

SSB 5748 - H COMM AMD

By Committee on Capital Budget

ADOPTED 04/15/2019

1 Strike everything after the enacting clause and insert the
2 following:

3 "NEW SECTION. **Sec. 1.** A new section is added to chapter 43.330
4 RCW to read as follows:

5 (1) The defense community compatibility account is created in the
6 state treasury. Revenues to the account consist of appropriations by
7 the legislature, private contributions, and all other sources
8 deposited in the account.

9 (2) (a) Expenditures from the account may only be used for grants
10 to local governments or entities who have entered into an agreement
11 with a military installation in the state under the United States
12 department of defense readiness and environmental protection
13 integration program for purposes of the programs established in
14 subsection (3) of this section, including administrative expenses.
15 Priority must be given for grant applications accompanied by express
16 support from nonprofit community or neighborhood-based organizations,
17 public development authorities, federally recognized Indian tribes in
18 the state, or other community partners. Only the director or the
19 director's designee, may authorize expenditures. In order for the
20 director or the director's designee to authorize an expenditure for
21 the purpose identified in subsection (3) of this section, both
22 federal and applicant funds must be committed to the same purposes or
23 project as the state expenditure.

24 (b) An applicant must submit an application to the department in
25 order to be eligible for funding under this subsection, and the
26 department may not expend money on a project for which an applicant
27 has not applied to the department to carry out the project.

28 (3) (a) The department may expend moneys from the account to
29 provide state funds for projects identified by applicants to address
30 incompatible development connected to Washington state military
31 installations. For purposes of this section, "incompatible

1 development" includes land development and military operations that
2 impact the economy, environment, or quality of life opportunities for
3 local communities.

4 (b) The department must evaluate and rank applications using
5 objective criteria such as a community cost-benefit analysis, must
6 consider recommendations from a citizens advisory commission
7 comprised of representatives of community stakeholders impacted by
8 military installations or their operations, must hold public hearings
9 at least ninety days prior to any funding decision, and may consider
10 the degree to which each project is compatible with the criteria
11 established in the United States department of defense's readiness
12 and environmental protection integration program.

13 (c) Eligible projects may include:

14 (i) Acquisition of real property or real property interests to
15 eliminate an existing incompatible use;

16 (ii) Projects to jointly assist in the recovery or protection of
17 endangered species dependent on military installation property for
18 habitat;

19 (iii) Projects or programs to increase the availability of
20 housing affordable to enlisted military personnel and nonmilitary
21 residents in the local community;

22 (iv) Projects to retrofit existing uses to increase their
23 compatibility with existing or future military operations;

24 (v) Projects to enable local communities heavily dependent on a
25 nearby military installation to diversify the local economy so as to
26 reduce the economic dependence on the military base;

27 (vi) Projects that aid communities to replace jobs lost in the
28 event of a reduction of the military presence; and

29 (vii) Projects that improve or enhance aspects of the local
30 economy, environment, or quality of life impacted by the presence of
31 military activities.

32 (4) The department may adopt rules to implement this section.

33 NEW SECTION. **Sec. 2.** A new section is added to chapter 43.330
34 RCW to read as follows:

35 (1) The department must produce a biennial report identifying a
36 list of projects to address incompatible developments near military
37 installations.

38 (a) The list must include a description of each project, the
39 estimated cost of the project, the amount of recommended state

1 funding, and the amount of any federal or local funds documented to
2 be available to be used for the project.

3 (b) Projects on the list must be prioritized with consideration
4 given to:

5 (i) The recommendations of the recent United States department of
6 defense base realignment and closure (BRAC) processes, joint land use
7 studies, or other federally initiated land use processes; and

8 (ii) Whether a branch of the United States armed forces has
9 identified the project as increasing the viability of military
10 installations for current or future missions.

11 (c) The department may consult with the commanders of United
12 States military installations in Washington to understand impacts and
13 identify the viability of community identified projects to reduce
14 incompatibility.

15 (2) The department must submit the report to appropriate
16 committees of the house of representatives and the senate, including
17 the joint committee on veterans' and military affairs and the house
18 of representatives capital budget committee, by January 1, 2020, and
19 every two years thereafter."

20 Correct the title.

EFFECT: (1) The requirement that legislative appropriations coming from revenues from businesses with military defense revenues exceeding \$10 million and that serve military defense industry is removed.

(2) "Community" partners is added to grant application priority providers.

(3) "Project" is added to "same purposes" criteria for purposes of authorizing expenditure.

(4) "Connected to Washington state military installations" is clarified for incompatible development.

(5) Incompatible development will include land development and military operations that impact the economy, environment, or quality of life for local communities.

(6) "Operations" is added to military installations for a requirement to hold public hearings.

(7) Instead of requiring the Department of Commerce to consult with US military installation commanders to identify eligible projects, the department "may" consult with military installations to understand and identify impacts of community identified projects to reduce incompatibility.

(8) The House Capital Budget Committee is added to the list of entities that the department must submit a report to every two years.

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