
SUBSTITUTE SENATE BILL 6364

State of Washington 61st Legislature 2010 Regular Session

By Senate Ways & Means (originally sponsored by Senators Fraser, Brandland, Prentice, and Zarelli; by request of Governor Gregoire)

READ FIRST TIME 03/09/10.

1 AN ACT Relating to the capital budget; making appropriations and
2 authorizing expenditures for capital improvements; amending RCW
3 90.71.370, 79A.15.030, and 39.10.210; amending 2009 c 497 ss 1005,
4 1013, 1023, 1029, 1036, 1031, 1034, 1035, 1039, 1040, 1048, 1014, 1017,
5 1022, 1041, 1030, 1045, 1046, 1042, 1019, 1054, 1055, 1071, 1060, 1061,
6 1063, 1064, 1068, 1073, 1081, 1065, 1086, 1087, 1091, 1093, 2001, 2002,
7 2034, 2037, 2038, 3007, 3020, 3049, 3052, 3054, 3047, 3060, 3059, 3039,
8 3085, 3168, 3157, 3169, 3172, 3178, 3182, 3197, 3203, 3102, 3106, 3109,
9 3133, 3135, 3117, 5008, 5002, 5014, 5007, 5009, 5013, 5024, 5027, 5029,
10 5028, 5030, 5035, 5023, 5041, 5037, 5039, 5055, 5047, 5054, 5056, 5057,
11 5061, 5065, 5068, 5064, 5079, 5080, 5083, 5092, 5094, 5093, 5097,
12 5104, 5100, 5111, 5115, 5116, 5118, 5120, 5127, 5135, 5151, 5165, 5168,
13 5171, 5174, 5176, 5177, 5178, 5191, 5192, 5210, 5181, 5213, 5195, 5223,
14 5190, 5224, 6009, and 6004 (uncodified); amending 2008 c 5 s 1
15 (uncodified); adding new sections to 2009 c 497 (uncodified); creating
16 a new section; repealing 2009 c 497 s 5224 (uncodified); and declaring
17 an emergency.

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

1 NEW SECTION. **Sec. 1.** A supplemental capital budget is hereby
2 adopted and, subject to the provisions set forth in this act, the
3 several dollar amounts hereinafter specified, or so much thereof as
4 shall be sufficient to accomplish the purposes designated, are hereby
5 appropriated and authorized to be incurred for capital projects during
6 the period beginning with the effective date of this act and ending
7 June 30, 2011, out of the several funds specified in this act.

8 **PART 1**

9 **GENERAL GOVERNMENT**

10 **Sec. 1001.** 2009 c 497 s 1005 (uncodified) is amended to read as
11 follows:

12 **FOR THE DEPARTMENT OF ((COMMUNITY, TRADE, AND ECONOMIC DEVELOPMENT))**
13 **COMMERCE**

14 Local and Community Projects (20064008)

15 The reappropriation in this section is subject to the following
16 conditions and limitations: (1) \$64,319 of the remaining
17 reappropriation for El Centro de la raza may be used for building
18 infrastructure. (2) \$10,000 of the remaining reappropriation for
19 miracle league handicapped baseball may be used for pre-grading and
20 resurfacing construction. (3) \$1,394,107 of the remaining
21 reappropriation for MOBIUS/inland northwest science and technology
22 center may be used for acquisition, design, and ((construction))
23 renovation. (4) \$1,000,000 of the remaining reappropriation for the
24 Vancouver national reserve west barracks project may be used for
25 preservation activities. (5) \$500,000 of the remaining reappropriation
26 for the Soundway property preservation project may be used by the city
27 of Seattle, in cooperation with the nature consortium for habitat,
28 recreation improvements, or stewardship of the property, if the city of
29 Seattle enacts pending city legislation to preserve the property and
30 place it under the jurisdiction of city of Seattle parks and
31 recreation. (6) The reappropriation shall be used for projects in
32 order of their readiness to proceed for the intended scope and level of
33 matching funds. The department may reallocate appropriation and
34 reappropriation authority among the following sections of this act in
35 order to prioritize funding of projects that are ready to proceed:

1 1001, 1002, 1003, 1004, 1005, 1010, 1011, 1012, 1013, 1016, 1017, 1019,
2 and 1020.

3 Reappropriation:

4	State Building Construction Account--State	((\$10,658,000))
5		<u>\$8,471,000</u>
6	Prior Biennia (Expenditures)	\$37,141,000
7	Future Biennia (Projected Costs)	\$0
8	TOTAL	((\$47,799,000))
9		<u>\$45,612,000</u>

10 **Sec. 1002.** 2009 c 497 s 1013 (uncodified) is amended to read as
11 follows:

12 **FOR THE DEPARTMENT OF ((COMMUNITY, TRADE, AND ECONOMIC DEVELOPMENT))**
13 **COMMERCE**

14 Job and Economic Development Grants (20064950)

15 The ((~~re~~))appropriation in this section is subject to the following
16 conditions and limitations:

17 (1) The ((~~re~~))appropriation is subject to the provisions of section
18 107, chapter 371, Laws of 2006.

19 (2) The ((~~re~~))appropriation is subject to the project list in
20 section 107, chapter 371, Laws of 2006.

21 (3) Up to \$1,000,000 of the ((~~re~~))appropriation for the Pacific
22 Northwest national labs campus infrastructure project is provided
23 solely for giga-pop infrastructure.

24 (4) Up to \$2,200,000 of the ((~~re~~))appropriation is provided solely
25 for military communities infrastructure projects. Military communities
26 infrastructure projects shall include:

27 (a) Grants to counties and cities for the purchase of development
28 easements and the purchase of real property in fee simple to restrict
29 the use of accident potential zones and clear zones. The office of
30 financial management shall establish a competitive process for
31 selecting projects to receive the grants. Final allocation of these
32 grants shall be at the discretion and with the approval of the director
33 of the office of financial management.

34 The grants are subject to the following conditions:

35 (i) The county or city must be subject to and in compliance with
36 RCW 36.70A.530;

1 (ii) The grants may not be used to remove encroachments into these
2 zones allowed by county or city zoning or permitting actions;

3 (iii) The county or city must have an encroachment prevention plan
4 preventing future encroachment into these zones; and

5 (iv) The grant provided by the state must not exceed one-third of
6 the project cost with funds from local and federal sources providing
7 the balance of the funds.

8 (b) Up to \$481,000 of the ((~~re~~))appropriation is provided solely
9 for improvements to a military department site on Fairchild air force
10 base.

11 (5) The appropriation shall be used for projects in order of their
12 readiness to proceed for the intended scope and level of matching
13 funds. The department may reallocate appropriation and reappropriation
14 authority among the following sections of this act in order to
15 prioritize funding of projects that are ready to proceed: 1001, 1002,
16 1003, 1004, 1005, 1010, 1011, 1012, 1013, 1016, 1017, 1019, and 1020.

17 Reappropriation:

18 Public Works Assistance Account--State ((~~\$14,172,000~~))
19 \$1,733,000

20 Appropriation:

21 State Building Construction Account--State \$9,329,000
22 Prior Biennia (Expenditures) \$35,828,000
23 Future Biennia (Projected Costs) \$0
24 TOTAL ((~~\$50,000,000~~))
25 \$46,890,000

26 **Sec. 1003.** 2009 c 497 s 1023 (uncodified) is amended to read as
27 follows:

28 **FOR THE DEPARTMENT OF ((~~COMMUNITY, TRADE, AND ECONOMIC DEVELOPMENT~~))**
29 **COMMERCE**

30 Job Development Fund Grants (20074010)

31 The ((~~re~~))appropriation in this section is subject to the following
32 conditions and limitations: The ((~~re~~))appropriation is subject to the
33 provisions of section 1032, chapter 520, Laws of 2007.

34 The appropriation in this section is subject to the following
35 conditions and limitations: ((~~The~~)) \$3,000,000 of the appropriation is

1 provided solely for a grant to the port of Grays Harbor for the bulk
2 liquid facility project.

3 The appropriation shall be used for projects in order of their
4 readiness to proceed for the intended scope and level of matching
5 funds. The department may reallocate appropriation and reappropriation
6 authority among the following sections of this act in order to
7 prioritize funding of projects that are ready to proceed: 1001, 1002,
8 1003, 1004, 1005, 1010, 1011, 1012, 1013, 1016, 1017, 1019, and 1020.

9 Reappropriation:

10 Job Development Account--State ((\$22,228,000))
11 \$1,298,000

12 Appropriation:

13 (~~Job Development Account--State \$3,000,000~~)
14 State Building Construction Account--State \$15,697,000
15 Prior Biennia (Expenditures) \$24,702,000
16 Future Biennia (Projected Costs) \$0
17 TOTAL (~~\$49,930,000~~)
18 \$41,697,000

19 **Sec. 1004.** 2009 c 497 s 1029 (uncodified) is amended to read as
20 follows:

21 **FOR THE DEPARTMENT OF ((COMMUNITY, TRADE, AND ECONOMIC DEVELOPMENT))**
22 **COMMERCE**

23 Local and Community Projects (20084001)

24 The reappropriation in this section is subject to the following
25 conditions and limitations:

26 (1) The projects must comply with RCW 43.63A.125 and other
27 requirements for community projects administered by the department.

28 (2) The reappropriation is subject to the provisions of section
29 1008, chapter 328, Laws of 2008.

30 (3) \$1,000,000 of the remaining reappropriation for the Evergreen
31 school district health and biosciences academy may be used for land
32 acquisition. If the facility is not constructed by June 30, 2015, the
33 school district shall reimburse the state an amount equal to \$1,000,000
34 increased by the average percentage appreciation in property values for
35 undeveloped land in the surrounding area between the date the school

1 district acquired the property and June 30, 2015 or the date the school
2 district disposes of the property.

3 (4) \$600,000 of the remaining reappropriation for the institute for
4 community leadership may be used for land acquisition.

5 (5) \$250,000 of the remaining reappropriation for the Pacific
6 Northwest ilocandia association may be used for acquisition and
7 renovation.

8 (6) \$200,000 of the remaining reappropriation for the library
9 connection at Greenbridge may be used for construction and equipment.

10 (7) \$1,000,000 of the remaining reappropriation for the Evergreen
11 school district health and biosciences academy may be used for land
12 acquisition.

13 (8) \$1,100,000 of the remaining reappropriation for the Kitsap SEED
14 (Port of Bremerton) project may be used by the Port of Bremerton for
15 infrastructure to support economic development efforts.

16 (9) The reappropriation for the Tacoma Narrows bridge lights
17 project is reduced by \$1,400,000. It is the intent of the legislature
18 that the project must complete a fund raising plan for installation and
19 maintenance of the lights before consideration of funding the full
20 project.

21 (10) The remaining reappropriation for MOBIUS/inland northwest
22 science and technology center may be used for acquisition, design, and
23 renovation.

24 (11) The reappropriation shall be used for projects in order of
25 their readiness to proceed for the intended scope and level of matching
26 funds. The department may reallocate appropriation and reappropriation
27 authority among the following sections of this act in order to
28 prioritize funding of projects that are ready to proceed: 1001, 1002,
29 1003, 1004, 1005, 1010, 1011, 1012, 1013, 1016, 1017, 1019, and 1020.

30 Reappropriation:

31	State Building Construction Account--State	((\$61,200,000))
32		<u>\$52,463,000</u>
33	Prior Biennia (Expenditures)	\$71,694,000
34	Future Biennia (Projected Costs)	\$0
35	TOTAL	((\$132,894,000))
36		<u>\$124,157,000</u>

1 **Sec. 1005.** 2009 c 497 s 1036 (uncodified) is amended to read as
2 follows:

3 **FOR THE DEPARTMENT OF ((COMMUNITY, TRADE, AND ECONOMIC DEVELOPMENT))**
4 **COMMERCE**

5 2008 Local and Community Projects (20084861)

6 The reappropriation in this section is subject to the following
7 conditions and limitations: The reappropriation is subject to the
8 provisions of section 1019, chapter 328, Laws of 2008.

9 The reappropriation shall be used for projects in order of their
10 readiness to proceed for the intended scope and level of matching
11 funds. The department may reallocate appropriation and reappropriation
12 authority among the following sections of this act in order to
13 prioritize funding of projects that are ready to proceed: 1001, 1002,
14 1003, 1004, 1005, 1010, 1011, 1012, 1013, 1016, 1017, 1019, and 1020.

15 Reappropriation:

16	State Building Construction Account--State	((\$12,751,000))
17		<u>\$10,342,000</u>
18	Prior Biennia (Expenditures)	\$5,378,000
19	Future Biennia (Projected Costs)	\$0
20	TOTAL	((\$18,129,000))
21		<u>\$15,720,000</u>

22 **Sec. 1006.** 2009 c 497 s 1031 (uncodified) is amended to read as
23 follows:

24 **FOR THE DEPARTMENT OF ((COMMUNITY, TRADE, AND ECONOMIC DEVELOPMENT))**
25 **COMMERCE**

26 Belfair Sewer Improvements (20084852)

27 Reappropriation:

28	State Building Construction Account--State	\$5,500,000
29	((Public Works Assistance Account--State	\$4,800,000
30	Subtotal Reappropriation	\$10,300,000))

31 Appropriation:

32	<u>State Building Construction Account--State</u>	<u>\$4,800,000</u>
33	Prior Biennia (Expenditures) . . . . .	.\$0
34	Future Biennia (Projected Costs)	\$0
35	TOTAL	\$10,300,000

1 **Sec. 1007.** 2009 c 497 s 1034 (uncodified) is amended to read as
2 follows:
3 **FOR THE DEPARTMENT OF ((~~COMMUNITY, TRADE, AND ECONOMIC DEVELOPMENT~~))**
4 **COMMERCE**
5 Quillayute Valley Wood-Fire Boiler (20084858)
6 Reappropriation:
7 Energy Freedom Account--State ((\$1,000,000))
8 \$20,000
9 Appropriation:
10 State Building Construction Account--State \$980,000
11 Prior Biennia (Expenditures) \$0
12 Future Biennia (Projected Costs) \$0
13 TOTAL \$1,000,000

14 **Sec. 1008.** 2009 c 497 s 1035 (uncodified) is amended to read as
15 follows:
16 **FOR THE DEPARTMENT OF ((~~COMMUNITY, TRADE, AND ECONOMIC DEVELOPMENT~~))**
17 **COMMERCE**
18 Snohomish County Biodiesel (20084859)
19 Reappropriation:
20 Energy Freedom Account--State ((\$500,000))
21 \$419,000
22 Appropriation:
23 State Building Construction Account--State \$81,000
24 Prior Biennia (Expenditures) \$0
25 Future Biennia (Projected Costs) \$0
26 TOTAL \$500,000

27 **Sec. 1009.** 2009 c 497 s 1039 (uncodified) is amended to read as
28 follows:
29 **FOR THE DEPARTMENT OF ((~~COMMUNITY, TRADE, AND ECONOMIC DEVELOPMENT~~))**
30 **COMMERCE**
31 Drinking Water State Revolving Fund Loan Program (30000005)
32 Appropriation:
33 Drinking Water Assistance Account--State ((\$8,000,000))
34 \$10,930,000
35 Drinking Water Assistance Repayment Account--State . . . \$31,201,000

1	Subtotal Appropriation	(\$39,201,000)
2		<u>\$42,131,000</u>
3	Prior Biennia (Expenditures)	\$0
4	Future Biennia (Projected Costs)	\$215,974,000
5	TOTAL	(\$255,175,000)
6		<u>\$258,105,000</u>

7 **Sec. 1010.** 2009 c 497 s 1040 (uncodified) is amended to read as
8 follows:

9 **FOR THE DEPARTMENT OF ((COMMUNITY, TRADE, AND ECONOMIC DEVELOPMENT))**
10 **COMMERCE**

11 Building for the Arts Grants (30000006)

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

- 14 (1) Projects must be selected based on their readiness to proceed.
- 15 (2) The appropriation is provided solely for the following list of
16 projects:
- 17 (3) The appropriation shall be used for projects in order of their
18 readiness to proceed for the intended scope and level of matching
19 funds. The department may reallocate appropriation and reappropriation
20 authority among the following sections of this act in order to
21 prioritize funding of projects that are ready to proceed: 1001, 1002,
22 1003, 1004, 1005, 1010, 1011, 1012, 1013, 1016, 1017, 1019, and 1020.

