
SENATE BILL 5991

State of Washington

64th Legislature

2015 Regular Session

By Senators King, Hobbs, Fain, Lias, Litzow, Braun, Schoesler, Parlette, Warnick, Sheldon, Becker, and Brown

Read first time 02/16/15. Referred to Committee on Transportation.

1 AN ACT Relating to activities at the department of transportation
2 funded by the environmental legacy stewardship account; reenacting
3 and amending RCW 70.105D.170; providing an effective date; providing
4 a contingent effective date; and declaring an emergency.

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

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

9 (1) The environmental legacy stewardship account is created in
10 the state treasury. Beginning July 1, 2013, and every fiscal year
11 thereafter, the annual amount received from the tax imposed by RCW
12 82.21.030 that exceeds one hundred forty million dollars must be
13 deposited into the environmental legacy stewardship account, twenty
14 percent of which must be used solely for the purposes identified in
15 subsection (2) (e) and (f) of this section beginning July 1, 2015,
16 and every fiscal year thereafter. The state treasurer may make
17 periodic deposits into the environmental legacy stewardship account
18 based on forecasted revenue. Moneys in the account may only be spent
19 after appropriation.

20 (2) Moneys in the environmental legacy stewardship account may be
21 spent on:

1 (a) Grants or loans to local governments for performance and
2 outcome-based projects, model remedies, demonstration projects,
3 procedures, contracts, and project management and oversight that
4 result in significant reductions in the time to complete compared to
5 baseline averages;

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

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

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

21 (e) Legacy storm water permit compliance activities at the
22 department of transportation; and

23 (f) Fish passage barrier removal activities at the department of
24 transportation.

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

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

30 (a) During the 2013-2015 fiscal biennia, shoreline update
31 technical assistance and for local government shoreline master
32 program update grants;

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

35 (c) During the 2013-2015 fiscal biennium, activities at the
36 department of fish and wildlife concerning water quality monitoring,
37 hatchery water quality regulatory compliance, and technical
38 assistance to local governments on growth management and shoreline
39 management;

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

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

7 NEW SECTION. **Sec. 2.** This act is necessary for the immediate
8 preservation of the public peace, health, or safety, or support of
9 the state government and its existing public institutions, and takes
10 effect July 1, 2015.

11 NEW SECTION. **Sec. 3.** This act takes effect only if chapter ...
12 (Senate Bill No. ... (S-1301/15)), Laws of 2015 is enacted June 30,
13 2015.

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