subsection,  
26 the following moneys must be deposited into the state toxics control  
27 account: (i) The costs of remedial actions recovered under this  
28 chapter or chapter 70.105A RCW; (ii) penalties collected or recovered  
29 under this chapter; and (iii) any other money appropriated or  
30 transferred to the account by the legislature.

31       (3) Moneys in the state toxics control account must be used only to  
32 carry out the purposes of this chapter, including but not limited to  
33 the following activities:

34       (a) The state's responsibility for hazardous waste planning,  
35 management, regulation, enforcement, technical assistance, and public  
36 education required under chapter 70.105 RCW;

- 1 (b) The state's responsibility for solid waste planning,  
2 management, regulation, enforcement, technical assistance, and public  
3 education required under chapter 70.95 RCW;
- 4 (c) The hazardous waste clean-up program required under this  
5 chapter;
- 6 (d) State matching funds required under federal cleanup law;
- 7 (e) Financial assistance for local programs in accordance with  
8 chapters 70.95, 70.95C, 70.95I, and 70.105 RCW;
- 9 (f) State government programs for the safe reduction, recycling, or  
10 disposal of paint and hazardous wastes from households, small  
11 businesses, and agriculture;
- 12 (g) Oil and hazardous materials spill prevention, preparedness,  
13 training, and response activities;
- 14 (h) Water and environmental health protection and monitoring  
15 programs;
- 16 (i) Programs authorized under chapter 70.146 RCW;
- 17 (j) A public participation program;
- 18 (k) Public funding to assist potentially liable persons to pay for  
19 the costs of remedial action in compliance with clean-up standards  
20 under RCW 70.105D.030(2)(e) but only when the amount and terms of such  
21 funding are established under a settlement agreement under RCW  
22 70.105D.040(4) and when the director has found that the funding will  
23 achieve both: (i) A substantially more expeditious or enhanced cleanup  
24 than would otherwise occur; and (ii) the prevention or mitigation of  
25 unfair economic hardship;
- 26 (l) Development and demonstration of alternative management  
27 technologies designed to carry out the hazardous waste management  
28 priorities of RCW 70.105.150;
- 29 (m) State agriculture and health programs for the safe use,  
30 reduction, recycling, or disposal of pesticides;
- 31 (n) Storm water pollution control projects and activities that  
32 protect or preserve existing remedial actions or prevent hazardous  
33 clean-up sites;
- 34 (o) Funding requirements to maintain receipt of federal funds under  
35 the federal solid waste disposal act (42 U.S.C. Sec. 6901 et seq.);
- 36 (p) Air quality programs and actions for reducing public exposure  
37 to toxic air pollution;

1 (q) Public funding to assist prospective purchasers to pay for the  
2 costs of remedial action in compliance with clean-up standards under  
3 RCW 70.105D.030(2)(e) if:

4 (i) The facility is located within a redevelopment opportunity zone  
5 designated under RCW 70.105D.150;

6 (ii) The amount and terms of the funding are established under a  
7 settlement agreement under RCW 70.105D.040(5); and

8 (iii) The director has found the funding meets any additional  
9 criteria established in rule by the department, will achieve a  
10 substantially more expeditious or enhanced cleanup than would otherwise  
11 occur, and will provide a public benefit in addition to cleanup  
12 commensurate with the scope of the public funding;

13 (r) Petroleum-based plastic or expanded polystyrene foam debris  
14 cleanup activities in fresh or marine waters;

15 (s) Appropriations to the local toxics control account or the  
16 environmental legacy stewardship account created in RCW 70.105D.170, if  
17 the legislature determines that priorities for spending exceed  
18 available funds in those accounts;

19 (t) During the 2013-2015 fiscal biennium, the department of  
20 ecology's water quality, shorelands, environmental assessment,  
21 administration, and air quality programs;

22 (u) During the 2013-2015 fiscal biennium, actions at the state  
23 conservation commission to improve water quality for shellfish; (~~and~~)

24 (v) During the 2013-2015 fiscal biennium, actions at the University  
25 of Washington for reducing ocean acidification;

26 (w) For the 2013-2015 fiscal biennium, moneys in the state toxics  
27 control account may be spent on projects in section (~~(3159)~~) 3160,  
28 chapter 19, Laws of 2013 2nd sp. sess. projects in sections 2007 and  
29 4009 of this act, and for transfer to the local toxics control account;  
30 and

31 (x) For the 2013-2015 fiscal biennium, moneys in the state toxics  
32 control account may be transferred to the radioactive mixed waste  
33 account.