23		
24	Admiral Theatre-No Theatre Left	\$140,000
25	Behind	
26	((Artspace Everett Lofts	\$1,000,000))
27	Building a Foundation for Discovery	\$250,000
28	Campus Consolidation (Cornish)	\$375,000
29	Convert Key Bank to Everett's Plaza	\$500,000
30	Theatre	
31	Cottage Renovation (Hedgebrook)	\$20,000
32	Downstairs at the 5th	\$800,000
33	Federal Way Performing Arts Center	\$325,000
34	Gateway Center (Lummi)	\$150,000

1	James Center for the Performing Arts	\$150,000
2	(Sequim)	
3	Langston Hughes Performing Arts	\$475,000
4	Center	
5	Legacy Project (Imagine)	\$200,000
6	Modular Classrooms for Dance	\$30,000
7	(Gladish)	
8	Mt. Baker Theatre	\$1,000,000
9	Museum Expansion (Maryhill)	\$1,500,000
10	New Hands On Children's Museum	\$1,000,000
11	Reconstruction of First Stage	\$400,000
12	(Issaquah)	
13	Seattle Opera Center	\$650,000
14	Stage Two (Whidbey)	\$450,000
15	Vashon Arts Center	\$1,115,000
16	Visual Arts Education Center	\$1,000,000
17	(Snohomish County)	
18	Viva Vera Capital Campaign	\$70,000
19		
20	Total	(\$11,600,000) <u>\$10,600,000</u>

21 Appropriation:

22	State Building Construction Account--State	(\$11,600,000)
23		<u>\$7,950,000</u>
24	Prior Biennia (Expenditures) . . . . .	.\$0
25	Future Biennia (Projected Costs)	\$48,000,000
26	TOTAL	(\$59,600,000)
27		<u>\$55,950,000</u>

28 **Sec. 1011.** 2009 c 497 s 1048 (uncodified) is amended to read as
29 follows:

30 **FOR THE DEPARTMENT OF ((COMMUNITY, TRADE, AND ECONOMIC DEVELOPMENT))**
31 **COMMERCE**

32 Local and Community Projects (30000019)

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

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

7 (3) Projects funded in this section may be required to comply with
8 Washington's high performance building standards as required by chapter
9 39.35D RCW.

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

12 (5) Projects funded in this section must be held by the recipient
13 for a minimum of ten years and used for the same purpose or purposes
14 intended by the legislature as required in RCW 43.63A.125(2)(c).

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

18 (7) The appropriation is provided solely for the following list of
19 projects:

20 (8) The appropriation shall be used for projects in order of their
21 readiness to proceed for the intended scope and level of matching
22 funds. The department may reallocate appropriation and reappropriation
23 authority among the following sections of this act in order to
24 prioritize funding of projects that are ready to proceed: 1001, 1002,
25 1003, 1004, 1005, 1010, 1011, 1012, 1013, 1016, 1017, 1019, and 1020.

26
27
28 **Local Community Projects**

30 7th St. Theater	\$330,000
31 Arc of Tri-Cities	\$900,000
32 Bellevue Clinic--Seattle Children's Hospital	\$2,000,000
33 Blessed Sacrament Food and Emergency Facilities Renovation	\$200,000
34 Children's Village Expansion Project	\$500,000
35 Clark County Food Distribution Facility	\$1,500,000
36 Coal Creek YMCA (Newcastle)	\$800,000

1	Dawson Place Child Advocacy Center	\$1,000,000
2	Federal Way National Little League Field Lighting Project and Monument Entry Sign	\$177,000
3	Harlequin Theater	\$235,000
4	Home Dialysis Center and Professional Workforce Training	\$250,000
5	Kirkland Park Place Redevelopment	\$2,000,000
6	Livingston Baker Fire and Life Safety	\$750,000
7	Marshland Diking District	\$500,000
8	Marysville Boys & Girls Club	\$500,000
9	McClure Middle School Energy Saving Performance Contract Demonstration Project	\$1,000,000
10	Mountains to Sound Greenway	\$100,000
11	Mukilteo Boys & Girls Club	\$150,000
12	Neighborcare Health Clinic and Rainier Beach Medical Clinic	\$1,000,000
13	Parkland at Japanese Gulch	\$1,000,000
14	Petrovitsky Park Upgrade	\$750,000
15	Phoenix House	\$200,000
16	Poulsbo Marine Center	\$500,000
17	Public Broadcasting Frequency Expansion	\$223,000
18	((Ready by Five Early Learning Center	\$1,000,000))
19	Renovations to Mill Creek City Annex Building	\$30,000
20	Snohomish County Emergency Center	\$1,000,000
21	South Tacoma Community Center	\$1,000,000
22	Whatcom Hospice House	\$700,000
23	Zina Linnik	\$950,000
24	Appropriation:	
25	State Building Construction Account--State	((\$21,245,000))
26		<u>\$15,184,000</u>
27	Prior Biennia (Expenditures)	\$0
28	Future Biennia (Projected Costs)	\$0
29	TOTAL	((\$21,245,000))
30		<u>\$15,184,000</u>

31 **Sec. 1012.** 2009 c 497 s 1014 (uncodified) is amended to read as
32 follows:

33 **FOR THE DEPARTMENT OF ((COMMUNITY, TRADE, AND ECONOMIC DEVELOPMENT))**
34 **COMMERCE**
35 Jobs in Communities (20064951)

1 The reappropriation in this section is subject to the following
2 conditions and limitations: The reappropriation is subject to the
3 provisions of section 140, chapter 488, Laws of 2005.

4 The reappropriation shall be used for projects in order of their
5 readiness to proceed for the intended scope and level of matching
6 funds. The department may reallocate appropriation and reappropriation
7 authority among the following sections of this act in order to
8 prioritize funding of projects that are ready to proceed: 1001, 1002,
9 1003, 1004, 1005, 1010, 1011, 1012, 1013, 1016, 1017, 1019, and 1020.

10 Reappropriation:

11 State Building Construction Account--State	((\$10,960,000))
	<u>\$8,220,000</u>
13 Prior Biennia (Expenditures)	\$1,290,000
14 Future Biennia (Projected Costs)	\$0
15 TOTAL	((\$12,250,000))
	<u>\$9,510,000</u>

17 **Sec. 1013.** 2009 c 497 s 1017 (uncodified) is amended to read as
18 follows:

19 **FOR THE DEPARTMENT OF ((COMMUNITY, TRADE, AND ECONOMIC DEVELOPMENT))**
20 **COMMERCE**

21 Youth Recreational Facilities Grants (20074003)

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

24 (1) The reappropriation is subject to the provisions of RCW
25 43.63A.135.

26 (2) The reappropriation is subject to the provisions of section
27 1007, chapter 328, Laws of 2008.

28 (3) The reappropriation shall be used for projects in order of
29 their readiness to proceed for the intended scope and level of matching
30 funds. The department may reallocate appropriation and reappropriation
31 authority among the following sections of this act in order to
32 prioritize funding of projects that are ready to proceed: 1001, 1002,
33 1003, 1004, 1005, 1010, 1011, 1012, 1013, 1016, 1017, 1019, and 1020.

34 Reappropriation:

35 State Building Construction Account--State	((\$4,000,000))
	<u>\$3,000,000</u>

1	Prior Biennia (Expenditures)	\$5,050,000
2	Future Biennia (Projected Costs)	\$0
3	TOTAL	((\$9,050,000))
4		<u>\$8,050,000</u>

5 NEW SECTION. **Sec. 1014.** A new section is added to 2009 c 497
6 (uncodified) to read as follows:

7 **FOR THE DEPARTMENT OF COMMERCE**

8 2010 Local and Community Projects (30000082)

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

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

17 (2) Projects funded in this section may be required to comply with
18 Washington's high performance building standards as required by chapter
19 39.35D RCW.

20 (3) Project funds are available on a reimbursement basis only, and
21 shall not be advanced under any circumstances.

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

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

28 (6) The appropriation for the museum of flight space gallery shall
29 not be allotted until the museum wins the competition for one of the
30 retired space shuttles.

31 (7) The appropriation is provided solely for the following list of
32 projects:

33
34

1 **Local Community Projects**

2	Aviation High School	\$2,000,000
3	Children's Village Expansion	\$250,000
4	East King County Performing Arts Center (PACE)	\$2,000,000
5	Hanford Reach Interpretive Center	\$500,000
6	Lake Boren Park - Replace Unsafe Playground	\$325,000
7	Museum of Flight Space Gallery	\$3,000,000
8	Pike Market Workforce Childcare Facility	\$1,000,000
9	Rainier Beach Medical & Dental Clinic (Neighborcare Health)	\$500,000
10	Relocation of NAVOS Mental Health Center in Burien	\$1,000,000
11	Restoration of Historic Pickford Theater	\$250,000
12	San Juan Island Farmers Market - Purchase Historic Building	\$375,000
13	South King County Multiservice Center	\$300,000

14 **Appropriation:**

15	State Building Construction Account--State	\$11,500,000
16	Prior Biennia (Expenditures)	\$0
17	Future Biennia (Projected Costs)	\$0
18	TOTAL	\$11,500,000

19 **Sec. 1015.** 2009 c 497 s 1022 (uncodified) is amended to read as
20 follows:

21 **FOR THE DEPARTMENT OF ((COMMUNITY, TRADE, AND ECONOMIC DEVELOPMENT))**
22 **COMMERCE**

23 Housing Assistance, Weatherization, and Affordable Housing
24 (20074009)

25 The reappropriations in this section are subject to the following
26 conditions and limitations:

27 (1) Up to \$9,000,000 of the reappropriations are provided solely
28 for weatherization administered through the energy matchmakers program.

29 (2) Up to \$5,000,000 of the reappropriations are provided solely to
30 promote development of safe and affordable housing units for persons
31 eligible for services from the division of developmental disabilities
32 within the department of social and health services.

33 (3) Up to \$2,500,000 of the reappropriations are provided solely
34 for grants to nonprofit organizations and public housing authorities

1 for revolving loan, self-help housing programs for low and moderate
2 income families.

3 (4) Up to \$1,000,000 of the reappropriations are provided solely
4 for shelters, transitional housing, or other housing facilities for
5 victims of domestic violence.

6 (5) Up to \$5,000,000 of the reappropriations are provided solely
7 for the development of emergency shelters and transitional housing
8 opportunities for homeless families with children.

9 (6) Up to \$1,500,000 of the reappropriations are provided solely
10 for the development of housing for low-income or homeless Native
11 Americans. The department shall work with Native American tribes, not-
12 for-profit organizations with experience in serving Native American
13 populations, and Native American housing development organizations to
14 prioritize projects located in the areas of highest identified need.

15 (7) Up to \$4,000,000 of the reappropriations are provided solely
16 for loans and grants to eligible organizations to purchase
17 manufactured/mobile home communities with the intent of preserving the
18 communities for affordable housing.

19 (8) Up to \$10,000,000 of the reappropriations are for the creation
20 and development of low-income housing within areas declared disasters
21 by the governor after November 2007.

22 (9) Up to \$2,000,000 of the reappropriation from the state taxable
23 building construction account is provided solely for the development or
24 preservation of farmworker housing for migrant and seasonal farmworkers
25 located on private farms. This reappropriation is subject to
26 appropriate agreements to protect the public investment. Any of this
27 reappropriation that is not obligated by June 30, 2009, shall be added
28 to the amount appropriated for the general pool of projects.

29 (10) The reappropriations in this section from the state building
30 construction account shall be distributed as grants.

31 (11) Up to \$250,000 of the reappropriation from the Washington
32 housing trust account is provided solely to the city of Burien for
33 housing related purposes.

34 (12) The reappropriations in this section shall not be used for the
35 administrative costs of the department. The amount of the
36 reappropriations shall be included in the calculation of annual funds
37 available for determining the administrative costs authorized under RCW
38 43.185.050.

1 (13) Within available funding provided in this section, the
2 department shall prepare an inventory of housing assistance programs.
3 The inventory shall include all state funded programs, the housing
4 finance commission programs, all programs funded by local governments
5 and housing authorities, including a description of expenditures from
6 fees and taxes specifically authorized by state law for housing
7 assistance and homeless programs, all property tax and sales tax
8 provisions that are intended to support housing assistance programs,
9 and all federally funded housing assistance programs provided in the
10 state. The inventory shall include a description of the program,
11 biennial appropriation and expenditure levels since the 1999-2001
12 biennium through the 2007-2009 biennium, a description of eligibility
13 criteria and the amount of benefit provided per unit or per family, and
14 the number of units or families assisted. The department shall
15 coordinate with the joint legislative audit and review committee to
16 reduce duplicative efforts that may be required by legislation.

17 (14)(a) Up to \$10,000,000 of the reappropriations are provided
18 solely for the department to contract with the Washington state housing
19 finance commission to provide grants or loans to eligible
20 organizations, described under RCW 43.185A.040, to purchase land or
21 real property for affordable housing and community facilities
22 preservation or development in rapidly gentrifying neighborhoods,
23 redevelopment areas, or communities with a significant low-income
24 population that is threatened with displacement by such gentrification.
25 Loans or grants may be made to purchase land or real property for the
26 preservation or development of affordable housing or community
27 facilities, including reasonable costs and fees. The Washington state
28 housing finance commission's review and evaluation of projects for
29 loans and grants must include, but is not limited to the following:
30 (i) Consideration of mobile home parks facing closure; (ii) properties
31 in neighborhoods in King county that are facing gentrification or
32 redevelopment; and (iii) properties located in the city of Spokane that
33 are facing the threat of displacing low-income tenants due to the loss
34 of affordable housing rental units. The Washington state housing
35 finance commission, with approval from the department, may adopt
36 guidelines and requirements that are necessary to administer the
37 affordable housing and community facilities rapid response program. A
38 loan recipient must preserve affordable rental housing acquired or

1 developed under this section as affordable housing for a minimum of
2 thirty years. Interest rates on loans made under this section may be
3 as low as zero percent but may not exceed three percent. All loan
4 repayments must be deposited into the Washington housing trust account
5 and accounted for separately from other funds in the account.

6 (b) By December 1, 2009, the Washington state housing finance
7 commission shall report to the department and the appropriate
8 committees of the legislature: (i) The number of loans that were made
9 in the program; (ii) for what purposes the loans were made; (iii) to
10 whom the loans were made; and (iv) when the loans are expected to be
11 paid back.

12 (15) Up to \$10,000,000 of the reappropriations are for the
13 department to contract with the Washington state housing finance
14 commission to administer the facilitation of nonprofit entities' use of
15 tax-exempt multifamily bonds issued by the Washington state housing
16 finance commission.

17 (16)(a) Up to \$100,000 of the reappropriation from the Washington
18 housing trust account is provided solely for the department to work in
19 consultation with the affordable housing advisory board and
20 representatives from nonprofit housing development organizations and
21 affordable housing advocacy groups in the state to:

22 (i) Identify and analyze all costs associated with affordable
23 housing development projects financed through the Washington housing
24 trust fund under chapters 43.185 and 43.185A RCW, which may include,
25 but are not limited to, costs associated with legal and architectural
26 services, permitting and impact fees, land acquisition, and general
27 construction costs;

28 (ii) Make recommendations for strategies, which must include
29 recommendations for changes to public policy and department procedures,
30 to reduce the costs identified in (a)(i) of this subsection; and

31 (iii) Make recommendations for potential performance measures
32 appropriate for each strategy identified.

33 (b) In developing recommendations for strategies to reduce costs,
34 the department shall analyze and address the fiscal impact of public
35 policies of the state and of local governments, Washington housing
36 trust fund policies, and general market forces on affordable housing
37 development.

1 (c) The department shall report its findings and recommendations to
2 the governor and to the appropriate committees of the legislature by
3 September 30, 2009.

4 (17) The reappropriation shall be used for projects in order of
5 their readiness to proceed for the intended scope and level of matching
6 funds. The department may reallocate appropriation and reappropriation
7 authority among the following sections of this act in order to
8 prioritize funding of projects that are ready to proceed: This section
9 and 1018.

10 Reappropriation:

11	State Building Construction Account--State	((\$24,152,000))
12		<u>\$18,194,000</u>
13	State Taxable Building Construction	
14	Account--State	((\$48,097,000))
15		<u>\$37,212,000</u>
16	Washington Housing Trust Account--State	\$12,950,000
17	Subtotal Reappropriation	((\$85,199,000))
18		<u>\$68,356,000</u>
19	Prior Biennia (Expenditures)	\$114,801,000
20	Future Biennia (Projected Costs)	\$0
21	TOTAL	((\$200,000,000))
22		<u>\$183,157,000</u>

23 **Sec. 1016.** 2009 c 497 s 1041 (uncodified) is amended to read as
24 follows:

25 **FOR THE DEPARTMENT OF ((COMMUNITY, TRADE, AND ECONOMIC DEVELOPMENT))**
26 **COMMERCE**

27 Youth Recreational Facilities Grants (30000007)

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

30 (1) Projects must be selected based on their readiness to proceed.

31 (2) The appropriation shall be used for projects in order of their
32 readiness to proceed for the intended scope and level of matching
33 funds. The department may reallocate appropriation and reappropriation
34 authority among the following sections of this act in order to
35 prioritize funding of projects that are ready to proceed: 1001, 1002,
36 1003, 1004, 1005, 1010, 1011, 1012, 1013, 1016, 1017, 1019, and 1020.

