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SENATE BILL 6099

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State of Washington

63rd Legislature

2014 Regular Session

By Senator King

Read first time 01/15/14. Referred to Committee on Transportation.

1 AN ACT Relating to activities at the department of transportation  
2 funded by the environmental legacy stewardship account; amending RCW  
3 46.68.070; and reenacting and amending RCW 70.105D.170.

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

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

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

16 (2) Subject to RCW 46.68.070, moneys in the environmental legacy  
17 stewardship account may be spent on:

18 (a) Grants or loans to local governments for performance and  
19 outcome-based projects, model remedies, demonstration projects,

1 procedures, contracts, and project management and oversight that result  
2 in significant reductions in the time to complete compared to baseline  
3 averages;

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

5 (c) Grants or loans awarded through a competitive grant program  
6 administered by the department to fund design and construction of low-  
7 impact development retrofit projects and other high quality projects  
8 that reduce storm water pollution from existing infrastructure. The  
9 competitive grant program must apply criteria to review, rank, and  
10 prioritize projects for funding based on their water quality benefits,  
11 ecological benefits, and effectiveness at reducing environmental  
12 degradation; (~~and~~)

13 (d) Cleanup and disposal of hazardous substances from abandoned or  
14 derelict vessels, defined for the purposes of this section as vessels  
15 that have little or no value and either have no identified owner or  
16 have an identified owner lacking financial resources to clean up and  
17 dispose of the vessel, that pose a threat to human health or the  
18 environment; and

19 (e) Storm water permit compliance activities at the department of  
20 transportation.

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

24 (4) Subject to RCW 46.68.070, moneys in the environmental legacy  
25 stewardship account may also be used as follows:

26 (a) During the 2013-2015 fiscal biennia, shoreline update technical  
27 assistance and for local government shoreline master program update  
28 grants;

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

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

35 (d) During the 2013-2015 fiscal biennium, forest practices  
36 regulation and aquatic land investigation and cleanup activities at the  
37 department of natural resources.

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

4 **Sec. 2.** RCW 46.68.070 and 1972 ex.s. c 103 s 6 are each amended to  
5 read as follows:

6 (1) There is created in the state treasury a permanent fund to be  
7 known as the motor vehicle fund to the credit of which shall be  
8 deposited all moneys directed by law to be deposited therein. This  
9 fund shall be for the use of the state, and through state agencies, for  
10 the use of counties, cities, and towns for proper road, street, and  
11 highway purposes, including the purposes of RCW 47.30.030.

12 (2)(a) During the 2015-2017 fiscal biennium, the state treasurer  
13 shall annually transfer five million dollars from the environmental  
14 legacy stewardship account to the motor vehicle fund to be used solely  
15 for the purposes identified in RCW 70.105D.170(2)(e).

16 (b) Beginning July 1, 2017, the state treasurer shall annually  
17 transfer thirty million dollars from the environmental legacy  
18 stewardship account to the motor vehicle fund to be used solely for the  
19 purposes identified in RCW 70.105D.170(2)(e).

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