34 (4)(a) The department shall use moneys deposited in the local  
35 toxics control account for grants or loans to local governments for the  
36 following purposes in descending order of priority:

37 (i) Extended grant agreements entered into under (~~((e))(e))~~)  
38 (e)(i) of this subsection;

1 (ii) Remedial actions, including planning for adaptive reuse of  
2 properties as provided for under ~~((e)-(e))~~ (e)(iv) of this  
3 subsection. The department must prioritize funding of remedial actions  
4 at:

5 (A) Facilities on the department's hazardous sites list with a high  
6 hazard ranking for which there is an approved remedial action work plan  
7 or an equivalent document under federal cleanup law;

8 (B) Brownfield properties within a redevelopment opportunity zone  
9 if the local government is a prospective purchaser of the property and  
10 there is a department-approved remedial action work plan or equivalent  
11 document under the federal cleanup law;

12 (iii) Storm water pollution source projects that: (A) Work in  
13 conjunction with a remedial action; (B) protect completed remedial  
14 actions against recontamination; or (C) prevent hazardous clean-up  
15 sites;

16 (iv) Hazardous waste plans and programs under chapter 70.105 RCW;

17 (v) Solid waste plans and programs under chapters 70.95, 70.95C,  
18 70.95I, and 70.105 RCW;

19 (vi) Petroleum-based plastic or expanded polystyrene foam debris  
20 cleanup activities in fresh or marine waters; and

21 (vii) Appropriations to the state toxics control account or the  
22 environmental legacy stewardship account created in RCW 70.105D.170, if  
23 the legislature determines that priorities for spending exceed  
24 available funds in those accounts.

25 (b) Funds for plans and programs must be allocated consistent with  
26 the priorities and matching requirements established in chapters  
27 70.105, 70.95C, 70.95I, and 70.95 RCW.

28 (c) During the 2013-2015 fiscal biennium, the local toxics control  
29 account may also be used for local government storm water planning and  
30 implementation activities.

31 (d) During the 2013-2015 fiscal biennium, the legislature may  
32 transfer from the local toxics control account to the state general  
33 fund, such amounts as reflect the excess fund balance in the account.

34 (e) To expedite cleanups throughout the state, the department may  
35 use the following strategies when providing grants to local governments  
36 under this subsection:

37 (i) Enter into an extended grant agreement with a local government  
38 conducting remedial actions at a facility where those actions extend

1 over multiple biennia and the total eligible cost of those actions  
2 exceeds twenty million dollars. The agreement is subject to the  
3 following limitations:

4 (A) The initial duration of such an agreement may not exceed ten  
5 years. The department may extend the duration of such an agreement  
6 upon finding substantial progress has been made on remedial actions at  
7 the facility;

8 (B) Extended grant agreements may not exceed fifty percent of the  
9 total eligible remedial action costs at the facility; and

10 (C) The department may not allocate future funding to an extended  
11 grant agreement unless the local government has demonstrated to the  
12 department that funds awarded under the agreement during the previous  
13 biennium have been substantially expended or contracts have been  
14 entered into to substantially expend the funds;

15 (ii) Enter into a grant agreement with a local government  
16 conducting a remedial action that provides for periodic reimbursement  
17 of remedial action costs as they are incurred as established in the  
18 agreement;

19 (iii) Enter into a grant agreement with a local government prior to  
20 it acquiring a property or obtaining necessary access to conduct  
21 remedial actions, provided the agreement is conditioned upon the local  
22 government acquiring the property or obtaining the access in accordance  
23 with a schedule specified in the agreement;

24 (iv) Provide integrated planning grants to local governments to  
25 fund studies necessary to facilitate remedial actions at brownfield  
26 properties and adaptive reuse of properties following remediation.  
27 Eligible activities include, but are not limited to: Environmental  
28 site assessments; remedial investigations; health assessments;  
29 feasibility studies; site planning; community involvement; land use and  
30 regulatory analyses; building and infrastructure assessments; economic  
31 and fiscal analyses; and any environmental analyses under chapter  
32 43.21C RCW;

33 (v) Provide grants to local governments for remedial actions  
34 related to areawide groundwater contamination. To receive the funding,  
35 the local government does not need to be a potentially liable person or  
36 be required to seek reimbursement of grant funds from a potentially  
37 liable person;

1 (vi) The director may alter grant matching requirements to create  
2 incentives for local governments to expedite cleanups when one of the  
3 following conditions exists:

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

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

9 (C) Funding would create an opportunity for acquisition and  
10 redevelopment of brownfield property under RCW 70.105D.040(5) that  
11 would not otherwise occur;

12 (vii) When pending grant applications under ~~((e)-(e))~~ (e)(iv)  
13 and (v) of this subsection (4) exceed the amount of funds available,  
14 designated redevelopment opportunity zones must receive priority for  
15 distribution of available funds.