1 (3) The appropriation is provided solely for the following list of
2 projects:

3	Allen Place	\$800,000
4	Auburn Boys & Girls Club	\$800,000
5	Central Kitsap Community Campus	\$800,000
6	YMCA	
7	Coal Creek Family YMCA	\$800,000
8	East Pierce County HOPE Center	\$800,000
9	Highline YMCA	\$800,000
10	Hough Pool Renovation	\$150,000
11	Jim Parsley Community Center	\$800,000
12	Kitsap Girl Scout Center	\$205,000
13	Naval Avenue Boys & Girls Club	\$80,000
14	Toutle River Ranch	\$360,000
15	West Sound Teen Center	\$305,000
16	YMCA Spokane Central	\$800,000
17		
18	Total	\$7,500,000

19 Appropriation:

20	State Building Construction Account--State	((\$7,500,000))
21		<u>\$5,625,000</u>
22	Prior Biennia (Expenditures) . . . . .	.\$0
23	Future Biennia (Projected Costs)	\$30,000,000
24	TOTAL	((\$37,500,000))
25		<u>\$35,625,000</u>

26 **Sec. 1017.** 2009 c 497 s 1030 (uncodified) is amended to read as
27 follows:

28 **FOR THE DEPARTMENT OF ((COMMUNITY, TRADE, AND ECONOMIC DEVELOPMENT))**
29 **COMMERCE**

30 Community Development Fund (20084850)

31 The reappropriation in this section is subject to the following
32 conditions and limitations:

33 (1) The reappropriation is subject to the provisions of section
34 1014, chapter 328, Laws of 2008.

1 (2) \$105,521 of the remaining reappropriation for El Centro de la
2 raza center may be used for building infrastructure.

3 (3) \$1,000,000 of the remaining reappropriation for the Salishan
4 housing community project may be used for infrastructure and housing.

5 (4) The reappropriation shall be used for projects in order of
6 their readiness to proceed for the intended scope and level of matching
7 funds. The department may reallocate appropriation and reappropriation
8 authority among the following sections of this act in order to
9 prioritize funding of projects that are ready to proceed: 1001, 1002,
10 1003, 1004, 1005, 1010, 1011, 1012, 1013, 1016, 1017, 1019, and 1020.

11 Reappropriation:

12 State Building Construction Account--State	((\$9,715,000))
	<u>\$8,440,000</u>
14 Prior Biennia (Expenditures)	\$11,451,000
15 Future Biennia (Projected Costs)	\$0
16 TOTAL	((\$21,166,000))
	<u>\$19,891,000</u>

18 **Sec. 1018.** 2009 c 497 s 1045 (uncodified) is amended to read as
19 follows:

20 **FOR THE DEPARTMENT OF ((COMMUNITY, TRADE, AND ECONOMIC DEVELOPMENT))**
21 **COMMERCE**

22 Housing Assistance, Weatherization, and Affordable Housing
23 (30000013)

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

26 (1) \$7,000,000 of the appropriations is provided solely for
27 facilities housing low-income migrant, seasonal, or temporary
28 farmworkers. The operation of the facilities built under this section
29 shall be in compliance with 8 U.S.C. Sec. 1342. The department shall
30 work with the farmworker housing advisory committee to prioritize
31 funding of projects to the areas of highest need. Funding may also be
32 provided, to the extent qualified projects are submitted, for health
33 and safety projects. Any of this appropriation that is not obligated
34 by June 30, 2011, shall be added to the amount appropriated for the
35 general pool of projects.

1 (2) \$3,000,000 of the appropriations is provided solely to promote
2 development of safe and affordable housing units for persons eligible
3 for services from the division of developmental disabilities within the
4 department of social and health services.

5 (3) \$10,000 of the appropriations is provided solely to the Ballard
6 food bank/Ballard homes for all coalition for the construction of a
7 mobile camp facility.

8 (4) \$2,500,000 of the appropriations is provided solely for the
9 development of farm infrastructure improvements. Any of this
10 appropriation that is not obligated by June 30, 2011, must be added to
11 the amount appropriated for the general pool of projects.

12 (5) \$1,000,000 from the taxable bonds account is provided solely
13 for the development or preservation of farmworker housing for migrant
14 and seasonal farmworkers located on private farms.

15 (6) \$5,000,000 of the appropriation from the state building
16 construction account is provided solely to build low-income housing
17 units in underserved communities and to concurrently develop capacity
18 in these same communities. Underserved communities of concern are
19 those that have high levels of poverty, specifically, thirty percent of
20 the local median income; experience chronic homelessness; and lack
21 affordable housing. Underserved communities include veterans,
22 immigrants, refugees, and those communities of color disproportionately
23 impacted by chronic homelessness and lack of affordable housing. The
24 department shall collaborate with representatives of underserved
25 communities and organizations committed to assistance in these efforts
26 to prioritize and plan distribution of funding.

27 (7) The department may not make loans from capital bond proceeds
28 appropriated in this section if the appropriations are also obligated
29 for other grants or loans or if the anticipated repayments of the loans
30 are from future state legislative appropriations.

31 (8) The legislature recognizes and supports the housing priorities
32 reflected in the American recovery and reinvestment act of 2009 with
33 the estimated amount of \$144,000,000 provided solely for the following
34 programs:

35 (a) The community development fund's neighborhood stabilization
36 fund to purchase and rehabilitate foreclosed vacant properties and to
37 help create affordable housing and stabilize neighborhoods.

1 (b) The public housing capital fund to assist housing authorities
2 build and rehabilitate low-income housing stock. Housing authorities
3 are required to give priority consideration to the rehabilitation of
4 vacant rental units and capital projects that are already underway or
5 included in the five-year capital fund plans.

6 (c) HOME funding to the Washington state housing finance commission
7 for a competitive program pursuant to the qualified allocation plan to
8 owners of projects who have received or receive simultaneously an award
9 of low-income housing tax credits under section 42(h) of the internal
10 revenue code of 1986.

11 (d) Weatherization appropriated in section 1052 of this act for
12 grants and loans to local energy programs for weatherization of
13 multifamily and single family homes.

14 (9) The appropriation shall be used for projects in order of their
15 readiness to proceed for the intended scope and level of matching
16 funds. The department may reallocate appropriation and reappropriation
17 authority among the following sections of this act in order to
18 prioritize funding of projects that are ready to proceed: This section
19 and 1015.

20 Appropriation:

21	State Building Construction Account--State	((\$30,000,000))
22		<u>\$22,500,000</u>
23	State Taxable Building Construction	
24	Account--State	((\$60,000,000))
25		<u>\$45,000,000</u>
26	Washington Housing Trust Account--State	\$10,000,000
27	Subtotal Appropriation	((\$100,000,000))
28		<u>\$77,500,000</u>
29	Prior Biennia (Expenditures) . . . . .	.\$0
30	Future Biennia (Projected Costs)	\$400,000,000
31	TOTAL	((\$500,000,000))
32		<u>\$477,500,000</u>

33 **Sec. 1019.** 2009 c 497 s 1046 (uncodified) is amended to read as
34 follows:

35 **FOR THE DEPARTMENT OF ((COMMUNITY, TRADE, AND ECONOMIC DEVELOPMENT))**
36 **COMMERCE**

37 Community Schools (91000002)

1 The appropriation in this section is subject to the following
2 conditions and limitations: The appropriation in this section is
3 provided solely for the following:

4 (1) The acquisition, rehabilitation, expansion, or improvement of
5 surplus school buildings to be converted into community facilities for
6 the delivery of nonresidential coordinated services for children and
7 families.

8 (a) Eligible applicants include local governments, nonprofit
9 organizations, nonprofit early learning providers, and tribal
10 governments. Only the following surplus schools may be eligible for
11 grant funding under this section: Fauntleroy school, University
12 Heights school, and Martin Luther King elementary school.

13 (b) As part of the grant process, applicants must submit a
14 comprehensive plan for the use of the surplus school that includes
15 information on the following:

16 (i) A list of partner entities that will assist the lead eligible
17 applicant to provide or coordinate services for children and families;

18 (ii) A memorandum of understanding between the lead eligible
19 applicant and each partner; and

20 (iii) An examination of capital and operating funding sources that
21 applicants intend to apply to the project and coordinated services at
22 each school to be served, whether such funding is derived from grants
23 under this section or from other federal, state, local, or private
24 sources.

25 (c) Project applicants must demonstrate that the proposed project
26 is ready to proceed, will make timely use of the funds, and requires
27 state funding to accomplish a discrete, usable phase of the project
28 that may include acquisition.

29 (d) If grant funds under this subsection are used for the
30 acquisition of surplus school facilities, the sale proceeds must be
31 used by the local school board disposing of such property for
32 renovation, replacement, or new construction of school facilities in
33 the district, but shall not be used as local match for projects
34 receiving state school construction assistance grants.

35 (e) In contracts for grants authorized under this subsection, the
36 department shall include provisions that require that capital
37 improvements must be held by the grantee for a specified period of time
38 appropriate to the amount of the grant and that facilities must be used

1 for the express purpose of the grant. If the grantee is found to be
2 out of compliance with provisions of the contract, the grantee shall
3 repay to the state general fund the principal amount of the grant plus
4 interest calculated at the rate of interest on state of Washington
5 general obligation bonds issued most closely to the date of
6 authorization of the grant.

7 (2) The construction of a non-mobile facility, accessible to
8 students in central and eastern Washington for the purpose of financial
9 literacy education, for the eastern and western Washington junior
10 achievement world initiative.

11 (3) The appropriation shall be used for projects in order of their
12 readiness to proceed for the intended scope and level of matching
13 funds. The department may reallocate appropriation and reappropriation
14 authority among the following sections of this act in order to
15 prioritize funding of projects that are ready to proceed: 1001, 1002,
16 1003, 1004, 1005, 1010, 1011, 1012, 1013, 1016, 1017, 1019, and 1020.

17 Appropriation:

18	State Building Construction Account--State	((\$5,000,000))
19		<u>\$3,750,000</u>
20	Prior Biennia (Expenditures)	\$0
21	Future Biennia (Projected Costs)	\$0
22	TOTAL	((\$5,000,000))
23		<u>\$3,750,000</u>

24 **Sec. 1020.** 2009 c 497 s 1042 (uncodified) is amended to read as
25 follows:

26 **FOR THE DEPARTMENT OF ((COMMUNITY, TRADE, AND ECONOMIC DEVELOPMENT))**
27 **COMMERCE**

28 Building Communities Fund Grants (30000008)

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

31 (1) Except as otherwise directed before the effective date of this
32 section, the department shall not expend the appropriation in this
33 section unless and until the nonstate share of project costs have been
34 either expended, or firmly committed, or both, in an amount sufficient
35 to complete the project or a distinct phase of the project that is
36 useable to the public for the purpose intended by the legislature.

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

7 (3) Projects funded in this section may be required to comply with
8 Washington's high performance building standards as required by chapter
9 39.35D RCW.

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

12 (5) Projects funded in this section must be held by the recipient
13 for a minimum of ten years and used for the same purpose or purposes
14 intended by the legislature as required in RCW 43.63A.125(2)(c).

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

18 (7) The appropriation shall be used for projects in order of their
19 readiness to proceed for the intended scope and level of matching
20 funds. The department may reallocate appropriation and reappropriation
21 authority among the following sections of this act in order to
22 prioritize funding of projects that are ready to proceed: 1001, 1002,
23 1003, 1004, 1005, 1010, 1011, 1012, 1013, 1016, 1017, 1019, and 1020.

24 (8) The appropriation is provided solely for the following list of
25 projects:

26		
27	A Home for Opportunity - CASA Latina	\$325,000
28	Building the new Eastside Clinic - Community Health Care	\$1,900,000
29	Community Center for Sand Point Housing	\$350,000
30	Donald G. Topping HOPE Center - Boys & Girls Clubs of Puget Sound	\$1,934,250
31	Dove House (Domestic Violence/Sexual Assault Program of Jefferson County)	\$240,000
32	Duvall Multi-Service Center - Hopelink	\$617,985
33	Education and Training Center Mt. Baker Planned Parenthood	\$881,847
34	Emmanuel Family Life Center - Richard Allen Enterprises	\$400,594
35	Eritrean Community Center Expansion	\$300,000
36	Ferndale Boys & Girls Club	\$752,847

1	Giant Step - RRA	\$520,761
2	Greenbridge Early Learning Center	\$1,419,281
3	High Point Neighborhood Center	\$2,000,000
4	Highline YMCA	\$1,163,000
5	Milgard Work Opportunity Center - Tacoma Goodwill	\$1,850,000
6	Northeast Community Center Expansion	\$1,300,000
7	Pierce County Therapy Center	\$128,000
8	Rainier Vista & Rainier Valley Teen Center	\$2,400,000
9	Repurposing Daybreak Star	\$87,500
10	Riverwalk Point Community Building - Spokane Neighborhood Action Program	\$79,253
11	Rotary Support Center for Families	\$3,500,000
12	Safety & Systems Improvements at El Centro de la raza	\$250,031
13	TAF Community Learning Space (CLS)	\$1,500,000
14	The Keller House Services Center	\$600,000
15	YMCA/YWCA Central Spokane Facility	\$3,500,000
16		
17	Total	\$28,000,349

18 Appropriation:

19	State Building Construction Account--State	((\$28,001,000))
20		<u>\$21,001,000</u>
21	Prior Biennia (Expenditures)	\$0
22	Future Biennia (Projected Costs)	\$0
23	TOTAL	((\$28,001,000))
24		<u>\$21,001,000</u>

25 **Sec. 1021.** 2009 c 497 s 1019 (uncodified) is amended to read as
26 follows:

27 **FOR THE DEPARTMENT OF ((COMMUNITY, TRADE, AND ECONOMIC DEVELOPMENT))**
28 **COMMERCE**

29 Public Works Trust Fund (20074005)

30 Reappropriation:

31	Public Works Assistance Account--State	((\$232,000,000))
32		<u>\$132,000,000</u>
33	State Taxable Building Construction Account--	
34	State	\$95,000,000
35	Subtotal Reappropriation	((\$327,000,000))

1 \$227,000,000

2 Appropriation:

3	<u>State Taxable Building Construction Account</u>	<u>\$100,000,000</u>
4	Prior Biennia (Expenditures) . . . . .	.\$0
5	Future Biennia (Projected Costs)	\$0
6	TOTAL	\$327,000,000

7 **Sec. 1022.** 2009 c 497 s 1054 (uncodified) is amended to read as
8 follows:

9 **FOR THE OFFICE OF FINANCIAL MANAGEMENT**

10 Cowlitz River Dredging (20082856)

11 Reappropriation:

12	State Building Construction Account--State	\$313,000
----	--	-----------

13 Appropriation:

14	<u>State Building Construction Account--State</u>	<u>\$500,000</u>
15	Prior Biennia (Expenditures)	\$687,000
16	Future Biennia (Projected Costs)	\$0
17	TOTAL	((\$1,000,000))
18		<u>\$1,500,000</u>

19 NEW SECTION. **Sec. 1023.** A new section is added to 2009 c 497
20 (uncodified) to read as follows:

21 **FOR THE OFFICE OF FINANCIAL MANAGEMENT**

22 Port Angeles Economic Development Agreement (30000024)

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

25 The appropriation is provided solely to carry out paragraph 2.C. of
26 the economic development agreement associated with the case of *Lower*
27 *Elwha Klallam Tribe et al v. State et al*, Thurston county superior
28 court, cause No. 05-2-01595-8. The state has already provided \$250,000
29 to carry out that paragraph. After disbursement of the appropriation
30 in this section, the state will provide no further funding under the
31 economic development agreement.

32 Appropriation:

33	State Building Construction Account--State	\$250,000
34	Prior Biennia (Expenditures) . . . . .	.\$0

1 Future Biennia (Projected Costs) \$0
 2 TOTAL \$250,000

3 **Sec. 1024.** 2009 c 497 s 1055 (uncodified) is amended to read as
 4 follows:

5 **FOR THE OFFICE OF FINANCIAL MANAGEMENT**

6 Catastrophic Flood Relief (20084850)

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

9 (1) \$1,640,000 of the reappropriation is provided solely for
 10 nonfederal matching funds and state agency costs associated with the
 11 army corps of engineers flood hazard mitigation projects for the
 12 Chehalis river basin.

13 (2) \$1,920,000 of the reappropriation is provided solely for
 14 planning and administration of the Chehalis basin flood control
 15 authority. First priority for use of the reappropriation is to
 16 complete a project agreement between nonfederal project partners that
 17 delineates responsibility for the ongoing operations and maintenance of
 18 the project. The agreement must also include a plan to meet applicable
 19 floodplain management requirements and to address any applicable
 20 federal requirements for managing the effect of future land use
 21 developments on the extent and severity of flooding. The second
 22 priority for use of the reappropriation is to complete the financing
 23 plan for the flood authority. Any remaining portion of the
 24 reappropriation after completion of the first and second priorities may
 25 be spent on studies of options for flood hazard mitigation in the
 26 basin, provided that any expenditures from the reappropriation for
 27 studies, plans, or investigations of large scale retention structures
 28 shall be limited to twenty-five percent of the total cost for such
 29 studies, plans, or investigations. It is the intent of the legislature
 30 to fulfill the commitment of section 101, chapter 179, Laws of 2008 and
 31 chapter 180, Laws of 2008, by appropriating funds when the federal
 32 match requirement is needed.

