

CERTIFICATION OF ENROLLMENT

HOUSE BILL 1392

64th Legislature
2015 Regular Session

Passed by the House April 21, 2015
Yeas 73 Nays 24

Speaker of the House of Representatives

Passed by the Senate April 15, 2015
Yeas 47 Nays 2

President of the Senate

Approved

Governor of the State of Washington

CERTIFICATE

I, Barbara Baker, Chief Clerk of the House of Representatives of the State of Washington, do hereby certify that the attached is **HOUSE BILL 1392** as passed by House of Representatives and the Senate on the dates hereon set forth.

Chief Clerk

FILED

**Secretary of State
State of Washington**

HOUSE BILL 1392

AS AMENDED BY THE SENATE

Passed Legislature - 2015 Regular Session

State of Washington

64th Legislature

2015 Regular Session

By Representatives Stanford, Tharinger, Dunshee, and McBride; by request of Recreation and Conservation Office

Read first time 01/20/15. Referred to Committee on Capital Budget.

1 AN ACT Relating to the administrative rate the recreation and
2 conservation funding board may retain to administer the grant
3 programs established in chapter 79A.15 RCW; and amending RCW
4 79A.15.030.

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

6 **Sec. 1.** RCW 79A.15.030 and 2009 c 341 s 2 are each amended to
7 read as follows:

8 (1) Moneys appropriated for this chapter shall be divided as
9 follows:

10 (a) Appropriations for a biennium of forty million dollars or
11 less must be allocated equally between the habitat conservation
12 account and the outdoor recreation account.

13 (b) If appropriations for a biennium total more than forty
14 million dollars, the money must be allocated as follows: (i) Twenty
15 million dollars to the habitat conservation account and twenty
16 million dollars to the outdoor recreation account; (ii) any amount
17 over forty million dollars up to fifty million dollars shall be
18 allocated as follows: (A) Ten percent to the habitat conservation
19 account; (B) ten percent to the outdoor recreation account; (C) forty
20 percent to the riparian protection account; and (D) forty percent to
21 the farmlands preservation account; and (iii) any amounts over fifty

1 million dollars must be allocated as follows: (A) Thirty percent to
2 the habitat conservation account; (B) thirty percent to the outdoor
3 recreation account; (C) thirty percent to the riparian protection
4 account; and (D) ten percent to the farmlands preservation account.

5 (2) Except as otherwise provided in chapter 303, Laws of 2005,
6 moneys deposited in these accounts shall be invested as authorized
7 for other state funds, and any earnings on them shall be credited to
8 the respective account.

9 (3) All moneys deposited in the habitat conservation, outdoor
10 recreation, riparian protection, and farmlands preservation accounts
11 shall be allocated as provided under RCW 79A.15.040, 79A.15.050,
12 79A.15.120, and 79A.15.130 as grants to state or local agencies or
13 nonprofit nature conservancy organizations or associations for
14 acquisition, development, and renovation within the jurisdiction of
15 those agencies, subject to legislative appropriation. The board may
16 use or permit the use of any funds appropriated for this chapter as
17 matching funds where federal, local, or other funds are made
18 available for projects within the purposes of this chapter. Moneys
19 appropriated to these accounts that are not obligated to a specific
20 project may be used to fund projects from lists of alternate projects
21 from the same account in biennia succeeding the biennium in which the
22 moneys were originally appropriated.

23 (4) Projects receiving grants under this chapter that are
24 developed or otherwise accessible for public recreational uses shall
25 be available to the public.

26 (5) The board may make grants to an eligible project from the
27 habitat conservation, outdoor recreation, riparian protection, and
28 farmlands preservation accounts and any one or more of the applicable
29 categories under such accounts described in RCW 79A.15.040,
30 79A.15.050, 79A.15.120, and 79A.15.130.

31 (6) The board may accept private donations to the habitat
32 conservation account, the outdoor recreation account, the riparian
33 protection account, and the farmlands preservation account for the
34 purposes specified in this chapter.

35 (7) The board may (~~apply up to three percent~~) retain a portion
36 of the funds appropriated for this chapter for its office for the
37 administration of the programs and purposes specified in this
38 chapter. The portion of the funds retained for administration may not
39 exceed: (a) The actual administration costs averaged over the
40 previous five biennia as a percentage of the legislature's new

1 appropriation for this chapter; or (b) the amount specified in the
2 appropriation, if any. Each biennium the percentage specified under
3 (a) of this subsection must be approved by the office of financial
4 management and submitted along with the prioritized lists of projects
5 to be funded in RCW 79A.15.060(6), 79A.15.070(7), 79A.15.120(10), and
6 79A.15.130(11).

7 (8) Habitat and recreation land and facilities acquired or
8 developed with moneys appropriated for this chapter may not, without
9 prior approval of the board, be converted to a use other than that
10 for which funds were originally approved. The board shall adopt rules
11 and procedures governing the approval of such a conversion.

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