16 ~~((d)-(f))~~ (f) To expedite multiparty clean-up efforts, the  
17 department may purchase remedial action cost-cap insurance. For the  
18 2013-2015 fiscal biennium, moneys in the local toxics control account  
19 may be spent on projects in sections 3024, 3035, 3036, and 3059,  
20 chapter 19, Laws of 2013 2nd sp. sess.

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

24 (6) No moneys deposited into either the state or local toxics  
25 control account may be used for: Natural disasters where there is no  
26 hazardous substance contamination; high performance buildings; solid  
27 waste incinerator facility feasibility studies, construction,  
28 maintenance, or operation; or after January 1, 2010, for projects  
29 designed to address the restoration of Puget Sound, funded in a  
30 competitive grant process, that are in conflict with the action agenda  
31 developed by the Puget Sound partnership under RCW 90.71.310. However,  
32 this subsection does not prevent an appropriation from the state toxics  
33 control account to the department of revenue to enforce compliance with  
34 the hazardous substance tax imposed in chapter 82.21 RCW.

35 (7) Except during the 2011-2013 fiscal biennium, one percent of the  
36 moneys collected under RCW 82.21.030 shall be allocated only for public  
37 participation grants to persons who may be adversely affected by a  
38 release or threatened release of a hazardous substance and to not-for-

1 profit public interest organizations. The primary purpose of these  
2 grants is to facilitate the participation by persons and organizations  
3 in the investigation and remedying of releases or threatened releases  
4 of hazardous substances and to implement the state's solid and  
5 hazardous waste management priorities. No grant may exceed sixty  
6 thousand dollars. Grants may be renewed annually. Moneys appropriated  
7 for public participation that are not expended at the close of any  
8 biennium revert to the state toxics control account.

9 (8) The department shall adopt rules for grant or loan issuance and  
10 performance. To accelerate both remedial action and economic recovery,  
11 the department may expedite the adoption of rules necessary to  
12 implement chapter 1, Laws of 2013 2nd sp. sess. using the expedited  
13 procedures in RCW 34.05.353. The department shall initiate the award  
14 of financial assistance by August 1, 2013. To ensure the adoption of  
15 rules will not delay financial assistance, the department may  
16 administer the award of financial assistance through interpretive  
17 guidance pending the adoption of rules through July 1, 2014.

18 (9) Except as provided under subsection (3)(k) and (q) of this  
19 section, nothing in chapter 1, Laws of 2013 2nd sp. sess. effects  
20 [affects] the ability of a potentially liable person to receive public  
21 funding.

22 (10) During the 2013-2015 fiscal biennium the local toxics control  
23 account may also be used for the centennial clean water program and for  
24 storm water grants.

25 **Sec. 5004.** RCW 43.160.080 and 2010 1st sp.s. c 36 s 6011 are each  
26 amended to read as follows:

27 There shall be a fund in the state treasury known as the public  
28 facilities construction loan revolving account, which shall consist of  
29 all moneys collected under this chapter and any moneys appropriated to  
30 it by law. Disbursements from the revolving account shall be on  
31 authorization of the board. In order to maintain an effective  
32 expenditure and revenue control, the public facilities construction  
33 loan revolving account shall be subject in all respects to chapter  
34 43.88 RCW. During the 2009-2011 biennium, sums in the public  
35 facilities construction loan revolving account may be used for  
36 community economic revitalization board export assistance grants and  
37 loans in section 1018, chapter 36, Laws of 2010 1st sp. sess. and for



1 matching funds for the federal energy regional innovation cluster in  
2 section 1017, chapter 36, Laws of 2010 1st sp. sess. During the 2013-  
3 2015 biennium, sums in the public facilities construction loan  
4 revolving account may be used for the animal disease traceability  
5 project in section 3247, chapter 19, Laws of 2013 2nd sp. sess.,  
6 administered by the department of agriculture.

7 **Sec. 5005.** RCW 70.105D.170 and 2013 2nd sp.s. c 28 s 1, 2013 2nd  
8 sp.s. c 19 s 7042, and 2013 2nd sp.s. c 4 s 991 are each reenacted and  
9 amended to read as follows:

10 (1) The environmental legacy stewardship account is created in the  
11 state treasury. Beginning July 1, 2013, and every fiscal year  
12 thereafter, the annual amount received from the tax imposed by RCW  
13 82.21.030 that exceeds one hundred forty million dollars must be  
14 deposited into the environmental legacy stewardship account. The state  
15 treasurer may make periodic deposits into the environmental legacy  
16 stewardship account based on forecasted revenue. Moneys in the account  
17 may only be spent after appropriation.