33 Reappropriation:

34 State Building Construction Account--State ((\$47,351,000))
 35 \$3,560,000

36 Prior Biennia (Expenditures) ((\$2,649,000))

1		<u>\$3,450,000</u>
2	Future Biennia (Projected Costs)	((\$0))
3		<u>\$42,990,000</u>
4	TOTAL	\$50,000,000

5 **Sec. 1025.** 2009 c 497 s 1071 (uncodified) is amended to read as
6 follows:

7 **FOR THE DEPARTMENT OF GENERAL ADMINISTRATION**
8 Capital Lake Plan Completion (20082953)

9 The reappropriation in this section is subject to the following
10 conditions and limitations: The reappropriation is provided for lake
11 management efforts to control invasive species. The Capital Lake
12 adaptive management planning process must be suspended.

13 Reappropriation:

14	State Building Construction Account--State	((\$200,000))
15		<u>\$100,000</u>
16	Prior Biennia (Expenditures)	\$300,000
17	Future Biennia (Projected Costs)	\$0
18	TOTAL	((\$500,000))
19		<u>\$400,000</u>

20 **Sec. 1026.** 2009 c 497 s 1060 (uncodified) is amended to read as
21 follows:

22 **FOR THE DEPARTMENT OF GENERAL ADMINISTRATION**
23 Transportation Building Preservation (20021008)

24 Reappropriation:

25	Thurston County Capital Facilities Account--State	((\$2,500,000))
26		<u>\$395,000</u>

27 Appropriation:

28	<u>State Building Construction Account--State</u>	<u>\$2,105,000</u>
29	Prior Biennia (Expenditures)	\$7,116,000
30	Future Biennia (Projected Costs)	\$22,706,000
31	TOTAL	\$32,322,000

32 **Sec. 1027.** 2009 c 497 s 1061 (uncodified) is amended to read as
33 follows:

1 **FOR THE DEPARTMENT OF GENERAL ADMINISTRATION**
2 Highway-License Building Repair and Renewal (20061013)
3 Reappropriation:
4 Thurston County Capital Facilities Account--State . . . ((\$100,000))
5 \$76,000
6 Appropriation:
7 State Building Construction Account--State\$24,000
8 Prior Biennia (Expenditures) \$3,423,000
9 Future Biennia (Projected Costs) \$0
10 TOTAL \$3,523,000

11 **Sec. 1028.** 2009 c 497 s 1063 (uncodified) is amended to read as
12 follows:

13 **FOR THE DEPARTMENT OF GENERAL ADMINISTRATION**
14 Natural Resources Building Repairs and Renewal (20061014)
15 Reappropriation:
16 State Vehicle Parking Account--State \$30,000
17 Thurston County Capital Facilities Account--State . . . ((\$100,000))
18 \$22,000
19 Subtotal Reappropriation ((\$130,000))
20 \$52,000
21 Appropriation:
22 State Building Construction Account--State\$78,000
23 Prior Biennia (Expenditures) \$2,853,000
24 Future Biennia (Projected Costs) \$4,520,000
25 TOTAL \$7,503,000

26 **Sec. 1029.** 2009 c 497 s 1064 (uncodified) is amended to read as
27 follows:

28 **FOR THE DEPARTMENT OF GENERAL ADMINISTRATION**
29 Minor Works - Infrastructure Preservation (20081004)
30 Reappropriation:
31 ~~((Thurston County Capital Facilities Account--State . . . \$136,000))~~
32 State Building Construction Account--State \$584,000
33 ~~((Subtotal Reappropriation \$720,000))~~
34 Appropriation:
35 State Building Construction Account--State \$136,000

1 Prior Biennia (Expenditures) \$4,401,000
 2 Future Biennia (Projected Costs) \$0
 3 TOTAL \$5,121,000

4 **Sec. 1030.** 2009 c 497 s 1068 (uncodified) is amended to read as
 5 follows:

6 **FOR THE DEPARTMENT OF GENERAL ADMINISTRATION**

7 Minor Works - Facility Preservation (20081015)

8 Reappropriation:

9 State Building Construction Account--State \$380,000
 10 (~~Thurston County Capital Facilities Account--State \$723,000~~
 11 ~~Subtotal Reappropriation \$1,103,000~~)

12 Appropriation:

13 State Building Construction Account--State \$723,000
 14 Prior Biennia (Expenditures) \$5,583,000
 15 Future Biennia (Projected Costs) \$0
 16 TOTAL \$6,686,000

17 **Sec. 1031.** 2009 c 497 s 1073 (uncodified) is amended to read as
 18 follows:

19 **FOR THE DEPARTMENT OF GENERAL ADMINISTRATION**

20 Minor Works Preservation (30000012)

21 Appropriation:

22 State Building Construction Account--State (~~\$2,800,000~~)
 23 \$3,400,000
 24 Prior Biennia (Expenditures) \$0
 25 Future Biennia (Projected Costs) \$34,109,000
 26 TOTAL (~~\$36,909,000~~)
 27 \$37,509,000

28 NEW SECTION. **Sec. 1032.** A new section is added to 2009 c 497
 29 (uncodified) to read as follows:

30 **FOR THE DEPARTMENT OF GENERAL ADMINISTRATION**

31 Capitol Campus Heating System Improvements (30000486)

32 Appropriation:

33 State Building Construction Account--State \$200,000

1	Prior Biennia (Expenditures)	\$0
2	Future Biennia (Projected Costs)	\$1,800,000
3	TOTAL	\$2,000,000

4 **Sec. 1033.** 2009 c 497 s 1081 (uncodified) is amended to read as
5 follows:

6 **FOR THE DEPARTMENT OF GENERAL ADMINISTRATION**

7 Pro Arts Building (91000002)

8 The appropriation in this section is subject to the following
9 conditions and limitations: Predesign and design funds are provided
10 solely to develop a new office building. Up to \$225,000 may be used to
11 develop the predesign for the Pro Arts site to include a new office
12 building that may house tenants from the general administration
13 building including the office of financial management, the Puget Sound
14 partnership, the office of the state treasurer, and other small
15 commissions and agencies. The predesign shall be developed with
16 representatives from the capitol campus design advisory committee, the
17 department of general administration, and the office of financial
18 management. The predesign shall be used to develop the optimum use of
19 space for the Pro Arts site, identify any required mitigation, parking
20 requirements, schedule of construction, and cost of construction. The
21 predesign shall be provided to the appropriate fiscal committees of the
22 legislature and the office of financial management by February 1, 2010.
23 The allotment for design funds will be made after the predesign is
24 approved by the office of financial management and the appropriate
25 fiscal committees of the legislature.

26 Appropriation:

27	State Building Construction Account--State	((\$2,000,000))
28		<u>\$225,000</u>
29	Prior Biennia (Expenditures)	\$0
30	Future Biennia (Projected Costs)	\$0
31	TOTAL	((\$2,000,000))
32		<u>\$225,000</u>

33 **Sec. 1034.** 2009 c 497 s 1065 (uncodified) is amended to read as
34 follows:

1 **FOR THE DEPARTMENT OF GENERAL ADMINISTRATION**
2 O'Brien Building Improvements (20081007)
3 Reappropriation:
4 State Building Construction Account--State \$1,500,000
5 Appropriation:
6 State Building Construction Account--State (~~(\$9,671,000)~~)
7 \$8,220,000
8 Prior Biennia (Expenditures) \$1,481,000
9 Future Biennia (Projected Costs) \$5,329,000
10 TOTAL (~~(\$17,981,000)~~)
11 \$16,530,000

12 NEW SECTION. **Sec. 1035.** A new section is added to 2009 c 497
13 (uncodified) to read as follows:

14 **FOR THE MILITARY DEPARTMENT**
15 Camp Murray New Primary Gate Entrance (30000482)
16 Appropriation:
17 General Fund--Federal \$3,270,000
18 Military Department Capital Account--State \$1,657,000
19 Subtotal Appropriation \$4,927,000
20 Prior Biennia (Expenditures) \$0
21 Future Biennia (Projected Costs) \$0
22 TOTAL \$4,927,000

23 **Sec. 1036.** 2009 c 497 s 1086 (uncodified) is amended to read as
24 follows:

25 **FOR THE MILITARY DEPARTMENT**
26 Minor Works Preservation (30000002)
27 Appropriation:
28 General Fund--Federal (~~(\$3,069,000)~~)
29 \$8,672,000
30 State Building Construction Account--State \$1,709,000
31 Subtotal Appropriation (~~(\$4,778,000)~~)
32 \$10,381,000
33 Prior Biennia (Expenditures) \$0
34 Future Biennia (Projected Costs) \$18,700,000

1 TOTAL ((~~\$23,478,000~~))
2 \$29,081,000

3 **Sec. 1037.** 2009 c 497 s 1087 (uncodified) is amended to read as
4 follows:

5 **FOR THE MILITARY DEPARTMENT**

6 Minor Works Program (30000003)

7 Appropriation:

8 General Fund--Federal ((~~\$679,000~~))
9 \$3,139,000

10 Prior Biennia (Expenditures) \$0

11 Future Biennia (Projected Costs) \$10,229,000

12 TOTAL ((~~\$10,908,000~~))
13 \$13,368,000

14 NEW SECTION. **Sec. 1038.** A new section is added to 2009 c 497
15 (uncodified) to read as follows:

16 **FOR THE MILITARY DEPARTMENT**

17 Combined Support Maintenance Shop (20082006)

18 Appropriation:

19 General Fund--Federal \$4,736,000

20 Prior Biennia (Expenditures) \$0

21 Future Biennia (Projected Costs) \$22,164,000

22 TOTAL \$26,900,000

23 **Sec. 1039.** 2009 c 497 s 1091 (uncodified) is amended to read as
24 follows:

25 **FOR THE DEPARTMENT OF ARCHAEOLOGY AND HISTORIC PRESERVATION**

26 Historical Courthouse Rehabilitation (20082851)

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

29 (1) The reappropriation is provided solely for courthouse
30 protection and preservation, including character defining architectural
31 features, general repairs, system upgrades, payments for renovation
32 completed since January 1, 2006, and improvements to access and
33 accommodations for persons with disabilities. All rehabilitation work
34 must comply with the secretary of interior's standards for

1 rehabilitation. Grants may not be used for expenditures for courthouse
2 maintenance. Only counties with historic courthouses that continue to
3 maintain county functions are eligible for grants. Counties receiving
4 grants shall provide an equal amount of matching funds from public or
5 private sources. The department shall use up to two percent of the
6 appropriation for program administration.

7 (2) The society shall continue to use the revised eligibility
8 criteria and grant application process that includes the review of
9 projects selected for funding by the courthouse advisory committee.
10 Those projects chosen for funding shall undergo a review by the
11 department of general administration's barrier free program to ensure
12 that they meet Americans with disabilities act standards and
13 accessibility and all other Americans with disabilities act
14 requirements are maintained during the construction. The existing
15 historic courthouse advisory committee shall continue to review grant
16 applications and make funding recommendations to the state historic
17 preservation officer.

18 (3) The society and the courthouse advisory committee shall include
19 readiness to proceed when developing the priority list of projects to
20 fund.

21 (4) The reappropriation shall be used for projects in order of
22 their readiness to proceed for the intended scope and level of matching
23 funds. The department may reallocate appropriation and reappropriation
24 authority among the following sections of this act in order to
25 prioritize funding of projects that are ready to proceed: This section
26 and 1040.

27 Reappropriation:

28	State Building Construction Account--State	((\$2,800,000))
29		<u>\$2,100,000</u>
30	Prior Biennia (Expenditures)	\$2,200,000
31	Future Biennia (Projected Costs)	\$0
32	TOTAL	((\$5,000,000))
33		<u>\$4,300,000</u>

34 **Sec. 1040.** 2009 c 497 s 1093 (uncodified) is amended to read as
35 follows:

36 **FOR THE DEPARTMENT OF ARCHAEOLOGY AND HISTORIC PRESERVATION**
37 Courthouse Preservation (30000004)

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

3 (1) The appropriation is provided solely for courthouse protection
4 and preservation, including character defining architectural features,
5 general repairs, system upgrades, payments for renovation completed
6 since January 1, 2006, and improvements to access and accommodations
7 for persons with disabilities. All rehabilitation work must comply
8 with the secretary of interior's standards for rehabilitation. Grants
9 may not be used for expenditures for courthouse maintenance. Only
10 counties with historic courthouses that continue to maintain county
11 functions are eligible for grants. Counties receiving grants shall
12 provide an equal amount of matching funds from public or private
13 sources. The department shall use up to two percent of the
14 appropriation for program administration.

15 (2) The department shall continue to use the revised eligibility
16 criteria and grant application process that includes the review of
17 projects selected for funding by the courthouse advisory committee.
18 Those projects chosen for funding shall undergo a review by the
19 department of general administration's barrier free program to ensure
20 that they meet the Americans with disabilities act standards and that
21 all other Americans with disabilities act requirements are maintained
22 during the construction. The existing historic courthouse advisory
23 committee shall continue to review grant applications and make funding
24 recommendations to the state historic preservation officer.

25 (3) The department and the courthouse advisory committee shall
26 include readiness to proceed when developing the priority list of
27 projects to fund.

28 (4) The appropriation shall be used for projects in order of their
29 readiness to proceed for the intended scope and level of matching
30 funds. The department may reallocate appropriation and reappropriation
31 authority among the following sections of this act in order to
32 prioritize funding of projects that are ready to proceed: This section
33 and 1039.

34 Appropriation:

35 State Building Construction Account--State	(\$2,000,000)
36	<u>\$1,500,000</u>
37 Prior Biennia (Expenditures)	\$0

1	Future Biennia (Projected Costs)	\$0
2	TOTAL	((\$2,000,000))
3		<u>\$1,500,000</u>

(End of part)

PART 2
HUMAN SERVICES

Sec. 2001. 2009 c 497 s 2001 (uncodified) is amended to read as follows:

FOR THE CRIMINAL JUSTICE TRAINING COMMISSION

Replace Hawthorne Hall Dormitory (20082001)

~~((The appropriation in this section is subject to the following conditions and limitations: The office of financial management shall allot funds for the dormitory construction at the criminal justice training commission only after the recommendation of the steering committee participating in the analysis in section 1057 of this act has been provided to the legislative fiscal committees and submitted to the office of financial management for review.~~

~~Appropriation:~~

~~State Building Construction Account--State \$16,745,000))~~

Reappropriation:

State Building Construction Account--State	\$632,000
Prior Biennia (Expenditures)	\$1,293,000
Future Biennia (Projected Costs)	(\$0)
	<u>\$16,934,000</u>
TOTAL	<u>(\$18,670,000)</u>
	<u>\$18,859,000</u>

Sec. 2002. 2009 c 497 s 2002 (uncodified) is amended to read as follows:

FOR THE CRIMINAL JUSTICE TRAINING COMMISSION

School Mapping (30000011)

The appropriation in this section is subject to the following conditions and limitations: The legislature intends to complete ((half of)) the remaining community and technical college mapping with this appropriation ((and to appropriate funding for the remaining half of unmapped square feet in community and technical colleges in the 2011-13 biennium)).

Appropriation:

1 State Building Construction Account--State (~~(\$500,000)~~)
2 \$1,100,000
3 Prior Biennia (Expenditures) \$0
4 Future Biennia (Projected Costs) (~~(\$546,000)~~)
5 \$0
6 TOTAL (~~(\$1,046,000)~~)
7 \$1,100,000

8 NEW SECTION. Sec. 2003. A new section is added to 2009 c 497
9 (uncodified) to read as follows:

10 **FOR THE DEPARTMENT OF LABOR AND INDUSTRIES**

11 Central Office Roof Replacement and Fall Restraint Upgrade
12 (30000012)

13 Appropriation:

14 Accident Account--State \$1,250,000
15 Medical Aid Account--State \$1,250,000
16 Subtotal Appropriation \$2,500,000
17 Prior Biennia (Expenditures) \$0
18 Future Biennia (Projected Costs) \$0
19 TOTAL \$2,500,000

20 **Sec. 2004.** 2009 c 497 s 2034 (uncodified) is amended to read as
21 follows:

22 **FOR THE DEPARTMENT OF HEALTH**

23 Drinking Water Assistance Program (30000013)

24 The appropriation in this section is subject to the following
25 conditions and limitations: \$38,462,000 is provided from the American
26 recovery and reinvestment act of 2009.

27 Appropriation:

28 Drinking Water Assistance Account--Federal (~~(\$24,348,000)~~)
29 \$38,348,000
30 Drinking Water Assistance Account--Federal
31 American Recovery and Reinvestment Act \$38,462,000
32 Subtotal Appropriation (~~(\$62,810,000)~~)
33 \$76,810,000
34 Prior Biennia (Expenditures) \$0

1 Future Biennia (Projected Costs) \$0
 2 TOTAL ((~~\$62,810,000~~))
 3 \$76,810,000

4 **Sec. 2005.** 2009 c 497 s 2037 (uncodified) is amended to read as
 5 follows:

6 **FOR THE DEPARTMENT OF VETERANS AFFAIRS**
 7 State Veterans Cemetery (20082004)

8 Reappropriation:
 9 General Fund--Federal \$6,815,000

10 Appropriation:
 11 General Fund--Federal \$1,909,000
 12 Prior Biennia (Expenditures) \$1,010,000
 13 Future Biennia (Projected Costs) \$0
 14 TOTAL ((~~\$7,825,000~~))
 15 \$9,734,000

16 **Sec. 2006.** 2009 c 497 s 2038 (uncodified) is amended to read as
 17 follows:

18 **FOR THE DEPARTMENT OF VETERANS AFFAIRS**
 19 Minor Works - Facilities Preservation (30000003)

20 Appropriation:
 21 State Building Construction Account--State ((~~\$500,000~~))

22 \$775,000
 23 Prior Biennia (Expenditures) \$0
 24 Future Biennia (Projected Costs) \$6,585,000
 25 TOTAL ((~~\$7,085,000~~))
 26 \$7,360,000

27 NEW SECTION. **Sec. 2007.** A new section is added to 2009 c 497
 28 (uncodified) to read as follows:

29 **FOR THE DEPARTMENT OF CORRECTIONS**
 30 Washington State Penitentiary: Housing Units, Kitchen, and Site

31 Work (30000482)

32 Appropriation:
 33 State Building Construction Account--State \$6,819,000

34 Prior Biennia (Expenditures) \$0

1 Future Biennia (Projected Costs) \$44,000,000
2 TOTAL \$50,819,000

3 NEW SECTION. **Sec. 2008.** A new section is added to 2009 c 497
4 (uncodified) to read as follows:

5 **FOR THE DEPARTMENT OF CORRECTIONS**
6 Westside Corrections Complex: Siting and Predesign (92000032)
7 Appropriation:
8 State Building Construction Account--State \$2,600,000
9 Prior Biennia (Expenditures) \$0
10 Future Biennia (Projected Costs) \$0
11 TOTAL \$2,600,000

(End of part)

1 PART 3

2 NATURAL RESOURCES

3 Sec. 3001. 2009 c 497 s 3007 (uncodified) is amended to read as
4 follows:

5 FOR THE DEPARTMENT OF ECOLOGY

6 Sunnyside Valley Irrigation District Water Conservation (20052851)

7 Reappropriation:

8 State Building Construction Account--State \$2,800,000

9 Appropriation:

10 State Building Construction Account--State (~~(\$2,850,000)~~)
11 \$7,250,000

12 Prior Biennia (Expenditures) \$4,147,000

13 Future Biennia (Projected Costs) \$4,000,000

14 TOTAL (~~(\$13,797,000)~~)
15 \$18,197,000

16 Sec. 3002. 2009 c 497 s 3020 (uncodified) is amended to read as
17 follows:

18 FOR THE DEPARTMENT OF ECOLOGY

19 Breazeale Interpretive Center (20082856)

20 Reappropriation:

21 General Fund--Federal (~~(\$270,000)~~)
22 \$419,000

23 Prior Biennia (Expenditures) (~~(\$225,000)~~)
24 \$76,000

25 Future Biennia (Projected Costs) \$0

26 TOTAL \$495,000

27 NEW SECTION. Sec. 3003. A new section is added to 2009 c 497
28 (uncodified) to read as follows:

29 FOR THE DEPARTMENT OF ECOLOGY

30 Settlement Funding to Clean Up Toxic Sites (30000145)

31 Appropriation:

32 Cleanup Settlement Account--State \$7,000,000

1	Prior Biennia (Expenditures)	\$0
2	Future Biennia (Projected Costs)	\$0
3	TOTAL	\$7,000,000

4 NEW SECTION. Sec. 3004. A new section is added to 2009 c 497
5 (uncodified) to read as follows:

6 **FOR THE DEPARTMENT OF ECOLOGY**

7 Clean Up Toxic Sites - Puget Sound (30000144)

8 The appropriations in this section are subject to the following
9 conditions and limitations: \$17,500,000 of the cleanup settlement
10 account--state appropriation is provided solely for cleanup activities
11 associated with the Asarco contamination in the city of Everett.

12 Appropriation:

13	State Building Construction Account--State	\$511,000
14	Cleanup Settlement Account--State	\$18,300,000
15	State Toxics Control Account--State	\$23,963,000
16	Subtotal Appropriation	\$41,974,000
17	Prior Biennia (Expenditures)	\$0
18	Future Biennia (Projected Costs)	\$0
19	TOTAL	\$42,774,000

20 NEW SECTION. Sec. 3005. A new section is added to 2009 c 497
21 (uncodified) to read as follows:

22 **FOR THE DEPARTMENT OF ECOLOGY**

23 Reducing Diesel Particle Emissions in Tacoma (30000139)

24 The appropriation in this section is provided contingent upon the
25 department working with the Port of Tacoma to establish a diesel idling
26 reduction program. The department shall report to the legislature by
27 December 1, 2010, on the progress of the diesel idling reduction
28 program and other efforts to reduce diesel particle emissions in
29 Tacoma.

30 Appropriation:

31	Air Pollution Control Account--State	\$1,000,000
32	Prior Biennia (Expenditures)	\$0
33	Future Biennia (Projected Costs)	\$0
34	TOTAL	\$1,000,000

1 NEW SECTION. **Sec. 3006.** A new section is added to 2009 c 497
2 (uncodified) to read as follows:

3 **FOR THE DEPARTMENT OF ECOLOGY**

4 Reducing Wood Smoke Particle Emissions in Tacoma (30000140)

5 Appropriation:

6	Air Pollution Control Account--State	\$600,000
7	Prior Biennia (Expenditures) . . . . .	.\$0
8	Future Biennia (Projected Costs)	\$0
9	TOTAL	\$600,000

10 NEW SECTION. **Sec. 3007.** A new section is added to 2009 c 497
11 (uncodified) to read as follows:

12 **FOR THE DEPARTMENT OF ECOLOGY**

13 Water Pollution Control Revolving Fund Program (30000142)

14 Appropriation:

15	Water Pollution Control Account--State	\$25,000,000
16	Water Pollution Control Account--Federal	\$12,000,000
17	Subtotal Appropriation	\$37,000,000
18	Prior Biennia (Expenditures) . . . . .	.\$0
19	Future Biennia (Projected Costs)	\$0
20	TOTAL	\$37,000,000

21 **Sec. 3008.** 2009 c 497 s 3049 (uncodified) is amended to read as
22 follows:

23 **FOR THE DEPARTMENT OF ECOLOGY**

24 Upper Columbia River Black Sand Beach Cleanup (30000016)

25 Appropriation:

26	State Building Construction Account--State	(\$3,000,000)
27		<u>\$500,000</u>
28	Prior Biennia (Expenditures) . . . . .	.\$0
29	Future Biennia (Projected Costs)	\$0
30	TOTAL	(\$3,000,000)
31		<u>\$500,000</u>

32 **Sec. 3009.** 2009 c 497 s 3052 (uncodified) is amended to read as
33 follows:

1 **FOR THE DEPARTMENT OF ECOLOGY**
2 Safe Soils Remediation Program (30000019)
3 Appropriation:
4 State Building Construction Account--State (~~(\$4,000,000)~~)
5 \$2,380,000
6 Cleanup Settlement Account--State \$1,620,000
7 Subtotal Appropriation \$4,000,000
8 Prior Biennia (Expenditures) \$0
9 Future Biennia (Projected Costs) \$0
10 TOTAL \$4,000,000

11 **Sec. 3010.** 2009 c 497 s 3054 (uncodified) is amended to read as
12 follows:

13 **FOR THE DEPARTMENT OF ECOLOGY**
14 Storm Water Retrofit and Low-Impact Development Grant Program
15 (30000097)

16 The appropriation in this section is subject to the following terms
17 and conditions: \$1,343,000 of the storm water account--state
18 appropriation is provided solely for storm water retrofit and low-
19 impact development in the city of Bremerton.

20 Appropriation:
21 State Building Construction Account--State \$3,000,000
22 State and Local Improvements Revolving Account - Waste
23 Disposal Facilities \$1,284,000
24 State and Local Improvements Revolving Account - Waste
25 Disposal Facilities, 1980 \$325,000
26 Storm Water Account--State \$42,500,000
27 Subtotal Appropriation (~~(\$4,609,000)~~)
28 \$47,109,000
29 Prior Biennia (Expenditures) \$0
30 Future Biennia (Projected Costs) \$0
31 TOTAL (~~(\$4,609,000)~~)
32 \$47,109,000

33 **Sec. 3011.** 2009 c 497 s 3047 (uncodified) is amended to read as
34 follows:

1 **FOR THE DEPARTMENT OF ECOLOGY**

2 Coordinated Prevention Grants (30000013)

3 The appropriation in this section is subject to the following
4 conditions and limitations: \$4,270,000 of the appropriation is
5 provided solely for grants to local governments for local waste and
6 pollution prevention projects. Grants must fund new organics
7 composting and conversion, green building, and moderate risk waste
8 initiatives described in the state "beyond waste" plan, including
9 alternatives to backyard burning of organic materials.

10 Appropriation:

11	State Building Construction Account--State	\$10,000,000
12	<u>Local Toxics Control Account--State</u>	<u>\$17,000,000</u>
13	<u>Subtotal Appropriation</u>	<u>\$27,000,000</u>
14	Prior Biennia (Expenditures) . . . . .	.\$0
15	Future Biennia (Projected Costs)	\$125,680,000
16	TOTAL	((\$135,680,000))
17		<u>\$152,680,000</u>

18 **Sec. 3012.** 2009 c 497 s 3060 (uncodified) is amended to read as
19 follows:

20 **FOR THE DEPARTMENT OF ECOLOGY**

21 Remedial Action Grant Program (30000039)

22 Appropriation:

23	State Building Construction Account--State	\$37,700,000
24	<u>State Toxics Control Account--State</u>	<u>\$15,737,000</u>
25	<u>Local Toxics Control Account--State</u>	<u>\$28,140,000</u>
26	<u>Subtotal Appropriation</u>	<u>\$81,577,000</u>
27	Prior Biennia (Expenditures) . . . . .	.\$0
28	Future Biennia (Projected Costs)	\$180,000,000
29	TOTAL	((\$217,700,000))
30		<u>\$261,577,000</u>

31 NEW SECTION. **Sec. 3013.** A new section is added to 2009 c 497
32 (uncodified) to read as follows:

33 **FOR THE DEPARTMENT OF ECOLOGY**

34 Wastewater Treatment and Water Reclamation (92000041)

1 The appropriation in this section is provided solely for wastewater
2 treatment and reclamation projects as follows:

3	4	5 Project	6 Funding
6		Potlatch wastewater treatment and reclamation	\$1,645,000
7		Willapa Harbor sewer project	\$1,000,000
8		Omak sanitary sewer project	\$450,000
9		Sultan wastewater treatment facility	\$335,000

10 Appropriation:

11	State Building Construction Account--State	\$3,430,000
12	Prior Biennia (Expenditures) . . . . .	.\$0
13	Future Biennia (Projected Costs)	\$0
14	TOTAL	\$3,430,000

15 **Sec. 3014.** 2009 c 497 s 3059 (uncodified) is amended to read as
16 follows:

17 **FOR THE DEPARTMENT OF ECOLOGY**

18 Kittitas Groundwater Study (30000029)

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

21 (1) If department of ecology and Kittitas county reach an agreement
22 on a preferred approach, after consultation with major Yakima basin
23 governments and stakeholders, the appropriation may be redirected to
24 provide funds to Kittitas county to purchase water for domestic
25 groundwater users in the Yakima basin water resource inventory area
26 thirty-nine that have a groundwater right with a priority date later
27 than May 10, 1905, as well as for all out-of-priority groundwater users
28 in the Yakima basin.

29 (2) If an agreement is reached, a portion of the appropriation may
30 be used for administrative costs, not to exceed four percent, and other
31 costs associated with acquiring and transferring the water rights.
32 Kittitas county shall recover all costs from participating domestic
33 water users for their prorated portion of the cost of securing a water
34 right or rights for this purpose and associated annual operational and
35 federal water service contract costs owed to the United States bureau

1 of reclamation. Funds recovered in this manner shall be placed in a
2 Kittitas county domestic groundwater users drought preparedness
3 account, created herein.

4 (3) Moneys may also be expended to develop and implement various
5 agricultural transfer methods as alternatives to permanent purchase and
6 dry-up of agricultural water rights, including interruptible water
7 supply agreements, long-term agricultural land fallowing, water banks,
8 reduced consumptive use through efficiency, or cropping while
9 maintaining historic return flows, and purchase by end users with
10 leasebacks under defined conditions.

11 Appropriation:

12	State and Local Improvements Revolving Account	
13	(Water Supply Facilities)--State	\$700,000
14	Prior Biennia (Expenditures)	\$0
15	Future Biennia (Projected Costs)	\$0
16	TOTAL	\$700,000

17 NEW SECTION. Sec. 3015. A new section is added to 2009 c 497
18 (uncodified) to read as follows:

19 **FOR THE DEPARTMENT OF ECOLOGY**

20 Cleanup Asarco Contamination on Vashon/Maury Islands and Mines
21 (91000009)

22 The appropriations in this section are subject to the following
23 conditions and limitations:

24 (1) \$4,100,000 of the cleanup settlement account appropriation and
25 \$10,900,000 of the state toxics control account appropriation are
26 provided solely for the department of ecology to assist King County in
27 the acquisition and remediation of property on Vashon and Maury
28 Islands. The properties are in the Tacoma smelter plume area and are
29 contaminated with arsenic and other heavy metals from the Asarco
30 smelter.

31 (2) \$1,500,000 of the cleanup settlement account appropriation is
32 provided solely for the department of ecology to commence cleanup
33 activities related to the former Asarco mine sites: Monte Cristo, Van
34 Stone, Cholett, and Golden King.

35 Appropriation:

36	Cleanup Settlement Account--State	\$5,600,000
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1	State Toxics Control Account--State	\$10,900,000
2	Subtotal Appropriation	\$16,500,000
3	Prior Biennia (Expenditures) . . . . .	.\$0
4	Future Biennia (Projected Costs)	\$0
5	TOTAL	\$16,500,000

6 **Sec. 3016.** 2009 c 497 s 3039 (uncodified) is amended to read as
7 follows:

8 **FOR THE DEPARTMENT OF ECOLOGY**

9 Flood Protection Study (20082855)

10 The reappropriation in this section is subject to the following
11 conditions and limitations: The reappropriation in this section is
12 provided solely for the department to conduct a study to determine the
13 number of decertified levees in the state and to identify strategies
14 for maintaining accreditation, re-accrediting, or recertifying ((the))
15 levees so that they ((provide)) are recognized by federal agencies as
16 providing optimum protection for the communities protected by the
17 levees. The department must prioritize areas to include in the study
18 based on population and the economic impact of potential flood damage.

19 The study must include the following components:

20 (1) A working group of levee managers, local agencies, and
21 stakeholders to advise and inform the study;

22 (2) ((A)) In-state examples of the costs and processes of technical
23 review of the structural integrity of levee systems;

24 (3) An inventory, map, and ((rate the effectiveness)) description
25 of the level of protection of existing levee systems; ((and))

26 (4) The development of strategies and actions needed to improve the
27 existing levee system and to ensure certification by the United States
28 army corps of engineers for one-hundred year flood protection;

29 (5) The identification of current funding sources and the amounts
30 available for levee improvements; and

31 (6) Recommendation for additional new funding sources and options.

32 (7) The study must be completed and a report provided to the
33 appropriate legislative committees by ((July)) December 1, 2010.

34 Reappropriation:

35 State Building Construction Account--State \$280,000

36 Prior Biennia (Expenditures) \$0

1 Future Biennia (Projected Costs) \$0
2 TOTAL \$280,000

3 **Sec. 3017.** 2009 c 497 s 3085 (uncodified) is amended to read as
4 follows:

5 **FOR THE STATE PARKS AND RECREATION COMMISSION**

6 Federal Grant Authority (30000006)

7 The appropriation in this section is provided contingent upon the
8 commission providing advance notice to the appropriate fiscal
9 committees of the legislature and the office of financial management
10 before applying for federal grants for acquisition of park lands and
11 facilities. The commission shall submit this information in the form
12 of a report that explains the funding source, the match and use
13 requirements, a description of the project that will be funded, and a
14 description of future impacts to the operating budget.

15 Appropriation:

16 General Fund--Federal ((~~\$990,000~~))
17 \$1,740,000
18 Prior Biennia (Expenditures) \$0
19 Future Biennia (Projected Costs) \$4,000,000
20 TOTAL ((~~\$4,990,000~~))
21 \$5,740,000

22 NEW SECTION. **Sec. 3018.** A new section is added to 2009 c 497
23 (uncodified) to read as follows:

24 **FOR THE STATE PARKS AND RECREATION COMMISSION**

25 Deception Pass State Park - Wastewater System (30000483)

26 Appropriation:

27 State Building Construction Account--State \$300,000
28 Prior Biennia (Expenditures) \$0
29 Future Biennia (Projected Costs) \$2,600,000
30 TOTAL \$2,900,000

31 **Sec. 3019.** 2009 c 497 s 3168 (uncodified) is amended to read as
32 follows:

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

34 Mitigation Projects and Dedicated Funding (20082048)

1 ((The reappropriation in this section is subject to the following
2 conditions and limitations:))

3 (1) The reappropriation and the appropriation in this section are
4 provided contingent upon the department providing advance notice to the
5 appropriate fiscal committees of the legislature and the office of
6 financial management before applying for federal grants for acquisition
7 of fish and wildlife habitat lands. The department shall submit this
8 information in the form of a report that explains the funding source,
9 the match and use requirements, a description of the project that will
10 be funded, and a description of future impacts to the operating budget.