18 (2) Moneys in the environmental legacy stewardship account may be  
19 spent on:

20 (a) Grants or loans to local governments for performance and  
21 outcome-based projects, model remedies, demonstration projects,  
22 procedures, contracts, and project management and oversight that result  
23 in significant reductions in the time to complete compared to baseline  
24 averages;

25 (b) Purposes authorized under RCW 70.105D.070 (3) and (4);

26 (c) Grants or loans awarded through a competitive grant program  
27 administered by the department to fund design and construction of low-  
28 impact development retrofit projects and other high quality projects  
29 that reduce storm water pollution from existing infrastructure. The  
30 competitive grant program must apply criteria to review, rank, and  
31 prioritize projects for funding based on their water quality benefits,  
32 ecological benefits, and effectiveness at reducing environmental  
33 degradation; and

34 (d) Cleanup and disposal of hazardous substances from abandoned or  
35 derelict vessels, defined for the purposes of this section as vessels  
36 that have little or no value and either have no identified owner or

1 have an identified owner lacking financial resources to clean up and  
2 dispose of the vessel, that pose a threat to human health or the  
3 environment.

4 (3) Except as provided under RCW 70.105D.070(3) (k) and (q),  
5 nothing in chapter 1, Laws of 2013 2nd sp. sess. expands the ability of  
6 a potentially liable person to receive public funding.

7 (4) Moneys in the environmental legacy stewardship account may also  
8 be used as follows:

9 (a) During the 2013-2015 fiscal biennia, shoreline update technical  
10 assistance and for local government shoreline master program update  
11 grants;

12 (b) During the 2013-2015 fiscal biennium, solid and hazardous waste  
13 compliance at the department of corrections;

14 (c) During the 2013-2015 fiscal biennium, activities at the  
15 department of fish and wildlife concerning water quality monitoring,  
16 hatchery water quality regulatory compliance, and technical assistance  
17 to local governments on growth management and shoreline management;

18 (d) During the 2013-2015 fiscal biennium, forest practices  
19 regulation and aquatic land investigation and cleanup activities at the  
20 department of natural resources;

21 (e) During the 2013-2015 fiscal biennium, implementation of the  
22 voluntary stewardship program established in chapter 360, Laws of 2011.

23 (5) For the 2013-2015 fiscal biennium, moneys in the environmental  
24 legacy stewardship account may be transferred to the local toxics  
25 control account.

26 NEW SECTION. Sec. 5006. A new section is added to 2013 2nd sp.s.  
27 c 19 (uncodified) to read as follows:

28 The legislative evaluation and accountability program committee  
29 shall develop a new K-12 capital budget model in consultation with the  
30 superintendent of public instruction, the office of financial  
31 management, the caseload forecast council and legislative fiscal staff  
32 for use in forecasting biennial appropriations to support the school  
33 construction assistance program. The model must include improved  
34 forecasting of the school construction assistance program through  
35 analysis of existing data including, but not limited to:

36 (1) Local school district bond and levy elections and bond sales;

1 (2) Actual pace of state assistance reimbursement including front-  
2 funded projects and other conditions that contribute to variations in  
3 reimbursements;

4 (3) Local school district study and survey results specific to  
5 estimated capital costs, cost/benefit analyses on the need to modernize  
6 and/or replace existing school facilities, timelines for completing  
7 school facilities projects, and ability to provide capital funds by  
8 local efforts; and

9 (4) Analysis of actual inventory and condition of schools.

10 (5) State population forecasts of school-aged children.

11 NEW SECTION. **Sec. 5007.** A new section is added to 2013 2nd sp.s.  
12 c 19 (uncodified) to read as follows:

13 To the extent that any appropriation authorizes expenditures of  
14 state funds from the state building construction account, or from any  
15 other capital project account in the state treasury, for a capital  
16 project or program that is specified to be funded with proceeds from  
17 the sale of bonds, the legislature declares that any such expenditures  
18 for that project or program made prior to the issue date of the  
19 applicable bonds are intended to be reimbursed from proceeds of those  
20 bonds in a maximum amount equal to the amount of such appropriation.

21 NEW SECTION. **Sec. 5008.** The following acts or parts of acts are  
22 each repealed:

23 (1) 2013 2nd sp.s. c 19 s 7004 (uncodified); and

24 (2) 2013 2nd sp.s. c 19 s 7013 (uncodified).

25 NEW SECTION. **Sec. 5009.** This act is necessary for the immediate  
26 preservation of the public peace, health, or safety, or support of the  
27 state government and its existing public institutions, and takes effect  
28 immediately.

(End of bill)

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