11 (2) Up to \$2,300,000 of the reappropriation is provided solely for
12 capital projects and engineering to pay the total cost of labor and
13 materials provided by the department of fish and wildlife.

14 Reappropriation:

15 General Fund--Federal \$9,000,000

16 Appropriation:

17 General Fund--Private/Local \$2,500,000

18 Game Special Wildlife Account--Federal \$600,000

19 Game Special Wildlife Account--Private/Local \$900,000

20 General Fund--Federal ((~~\$25,000,000~~))

21 \$31,000,000

22 Subtotal Appropriation ((~~\$29,000,000~~))

23 \$35,000,000

24 Prior Biennia (Expenditures) \$19,125,000

25 Future Biennia (Projected Costs) \$114,800,000

26 TOTAL ((~~\$171,925,000~~))

27 \$177,925,000

28 **Sec. 3020.** 2009 c 497 s 3157 (uncodified) is amended to read as
29 follows:

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

31 Voights Creek Hatchery (20081003)

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

34 (1) \$200,000 of the amount appropriated is provided solely for the
35 repair necessary to restore the facility for limited operations;

1 (2) \$550,000 of the amount appropriated is provided (~~solely~~) for
2 property acquisition and permitting. No later than June 1, 2010, the
3 department shall submit to the office of financial management and the
4 fiscal committees of the legislature construction costs that total no
5 more than fourteen million dollars.

6 If the department does not acquire property, the amount provided in
7 this subsection shall lapse; and

8 (3) \$50,000 of the amount appropriated is provided solely for the
9 department to participate in a work group with the Puyallup Tribe of
10 Indians that will make recommendations no later than December 1, 2009,
11 regarding the options for improving production from hatcheries along
12 the Puyallup river system while reducing cost. Options to be
13 considered include shifting production among the hatcheries,
14 consolidation of hatcheries, and shifting responsibilities for
15 construction, maintenance and operations of hatcheries.

16 Reappropriation:

17 State Building Construction Account--State \$150,000

18 Appropriation:

19 State Building Construction Account--State \$800,000
20 Prior Biennia (Expenditures) \$355,000
21 Future Biennia (Projected Costs) \$1,800,000
22 TOTAL \$3,105,000

23 **Sec. 3021.** 2009 c 497 s 3169 (uncodified) is amended to read as
24 follows:

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

26 Minor Works - Facility Preservation (30000149)

27 Appropriation:

28 State Building Construction Account--State (~~(\$677,000)~~)
29 \$420,000
30 Prior Biennia (Expenditures) \$0
31 Future Biennia (Projected Costs) \$10,000,000
32 TOTAL (~~(\$10,677,000)~~)
33 \$10,420,000

34 NEW SECTION. **Sec. 3022.** A new section is added to 2009 c 497
35 (uncodified) to read as follows:

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

2 Lecque Island Highway 532 Road Protection (92000019)

3 Appropriation:

4	State Building Construction Account--State	\$680,000
5	Prior Biennia (Expenditures)	\$0
6	Future Biennia (Projected Costs)	\$0
7	TOTAL	\$680,000

8 **Sec. 3023.** 2009 c 497 s 3172 (uncodified) is amended to read as
9 follows:

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

11 Minor Works - Road Maintenance and Abandonment Plan (30000022)

12 Appropriation:

13	State Building Construction Account--State	(\$1,000,000)
14		<u>\$950,000</u>
15	Prior Biennia (Expenditures)	\$0
16	Future Biennia (Projected Costs)	\$4,050,000
17	TOTAL	(\$5,050,000)
18		<u>\$5,000,000</u>

19 **Sec. 3024.** 2009 c 497 s 3178 (uncodified) is amended to read as
20 follows:

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

22 Minor Works - Dam and Dike (30000145)

23 Appropriation:

24	State Building Construction Account--State	(\$943,000)
25		<u>\$897,000</u>
26	Prior Biennia (Expenditures)	\$0
27	Future Biennia (Projected Costs)	\$3,780,000
28	TOTAL	(\$4,723,000)
29		<u>\$4,677,000</u>

30 **Sec. 3025.** 2009 c 497 s 3182 (uncodified) is amended to read as
31 follows:

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

33 Minor Works - Programmatic (30000179)

1 Appropriation:

2	State Building Construction Account--State	((\$400,000))
3		<u>\$250,000</u>
4	Prior Biennia (Expenditures) . . . . .	.\$0
5	Future Biennia (Projected Costs)	\$5,500,000
6	TOTAL	((\$5,900,000))
7		<u>\$5,750,000</u>

8 NEW SECTION. **Sec. 3026.** A new section is added to 2009 c 497
9 (uncodified) to read as follows:

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

11 Carpenter Creek Estuary Restoration (92000023)

12 The appropriation in this section is provided solely for estuary
13 restoration in Carpenter Creek.

14 Appropriation:

15	State Building Construction Account--State	\$2,784,000
16	Prior Biennia (Expenditures) . . . . .	.\$0
17	Future Biennia (Projected Costs)	\$0
18	TOTAL	\$2,784,000

19 **Sec. 3027.** 2009 c 497 s 3197 (uncodified) is amended to read as
20 follows:

21 **FOR THE DEPARTMENT OF NATURAL RESOURCES**

22 Natural Resources Real Property Replacement (30000051)

23 The appropriation in this section is subject to the following
24 conditions and limitations: The appropriation is provided solely for
25 acquisition of working forest lands at risk of conversion to nonforest
26 uses and working natural resource lands that will protect and enhance
27 the value of trust land holdings. The legislature finds that the
28 chronic loss of working forest lands threatens the long-term prospects
29 of the timber products and other natural resource industries, which in
30 turn threatens the long-term economic return for the beneficiaries of
31 state trust lands. Acquisition of these lands is intended to help
32 stabilize the primary source of revenue to trust land beneficiaries.
33 The department shall submit a report to the appropriate committees of
34 the legislature by October 1, 2010, and every two years thereafter,

1 indicating the lands purchased under this section, showing the
2 locations, acres, purchase price, and within that purchase price, the
3 value of the property attributed to the future value of timber harvests
4 given an expected rate of return for timber lands, and the value of the
5 property attributed to future development of the property. It is the
6 intent of the legislature to lease the development rights of these
7 conversion lands and retain them as long-term working natural resource
8 lands under the sustainable harvest plan. Working forest lands
9 acquired under this section shall be managed at a level equal to or
10 greater than seventy-five percent of the expected harvest under the
11 sustainable harvest plan.

12 The department shall not proceed with the Ice Harbor land exchange
13 prior to June 30, 2011.

14 Appropriation:

15	Natural Resources Real Property Replacement	
16	Account--State	\$50,000,000
17	Prior Biennia (Expenditures) . . . . .	.\$0
18	Future Biennia (Projected Costs)	\$200,000,000
19	TOTAL	\$250,000,000

20 NEW SECTION. Sec. 3028. A new section is added to 2009 c 497
21 (uncodified) to read as follows:

22 **FOR THE DEPARTMENT OF NATURAL RESOURCES**

23 Forest Riparian Easement Program (30000070)

24 (1) \$600,000 of the forest and fish support account appropriation
25 is provided contingent upon the sale of the king air by the department.
26 The office of financial management shall allot only an amount that is
27 equivalent to the proceeds received from the sale of the king air and
28 no more than \$600,000.

29 (2) If the appropriation in this section is less than the level
30 demanded in submitted applications, the department of natural resources
31 shall prioritize the use of the funds as follows:

32 (3) Highest priority shall be given to applications that include
33 one or more of the following conditions, in the following priority
34 order: (a) The greatest proportion of riparian buffer impacted in the
35 related forest practices application; (b) lands in deferred tax status
36 of classified timber land or classified open space as defined in RCW

1 84.34.020; (c) lands at greatest risk of conversion to other land uses
2 as determined by county zoning and land classifications and proximity
3 to urban growth areas or other areas of concentrated land development;
4 (d) lands that are certified by a forest certification recognized by
5 the department; (e) the applicant has not received a forestry riparian
6 easement since July 1, 2007; (f) the applicant is not a nonprofit
7 organization; (g) the applicant has been waiting three years or more
8 for a forestry easement purchase; and (h) the application does not
9 include any of the conditions specified in subsection (2) of this
10 section.

11 (4) The lowest priority shall be given to applications that include
12 any of the following conditions: (a) The forest management activities
13 for the aggregated ownership of the landowner referenced in the
14 application, his or her spouse, and his or her children exceed the
15 small forest landowner definition in RCW 76.13.120(2)(c); (b) the
16 applicant has had legal ownership for less than five years, except when
17 the applicant is a lineal descendant of a landowner meeting this
18 condition; (c) the applicant has an outstanding violation of the forest
19 practices act under chapter 76.09 RCW; (d) the applicant is in default
20 on a financial obligation to an agency of the state including
21 noncompliance with a child support order under RCW 74.20A.320; (e) the
22 application is for land on which other conservation easements have been
23 executed and recorded on the title; or (f) the land is owned by a
24 nonprofit organization that does not have deferred tax designations of
25 either classified timber land or classified open space as defined in
26 RCW 84.34.020 and does not have a county-recognized forest management
27 plan.

28 (5) The department of natural resources shall use legally binding
29 affidavits to obtain from the applicants any supplemental information
30 necessary to assist in prioritizing the use of the funds appropriated
31 in this section. The department must verify the prioritized use of the
32 funds appropriated in this section by: (a) Investigating a random
33 subset of affidavits for easements purchased for an amount less than
34 one hundred thousand dollars; and (b) investigating all easements
35 purchased for an amount in excess of one hundred thousand dollars.

36 (6) The department shall work with interested stakeholders to
37 develop recommendations for changes to the ongoing eligibility,
38 prioritization, and policy provisions of the forestry riparian easement

1 program specified in RCW 76.13.120. In developing these
2 recommendations, the department and the interested stakeholders shall
3 consider the inclusion of the conditions utilized in this section to
4 establish eligibility and prioritization of funding. The department
5 and the interested stakeholders shall submit final recommendations in
6 the form of legislation to the office of financial management and the
7 legislature by October 1, 2010.

8 Appropriation:

9	State Building Construction Account--State	\$500,000
10	Forest and Fish Support Account--State	\$600,000
11	Subtotal Appropriation	\$1,100,000
12	Prior Biennia (Expenditures) . . . . .	.\$0
13	Future Biennia (Projected Costs)	\$0
14	TOTAL	\$1,100,000

15 **Sec. 3029.** 2009 c 497 s 3203 (uncodified) is amended to read as
16 follows:

17 **FOR THE DEPARTMENT OF NATURAL RESOURCES**

18 Trust Land Transfer (30000066)

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

21 (1) The total appropriation is provided to the department solely to
22 transfer from trust status, or enter into fifty year leases for,
23 certain trust lands of statewide significance deemed appropriate for
24 state park, fish and wildlife habitat, natural area preserve, natural
25 resources conservation area, open space, housing and essential
26 government services, or recreation purposes. The approved list of
27 properties for lease or transfer is identified in the LEAP capital
28 document No. 2009-2a, developed April 23, 2009.

29 (2) Property transferred under this section must be appraised and
30 transferred at fair market value. The value of the timber transferred
31 must be deposited by the department to the common school construction
32 account in the same manner as timber revenues from other common school
33 trust lands. No deduction may be made for the resource management cost
34 account under RCW 79.64.040. The value of the land transferred must be
35 deposited in the natural resources real property replacement account.

1 (3) Property subject to lease agreements under this section must be
2 appraised at fair market value. Lease terms must be fifty years with
3 options to renew for an additional fifty years. Lease payments must be
4 lump sum payments for the entire term of the lease at the beginning of
5 the lease. The department shall calculate such lump sum payments using
6 professional appraisal standards. These lease payments may not exceed
7 the fee simple purchase price based on current fair market value and
8 must be deposited by the department to the common school construction
9 account in the same manner as lease revenues from other common school
10 trust lands. No deduction may be made for the resource management cost
11 account under RCW 79.64.040.

12 (4) All reasonable costs incurred by the department to implement
13 this section are authorized to be paid out of the appropriations.
14 Authorized costs include the actual cost of appraisals, staff time,
15 environmental reviews, surveys, and other similar costs and shall not
16 exceed one and nine-tenths percent of the appropriation.

17 (5) Intergrant exchanges between common school and other trust
18 lands of equal value may occur if the exchange is in the interest of
19 each trust, as determined by the board of natural resources.

20 (6) Prior to or concurrent with conveyance of these properties, the
21 department, with full cooperation of the receiving agencies, shall
22 execute and record a real property instrument that dedicates the
23 transferred properties to the purposes identified in subsection (1) of
24 this section. Transfer and lease agreements for properties identified
25 in subsection (1) of this section must include terms that restrict the
26 use of the property to the intended purpose. Transfer and lease
27 agreements may include provisions for receiving agencies to request
28 alternative uses of the property, provided the alternative uses are
29 compatible with the original intended public purpose and the department
30 and legislature approves such uses.

31 (7) The department and receiving agencies shall work in good faith
32 to carry out the intent of this section. However, the department or
33 receiving agencies may remove a property from the transfer list based
34 on new, substantive information, if it is determined that transfer of
35 the property is not in the statewide interest of either the common
36 school trust or the receiving agency.

37 (8) The department shall execute trust land transfers that, after
38 the deduction of reasonable costs as provided in subsection (4) of this

1 section, eighty percent of the total value of transferred property is
2 timber value and is deposited in the common school construction
3 account. To achieve the eighty percent requirement, the department may
4 choose to lease properties originally intended as transfers.

5 (9) \$4,189,000 of the amount appropriated is provided solely for
6 fifty-year leases of development rights from timber lands at risk of
7 conversion to non-timber land uses purchased from appropriations in the
8 2007-2009 fiscal period.

9 (10) (~~On June 30, 2011,~~) The state treasurer shall transfer all
10 remaining uncommitted funds from this appropriation to the common
11 school construction account and the appropriations in this section
12 shall be reduced by an equivalent amount.

13 Appropriation:

14	State Building Construction Account--State	\$100,133,000
15	Prior Biennia (Expenditures) . . . . .	.\$0
16	Future Biennia (Projected Costs)	\$400,000,000
17	TOTAL	\$500,133,000

18 NEW SECTION. **Sec. 3030.** A new section is added to 2009 c 497
19 (uncodified) to read as follows:

20 **FOR THE DEPARTMENT OF NATURAL RESOURCES**

21 Puget Sound Cleanup and Recovery (92000003)

22 \$1,030,000 of the cleanup settlement account--state appropriation
23 is provided solely for removal of contaminated pilings and habitat
24 restoration in Commencement Bay. These funds are provided contingent
25 upon receiving concurrence from the department of ecology that the
26 project is aligned with the ten year plan for cleaning up Asarco-
27 related contamination.

28 Appropriation:

29	Cleanup Settlement Account--State	\$1,030,000
30	Prior Biennia (Expenditures) . . . . .	.\$0
31	Future Biennia (Projected Costs)	\$0
32	TOTAL	\$1,030,000

33 NEW SECTION. **Sec. 3031.** A new section is added to 2009 c 497
34 (uncodified) to read as follows:

1 **FOR THE DEPARTMENT OF NATURAL RESOURCES**

2 Forest Biomass (91000003)

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

5 The appropriation in this section is provided solely for the
6 purchase of forest biomass feedstock processing equipment appropriate
7 for forest biomass-to-energy projects in eastern Washington in areas
8 with a scarcity of primary wood processing facilities, or for making
9 grants on a competitive basis to local governments or nonprofit
10 entities in such local areas for purchase of such equipment. Equipment
11 purchased, either by the department or a grantee, must be made
12 available for lease, or other lawful means of conveyance, or be
13 operated directly, for use in forest biomass-to-energy projects in an
14 area of eastern Washington with a scarcity of primary wood processing
15 facilities. In providing for the use of such equipment, consideration
16 shall be given by the department or grantee in the opportunity for the
17 forest biomass-to-energy project to promote forest treatments to
18 improve forest health and/or remove hazardous buildup of forest fuels.
19 Consideration may also be given to generating jobs in counties with
20 high rates of unemployment.

21 Appropriation:

22	Natural Resources Equipment Account	\$750,000
23	Prior Biennia (Expenditures)	\$0
24	Future Biennia (Projected Costs)	\$0
25	TOTAL	\$750,000

26 **Sec. 3032.** 2009 c 497 s 3106 (uncodified) is amended to read as
27 follows:

28 **FOR THE RECREATION AND CONSERVATION FUNDING BOARD**

29 Washington Wildlife and Recreation Program (20024003)

30 The reappropriations in this section are subject to the following
31 conditions and limitations: Any amount of the reappropriations that is
32 not obligated to a specific project may be used to fund projects in the
33 following order: (1) The department of natural resources Cypress
34 Island project; and (2) alternate projects approved by the legislature
35 from the same account in biennia succeeding that in which the funds
36 were originally appropriated. The reappropriations shall be used for

1 projects in order of their readiness to proceed for the intended scope
2 and level of matching funds and shall not be awarded to alternate
3 projects after the effective date of this act. The agency may
4 redistribute reappropriations in this section as needed to fund
5 projects that are ready to proceed in sections 3032, 3033, 3034, and
6 3035 of this act.

7 Reappropriation:

8	Outdoor Recreation Account--State	\$158,000
9	Habitat Conservation Account--State	(\$479,000)
10		<u>\$400,000</u>
11	Subtotal Reappropriation	(\$637,000)
12		<u>\$558,000</u>
13	Prior Biennia (Expenditures)	\$44,363,000
14	Future Biennia (Projected Costs)	\$0
15	TOTAL	(\$45,000,000)
16		<u>\$44,921,000</u>

17 **Sec. 3033.** 2009 c 497 s 3109 (uncodified) is amended to read as
18 follows:

19 **FOR THE RECREATION AND CONSERVATION FUNDING BOARD**

20 Washington Wildlife and Recreation Program (20044002)

21 The reappropriations in this section are subject to the following
22 conditions and limitations: Any amount of the reappropriations that is
23 not obligated to a specific project may be used to fund alternate
24 projects approved by the legislature from the same account in biennia
25 succeeding that in which the moneys were originally appropriated. The
26 reappropriations shall be used for projects in order of their readiness
27 to proceed for the intended scope and level of matching funds and shall
28 not be awarded to alternate projects after the effective date of this
29 act. The agency may redistribute reappropriations in this section as
30 needed to fund projects that are ready to proceed in sections 3032,
31 3033, 3034, and 3035 of this act.

32 Reappropriation:

33	Outdoor Recreation Account--State	(\$1,499,000)
34		<u>\$1,480,000</u>
35	Habitat Conservation Account--State	(\$4,789,000)
36		<u>\$4,056,000</u>

1	Subtotal Reappropriation	((\$6,288,000))
2		<u>\$5,536,000</u>
3	Prior Biennia (Expenditures)	\$38,712,000
4	Future Biennia (Projected Costs)	\$0
5	TOTAL	((\$45,000,000))
6		<u>\$44,248,000</u>

7 **Sec. 3034.** 2009 c 497 s 3133 (uncodified) is amended to read as
8 follows:

9 **FOR THE RECREATION AND CONSERVATION FUNDING BOARD**

10 Washington Wildlife Recreation Grants (20084011)

11 The reappropriations in this section are subject to the following
12 conditions and limitations:

13 (1) The reappropriations are provided solely for the approved list
14 of projects in LEAP capital document No. 2007-3 as developed on March
15 17, 2007, and LEAP capital document No. 2008-1 as developed on February
16 13, 2008.

17 (2) If additional funds are available after funding the farmlands
18 preservation account projects approved in subsection (1) of this
19 section, the committee may: Provide one-time grants of up to \$25,000
20 each to counties requesting assistance in developing farmlands
21 preservation strategies for the purpose of seeking grants from the
22 farmlands preservation account in future grant cycles.

23 (3) Funds reappropriated for distribution according to the
24 provisions of RCW 79A.15.040(1)(c) must be allocated forty percent to
25 local government projects and sixty percent to state agency projects.
26 If the cumulative total of local government projects is less than forty
27 percent of the total distribution to this category, the difference may
28 be allocated to state agency projects.

29 (4) Up to \$627,299 of the reappropriation from the riparian
30 protection account is provided solely for the Chehalis river surge
31 plain natural area preserve. This amount may not be expended for the
32 project until the department of natural resources has completed a
33 management plan for the preserve that maintains recreational access and
34 that management plan is presented to the house of representatives
35 capital budget and senate ways and means committees.

36 (5) The reappropriations shall be used for projects in order of
37 their readiness to proceed for the intended scope and level of matching

1 funds and shall not be awarded to alternate projects after the
2 effective date of this act. The agency may redistribute
3 reappropriations in this section as needed to fund projects that are
4 ready to proceed in sections 3032, 3033, 3034, and 3035 of this act.

5 Reappropriation:

6	Farmlands Preservation Account--State	\$5,300,000
7	Riparian Protection Account--State	\$12,500,000
8	Habitat Conservation Account--State	(\$23,956,000)
9		<u>\$18,706,000</u>
10	Outdoor Recreation Account--State	(\$22,994,000)
11		<u>\$19,377,000</u>
12	Subtotal Reappropriation	(\$64,750,000)
13		<u>\$55,883,000</u>
14	Prior Biennia (Expenditures)	\$35,250,000
15	Future Biennia (Projected Costs)	\$0
16	TOTAL	(\$100,000,000)
17		<u>\$91,133,000</u>

18 **Sec. 3035.** 2009 c 497 s 3117 (uncodified) is amended to read as
19 follows:

20 **FOR THE RECREATION AND CONSERVATION FUNDING BOARD**

21 Washington Wildlife and Recreation Program (20064002)

22 The reappropriations in this section are subject to the following
23 conditions and limitations:

24 (1) The reappropriations are provided solely for the approved list
25 of projects in LEAP capital document No. 2005-14 as developed on April
26 9, 2005.

27 (2) Funds reappropriated for distribution according to RCW
28 79A.15.050 must fulfill the uses and restrictions of each category
29 whether the funds are distributed according to the statutory allotment,
30 the unallocated distribution, or a reassignment of reappropriations.
31 If the cumulative total for acquisition projects is less than the
32 statutory requirement, the difference may be allocated to the remaining
33 development projects.

34 (3) Funds reappropriated for distribution according to the
35 provisions of RCW 79A.15.040(1)(c) must be allocated forty percent to
36 local government projects and sixty percent to state agency projects.

1 If the cumulative total of local government projects is less than forty
2 percent of the total distribution to this category, the difference may
3 be allocated to state agency projects.

4 (4) The reappropriations shall be used for projects in order of
5 their readiness to proceed for the intended scope and level of matching
6 funds and shall not be awarded to alternate projects after the
7 effective date of this act. The agency may redistribute
8 reappropriations in this section as needed to fund projects that are
9 ready to proceed in sections 3032, 3033, 3034, and 3035 of this act.

10 Reappropriation:

11	Habitat Conservation Account--State	((\$6,725,000))
12		<u>\$6,705,000</u>
13	Outdoor Recreation Account--State	((\$6,859,000))
14		<u>\$6,479,000</u>
15	Subtotal Reappropriation	((\$13,584,000))
16		<u>\$13,184,000</u>
17	Prior Biennia (Expenditures)	\$36,416,000
18	Future Biennia (Projected Costs)	\$0
19	TOTAL	((\$50,000,000))
20		<u>\$49,600,000</u>

(End of part)

PART 4
TRANSPORTATION

NEW SECTION. **Sec. 4001.** A new section is added to 2009 c 497 (uncodified) to read as follows:

FOR THE WASHINGTON STATE PATROL

High Speed Driving Simulators (92000001)

The appropriation in this section is subject to the following conditions and limitations: The appropriation is provided solely for the purchase of two mobile high speed driving simulators. The Washington state patrol must assist in the purchase of the simulators and vehicle for transporting the simulator, and transfer ownership of the simulators and vehicle to the appropriate agency after consultation with stakeholders. The Washington state patrol must train the trainers on the use of the simulators. The simulators are intended to move among local police and sheriff departments in order to reduce the risks to officers and the public from high speed pursuits.

Appropriation:

State Building Construction Account--State	\$600,000
Prior Biennia (Expenditures) . . . . .	.\$0
Future Biennia (Projected Costs)	\$0
TOTAL	\$600,000

(End of part)

PART 5
EDUCATION

Sec. 5001. 2009 c 497 s 5008 (uncodified) is amended to read as follows:

FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION

Northeast King County Skills Center (20084855)

Appropriation:

School Construction/Skills Center Building

Account--State (~~(\$9,049,000)~~)

\$8,052,000

Prior Biennia (Expenditures) \$550,000

Future Biennia (Projected Costs) \$0

TOTAL (~~(\$9,599,000)~~)

\$8,602,000

Sec. 5002. 2009 c 497 s 5002 (uncodified) is amended to read as follows:

FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION

School Construction Assistance Grants (20084200)

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

For school construction projects funded through the school construction assistance grant program, the superintendent of public instruction shall require mapping the design of new facilities and remapping the design of facilities to be remodeled.

Reappropriation:

Common School Construction Account--State \$176,922,000

Appropriation:

State Building Construction Account--State \$137,267,000

Prior Biennia (Expenditures) \$477,570,000

Future Biennia (Projected Costs) \$0

TOTAL \$791,759,000

1 **Sec. 5003.** 2009 c 497 s 5014 (uncodified) is amended to read as
2 follows:

3 **FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION**

4 2009-11 School Construction Assistance Grant Program (30000031)

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

7 ~~(1) ((The office of the superintendent of public instruction shall
8 develop a tracking system to increase accuracy in predicting the timing
9 of school district claims for reimbursement for school construction
10 assistance grants. The office of the superintendent of public
11 instruction shall also improve its communication with school districts
12 regarding the status of grant projects and create requirements
13 regarding the timing of reimbursement claims. The office of the
14 superintendent of public instruction shall submit a report on the
15 progress of the new tracking and communication system to the
16 appropriate committees of the legislature by November 15, 2009. The
17 report must include a list of school district capital projects
18 receiving state funding and each project's anticipated final
19 reimbursement date.~~

20 (2)) \$786,000 of the common school construction account--state is
21 provided solely for the office of the superintendent of public
22 instruction to develop a K-12 facility inventory and condition system
23 based on option number 3, described in the joint legislative audit and
24 review committee's January 2010 report, "K-12 Pilot Facility Inventory,
25 Condition and Use System" as providing semi-customized information
26 capabilities with complete state data.

27 (2) \$350,000 of the common school construction account--state
28 appropriation is provided solely for the office of the superintendent
29 of public instruction to undertake a study of the school construction
30 assistance program's funding formulas to include: (a) Space
31 allocation, (b) cost allocation, (c) equalization ratio, and (d)
32 regional cost variations in relation to the formula. The office of the
33 superintendent of public instruction shall submit a report on the
34 results to the appropriate committees of the legislature by September
35 1, 2011.

36 (3) In calculating square foot eligibility for state assistance
37 grants, kindergarten student headcount shall not be reduced by fifty
38 percent.

1 (4) For school construction projects funded through the school
2 construction assistance grant program, the superintendent of public
3 instruction shall require mapping the design of new facilities and
4 remapping the design of facilities to be remodeled.

5 (5) Up to \$17,000,000 of the State Building Construction Account--
6 State appropriation in this section is provided for the Grand Coulee
7 Dam school district school project, contingent on the availability of
8 sufficient contributions from federal, local, or private sources to
9 make up the remainder of the total cost of the project. The Grand
10 Coulee Dam school district is faced with a unique set of local funding
11 barriers and federal funds may substitute as the usual requirement for
12 school district participation. In the event sufficient matching
13 contributions are not secured, these funds shall lapse.

14 Appropriation:

15	State Building Construction Account--State	((\$369,920,000))
16		<u>\$258,286,000</u>
17	Common School Construction Account--State	((\$259,029,000))
18		<u>\$200,826,000</u>
19	Common School Construction Account--Federal	\$2,500,000
20	School Construction and Skill Centers Building	
21	Account--Bond--State	((\$58,284,000))
22		<u>\$59,428,000</u>
23	Subtotal Appropriation	((\$689,733,000))
24		<u>\$521,040,000</u>
25	Prior Biennia (Expenditures) . . . . .	.\$0
26	Future Biennia (Projected Costs)	\$3,921,000,000
27	TOTAL	((\$4,610,733,000))
28		<u>\$4,442,040,000</u>

29 **Sec. 5004.** 2009 c 497 s 5007 (uncodified) is amended to read as
30 follows:

31 **FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION**

32 Vocational Skills Centers (20084300)

33 Reappropriation:

34	State Building Construction Account--State	((\$58,546,000))
35		<u>\$55,546,000</u>
36	Prior Biennia (Expenditures)	\$15,161,000

1 Future Biennia (Projected Costs) \$0
2 TOTAL ((~~\$73,707,000~~))
3 \$70,707,000

4 **Sec. 5005.** 2009 c 497 s 5009 (uncodified) is amended to read as
5 follows:

6 **FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION**
7 North Central Technical Skills Center (20084861)
8 Appropriation:
9 School Construction/Skills Center Building
10 Account--State ((~~\$4,007,000~~))
11 \$3,960,000
12 Prior Biennia (Expenditures) \$50,000
13 Future Biennia (Projected Costs) \$18,500,000
14 TOTAL ((~~\$22,557,000~~))
15 \$22,510,000

16 **Sec. 5006.** 2009 c 497 s 5013 (uncodified) is amended to read as
17 follows:

18 **FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION**
19 Vocational Skills Center Minor Capital Projects (30000002)
20 Appropriation:
21 School Construction and Skill Centers Building
22 Account--State ((~~\$3,694,000~~))
23 \$3,594,000
24 Prior Biennia (Expenditures) \$0
25 Future Biennia (Projected Costs) \$0
26 TOTAL ((~~\$3,694,000~~))
27 \$3,594,000

28 NEW SECTION. **Sec. 5007.** A new section is added to 2009 c 497
29 (uncodified) to read as follows:

30 **FOR THE WASHINGTON STATE CENTER FOR CHILDHOOD DEAFNESS AND HEARING**
31 **LOSS**
32 Lloyd Auditorium Emergency Repairs (30000012)
33 Appropriation:
34 State Building Construction Account--State \$2,500,000

1 Prior Biennia (Expenditures) \$0
 2 Future Biennia (Projected Costs) \$0
 3 TOTAL \$2,500,000

4 **Sec. 5008.** 2009 c 497 s 5024 (uncodified) is amended to read as
 5 follows:

6 **FOR THE UNIVERSITY OF WASHINGTON**

7 Clark Hall Renovation (20061007)

8 Reappropriation:

9 Education Construction Account--State ((~~\$2,000,000~~))
 10 \$967,000

11 Appropriation:

12 State Building Construction Account--State \$183,000
 13 Prior Biennia (Expenditures) \$16,054,000
 14 Future Biennia (Projected Costs) \$0
 15 TOTAL ((~~\$18,054,000~~))
 16 \$17,204,000

17 **Sec. 5009.** 2009 c 497 s 5027 (uncodified) is amended to read as
 18 follows:

19 **FOR THE UNIVERSITY OF WASHINGTON**

20 Balmer Hall Reconstruction (20081004)

21 For construction of the facility identified in this section, the
 22 university is authorized to issue a bond or bonds financed from
 23 building fee and trust land revenue deposited into the university bond
 24 retirement account in accordance with RCW 28B.20.700 through
 25 28B.20.740, provided that: (1) The total amount of debt to be serviced
 26 from the building account shall not exceed \$36,360,000; (2) if bonds
 27 for the project are issued as build America bonds, federal refunds on
 28 the bond interest cost shall be deposited into the University of
 29 Washington building account proportional to this project's share of the
 30 total bond issuance; and (3) for the portion of the project that is
 31 serviced by building fee and trust land revenues, the university shall
 32 select the financing method that results in the lowest cost to the
 33 University of Washington building account.

34 Reappropriation:

35 State Building Construction Account--State \$3,000,000

1	Prior Biennia (Expenditures)	\$1,000,000
2	Future Biennia (Projected Costs)	(\$38,600,000)
3		<u>\$0</u>
4	TOTAL	(\$42,600,000)
5		<u>\$4,000,000</u>

6 **Sec. 5010.** 2009 c 497 s 5029 (uncodified) is amended to read as
7 follows:

8 **FOR THE UNIVERSITY OF WASHINGTON**

9 Interdisciplinary Academic Building (20082003)

10 In conjunction with the reappropriation in this section, the
11 University of Washington is authorized to issue a bond or bonds in an
12 amount not to exceed \$53,554,000 in value for construction of the
13 molecular engineering building identified in this section. The bond
14 shall be financed from building fee and trust land revenues deposited
15 into the university's bond retirement account, in accordance with RCW
16 28B.20.700 through 28B.20.740, provided that (1) if bonds for the
17 project are issued as build America bonds, federal refunds on the bond
18 interest cost shall be deposited into the University of Washington
19 building account proportional to this project's share of the total bond
20 issuance; and (2) for the portion of the project that is serviced by
21 building fee and trust land revenues, the university shall select the
22 financing method that results in the lowest cost to the University of
23 Washington building account.

24 Reappropriation:

25	State Building Construction Account--State	\$1,000,000
26	Prior Biennia (Expenditures)	\$4,000,000
27	Future Biennia (Projected Costs)	\$0
28	TOTAL	\$5,000,000

29 **Sec. 5011.** 2009 c 497 s 5028 (uncodified) is amended to read as
30 follows:

31 **FOR THE UNIVERSITY OF WASHINGTON**

32 Intermediate Student Service and Classroom Improvements (20081005)

33 Reappropriation:

34	Education Construction Account--State	(\$7,245,000)
35		<u>\$311,000</u>

1 Appropriation:

2	State Building Construction Account--State	\$6,934,000
3	Prior Biennia (Expenditures)	\$6,036,000
4	Future Biennia (Projected Costs)	\$0
5	TOTAL	\$13,281,000

6 **Sec. 5012.** 2009 c 497 s 5030 (uncodified) is amended to read as
7 follows:

8 **FOR THE UNIVERSITY OF WASHINGTON**
9 UW Tacoma (20082005)

10 For construction of the facility identified in this section, the
11 university is authorized to issue a bond or bonds financed from
12 building fee and trust land revenue deposited into the university bond
13 retirement account in accordance with RCW 28B.20.700 through
14 28B.20.740, provided that: (1) The total amount of debt to be serviced
15 for this project from the building account shall not exceed \$7,450,000;
16 (2) if bonds for all or a portion of the project are issued as build
17 America bonds, federal refunds on the bond interest cost shall be
18 deposited into the University of Washington building account
19 proportional to this project's share of the total bond issuance; and
20 (3) for the portion of the project that is serviced by building fee and
21 trust land revenues, the university shall select the financing method
22 that results in the lowest cost to the University of Washington
23 building account.

24 Reappropriation:

25	State Building Construction Account--State	\$4,000,000
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26 Appropriation:

27	State Building Construction Account--State	(\$34,000,000)
28		<u>\$30,775,000</u>
29	Prior Biennia (Expenditures)	\$2,150,000
30	Future Biennia (Projected Costs)	(\$17,044,000)
31		<u>\$0</u>
32	TOTAL	(\$57,194,000)
33		<u>\$36,925,000</u>

34 **Sec. 5013.** 2009 c 497 s 5035 (uncodified) is amended to read as
35 follows:

1 **FOR THE UNIVERSITY OF WASHINGTON**

2 UW Tacoma - Land Acquisition (20092003)

3 In addition to the appropriation in this section, the university is
4 authorized to issue a bond or bonds financed from building fee and
5 trust land revenue deposited into the university bond retirement
6 account in accordance with RCW 28B.20.700 through 28B.20.740, provided
7 that: (1) The total amount of debt to be serviced for this project
8 from the building account shall not exceed \$2,000,000; (2) if bonds for
9 the project are issued as build America bonds, federal refunds on the
10 bond interest cost shall be deposited into the University of Washington
11 building account proportional to this project's share of the total bond
12 issuance; and (3) for the portion of the project that is serviced by
13 building fee and trust land revenues, the university shall select the
14 financing method that results in the lowest cost to the University of
15 Washington building account.

16 ((~~Reappropriation:~~

17 ~~Education Construction Account--State \$469,000))~~

18 Appropriation:

19 State Building Construction Account--State \$469,000

20 Prior Biennia (Expenditures) \$1,531,000

21 Future Biennia (Projected Costs) \$0

22 TOTAL \$2,000,000

23 **Sec. 5014.** 2009 c 497 s 5023 (uncodified) is amended to read as
24 follows:

25 **FOR THE UNIVERSITY OF WASHINGTON**

26 Savery Hall Renovation (20061005)

27 Reappropriation:

28 Gardner-Evans Higher Education Construction

29 Account--State ((~~\$11,000,000~~))

30 \$10,822,000

31 Prior Biennia (Expenditures) \$50,510,000

32 Future Biennia (Projected Costs) \$0

33 TOTAL ((~~\$61,510,000~~))

34 \$61,332,000

1 **Sec. 5015.** 2009 c 497 s 5041 (uncodified) is amended to read as
2 follows:

3 **FOR THE UNIVERSITY OF WASHINGTON**

4 Preventative Facility Maintenance and Building System Repairs
5 (30000287)

6 Appropriation:

7	University of Washington Building	
8	Account--State	((\$25,825,000))
9		<u>\$20,741,000</u>
10	Prior Biennia (Expenditures) . . . . .	.\$0
11	Future Biennia (Projected Costs)	\$103,300,000
12	TOTAL	((\$129,125,000))
13		<u>\$124,041,000</u>

14 **Sec. 5016.** 2009 c 497 s 5037 (uncodified) is amended to read as
15 follows:

16 **FOR THE UNIVERSITY OF WASHINGTON**

17 Lewis Hall Renovation (20081003)

18 Reappropriation:

19	State Building Construction Account--State	((\$1,000,000))
20		<u>\$478,000</u>
21	Prior Biennia (Expenditures)	\$1,000,000
22	Future Biennia (Projected Costs)	\$23,585,000
23	TOTAL	((\$25,585,000))
24		<u>\$25,063,000</u>

25 **Sec. 5017.** 2009 c 497 s 5039 (uncodified) is amended to read as
26 follows:

27 **FOR THE UNIVERSITY OF WASHINGTON**

28 Minor Works - Facility Preservation (30000027)

29 Appropriation:

30	State Building Construction Account--State	((\$26,000,000))
31		<u>\$19,135,000</u>
32	University of Washington Building Account--State	((\$8,175,000))
33		<u>\$15,040,000</u>
34	Subtotal Appropriation	\$34,175,000

1 Prior Biennia (Expenditures) \$0
 2 Future Biennia (Projected Costs) \$146,000,000
 3 TOTAL \$180,175,000

4 **Sec. 5018.** 2009 c 497 s 5055 (uncodified) is amended to read as
 5 follows:

6 **FOR THE WASHINGTON STATE UNIVERSITY**

7 Minor Works - Preservation (30000065)

8 Appropriation:

9 State Building Construction Account--State (~~(\$16,128,000)~~)
 10 \$23,903,000

11 Washington State University Building Account--
 12 State (~~(\$10,000,000)~~)
 13 \$2,225,000

14 Subtotal Appropriation \$26,128,000

15 Prior Biennia (Expenditures) \$0
 16 Future Biennia (Projected Costs) \$0
 17 TOTAL \$26,128,000

18 **Sec. 5019.** 2009 c 497 s 5047 (uncodified) is amended to read as
 19 follows:

20 **FOR THE WASHINGTON STATE UNIVERSITY**

21 WSU Vancouver - Applied Technology and Classroom Building
 22 (20062950)

23 In conjunction with the appropriation in this section, Washington
 24 State University is authorized to issue a bond or bonds in an amount
 25 not to exceed \$10,000,000 in value for construction of the facility
 26 identified in this section. The bond must be financed from building
 27 fee and trust land revenues deposited into the university's bond
 28 retirement account in accordance with RCW 28B.30.700 through
 29 28B.30.780.

30 Reappropriation:

31 State Building Construction Account--State \$1,500,000

32 Appropriation:

33 State Building Construction Account--State (~~(\$26,742,000)~~)
 34 \$23,593,000

35 Prior Biennia (Expenditures) \$3,420,000

1 Future Biennia (Projected Costs) \$0
 2 TOTAL ((~~\$31,662,000~~))
 3 \$28,513,000

4 **Sec. 5020.** 2009 c 497 s 5054 (uncodified) is amended to read as
 5 follows:

6 **FOR THE WASHINGTON STATE UNIVERSITY**
 7 WSU Spokane - Riverpoint Biomedical & Health Sciences (20162953)
 8 Appropriation:
 9 State Building Construction Account--State ((~~\$4,340,000~~))
 10 \$7,840,000
 11 Prior Biennia (Expenditures) \$0
 12 Future Biennia (Projected Costs) ((~~\$39,775,000~~))
 13 \$70,775,000
 14 TOTAL ((~~\$44,115,000~~))
 15 \$78,615,000

16 **Sec. 5021.** 2009 c 497 s 5056 (uncodified) is amended to read as
 17 follows:

18 **FOR THE WASHINGTON STATE UNIVERSITY**
 19 Minor Works - Program (30000066)
 20 Appropriation:
 21 State Building Construction Account--State ((~~\$7,042,000~~))
 22 \$17,527,000
 23 ((~~Washington State University Building Account--~~
 24 ~~State \$10,485,000~~
 25 ~~Subtotal Appropriation \$17,527,000~~))
 26 Prior Biennia (Expenditures) \$0
 27 Future Biennia (Projected Costs) \$3,073,000
 28 TOTAL \$20,600,000

29 **Sec. 5022.** 2009 c 497 s 5057 (uncodified) is amended to read as
 30 follows:

31 **FOR THE WASHINGTON STATE UNIVERSITY**
 32 Preventative Facility Maintenance and Building System Repairs
 33 (30000287)
 34 Appropriation:

1	Washington State University Building Account--	
2	State	((\$10,115,000))
3		<u>\$28,375,000</u>
4	Prior Biennia (Expenditures) . . . . .	.\$0
5	Future Biennia (Projected Costs)	\$40,460,000
6	TOTAL	((\$50,575,000))
7		<u>\$68,835,000</u>

8 **Sec. 5023.** 2009 c 497 s 5061 (uncodified) is amended to read as
9 follows:

10 **FOR THE EASTERN WASHINGTON UNIVERSITY**

11 Minor Works - Health, Safety, and Code Requirements (20081002)

12 Reappropriation:

13	Education Construction Account--State	((\$1,500,000))
14		<u>\$157,000</u>

15 Appropriation:

16	<u>State Building Construction Account--State</u>	<u>\$1,343,000</u>
17	Prior Biennia (Expenditures)	\$2,500,000
18	Future Biennia (Projected Costs)	\$0
19	TOTAL	\$4,000,000

20 **Sec. 5024.** 2009 c 497 s 5065 (uncodified) is amended to read as
21 follows:

22 **FOR THE EASTERN WASHINGTON UNIVERSITY**

23 Preventive Maintenance and Building System Repairs (30000044)

24 Appropriation:

25	Eastern Washington University Capital Projects	
26	Account--State	((\$2,217,000))
27		<u>\$4,409,000</u>

28	Prior Biennia (Expenditures) . . . . .	.\$0
29	Future Biennia (Projected Costs)	\$8,868,000
30	TOTAL	((\$11,085,000))
31		<u>\$13,277,000</u>

32 **Sec. 5025.** 2009 c 497 s 5068 (uncodified) is amended to read as
33 follows:

1 **FOR THE EASTERN WASHINGTON UNIVERSITY**
2 Minor Works - Facility Preservation (30000054)
3 Appropriation:
4 State Building Construction Account--State (~~(\$3,000,000)~~)
5 \$1,375,000
6 Eastern Washington University Capital Projects
7 Account--State \$1,625,000
8 Subtotal Appropriation \$3,000,000
9 Prior Biennia (Expenditures) \$0
10 Future Biennia (Projected Costs) \$12,000,000
11 TOTAL \$15,000,000

12 **Sec. 5026.** 2009 c 497 s 5064 (uncodified) is amended to read as
13 follows:

14 **FOR THE EASTERN WASHINGTON UNIVERSITY**
15 Patterson Hall Remodel (20062002)
16 Reappropriation:
17 State Building Construction Account--State \$400,000
18 Appropriation:
19 State Building Construction Account--State (~~(\$26,600,000)~~)
20 \$24,877,000
21 Prior Biennia (Expenditures) \$1,734,000
22 Future Biennia (Projected Costs) \$34,416,000
23 TOTAL (~~(\$63,150,000)~~)
24 \$61,427,000

25 **Sec. 5027.** 2009 c 497 s 5079 (uncodified) is amended to read as
26 follows:

27 **FOR THE CENTRAL WASHINGTON UNIVERSITY**
28 Minor Works - Infrastructure Preservation (30000009)
29 Appropriation:
30 State Building Construction Account--State (~~(\$690,000)~~)
31 \$601,000
32 Central Washington University Capital Projects
33 Account--State (~~(\$2,050,000)~~)
34 \$2,139,000
35 Subtotal Appropriation \$2,740,000

1 Prior Biennia (Expenditures) \$0
 2 Future Biennia (Projected Costs) \$12,000,000
 3 TOTAL \$14,740,000

4 **Sec. 5028.** 2009 c 497 s 5080 (uncodified) is amended to read as
 5 follows:

6 **FOR THE CENTRAL WASHINGTON UNIVERSITY**
 7 Minor Works - Facility Preservation (30000016)

8 Appropriation:
 9 ((~~State Building Construction Account--State~~)
 10 Central Washington University Capital Projects
 11 Account--State \$2,610,000
 12 Prior Biennia (Expenditures) \$0
 13 Future Biennia (Projected Costs) \$12,000,000
 14 TOTAL \$14,610,000

15 **Sec. 5029.** 2009 c 497 s 5083 (uncodified) is amended to read as
 16 follows:

17 **FOR THE CENTRAL WASHINGTON UNIVERSITY**
 18 Preventative Facility Maintenance and Building System Repairs
 19 (30000287)

20 Appropriation:
 21 Central Washington University Capital
 22 Project Account--State ((~~\$2,422,000~~)
 23 \$4,407,000
 24 Prior Biennia (Expenditures) \$0
 25 Future Biennia (Projected Costs) \$9,688,000
 26 TOTAL ((~~\$12,110,000~~)
 27 \$14,095,000

28 **Sec. 5030.** 2009 c 497 s 5092 (uncodified) is amended to read as
 29 follows:

30 **FOR THE EVERGREEN STATE COLLEGE**
 31 Minor Works - Preservation (30000003)

32 Appropriation:
 33 State Building Construction Account--State ((~~\$760,000~~)

1		<u>\$4,007,000</u>
2	The Evergreen State College Capital Projects	
3	Account--State	((\$3,765,000))
4		<u>\$518,000</u>
5	Subtotal Appropriation	\$4,525,000
6	Prior Biennia (Expenditures)	\$.00
7	Future Biennia (Projected Costs)	\$.00
8	TOTAL	\$4,525,000

9 **Sec. 5031.** 2009 c 497 s 5094 (uncodified) is amended to read as
10 follows:

11 **FOR THE EVERGREEN STATE COLLEGE**

12 Laboratory and Art Annex Building Renovation (30000026)

13 Appropriation:

14	(State Building Construction Account--State) <u>The</u>	
15	<u>Evergreen State College Capital Projects</u>	
16	<u>Account--State</u>	\$4,849,000
17	Prior Biennia (Expenditures)	\$.00
18	Future Biennia (Projected Costs)	\$.00
19	TOTAL	\$4,849,000

20 **Sec. 5032.** 2009 c 497 s 5093 (uncodified) is amended to read as
21 follows:

22 **FOR THE EVERGREEN STATE COLLEGE**

23 Minor Works - Health, Safety, Code Compliance (30000016)

24 Appropriation:

25	State Building Construction Account--State	((\$2,515,000))
26		<u>\$1,953,000</u>
27	<u>The Evergreen State College Capital Projects</u>	
28	<u>Account--State</u>	\$562,000
29	<u>Subtotal Appropriation</u>	\$2,515,000
30	Prior Biennia (Expenditures)	\$.00
31	Future Biennia (Projected Costs)	\$.00
32	TOTAL	\$2,515,000

33 **Sec. 5033.** 2009 c 497 s 5097 (uncodified) is amended to read as
34 follows:

1 **FOR THE EVERGREEN STATE COLLEGE**
 2 Preventative Facility Maintenance and Building System Repairs
 3 (30000287)
 4 Appropriation:
 5 The Evergreen State College Capital Projects
 6 Account--State ((~~\$760,000~~))
 7 \$4,007,000
 8 Prior Biennia (Expenditures) \$0
 9 Future Biennia (Projected Costs) \$0
 10 TOTAL ((~~\$760,000~~))
 11 \$4,007,000

12 NEW SECTION. **Sec. 5034.** A new section is added to 2009 c 497
 13 (uncodified) to read as follows:

14 **FOR THE EVERGREEN STATE COLLEGE**
 15 Feasibility Study of Biomass Gasification Project (92000007)
 16 Appropriation:
 17 State Building Construction Account--State \$125,000
 18 Prior Biennia (Expenditures) \$0
 19 Future Biennia (Projected Costs) \$0
 20 TOTAL \$125,000

21 **Sec. 5035.** 2009 c 497 s 5104 (uncodified) is amended to read as
 22 follows:

23 **FOR THE WESTERN WASHINGTON UNIVERSITY**
 24 Minor Works - Program (20082093)

25 Reappropriation:
 26 State Building Construction Account--State \$1,500,000
 27 Western Washington University Capital Projects
 28 Account--State ((~~\$2,500,000~~))
 29 \$587,000
 30 Subtotal Reappropriation ((~~\$4,000,000~~))
 31 \$2,087,000

32 Appropriation:
 33 State Building Construction Account--State \$1,913,000
 34 Prior Biennia (Expenditures) \$6,000,000

1 Future Biennia (Projected Costs) \$0
2 TOTAL \$10,000,000

3 **Sec. 5036.** 2009 c 497 s 5100 (uncodified) is amended to read as
4 follows:

5 **FOR THE WESTERN WASHINGTON UNIVERSITY**

6 Miller Hall Renovation (20041953)

7 Reappropriation:

8 State Building Construction Account--State \$2,000,000

9 Appropriation:

10 State Building Construction Account--State (~~(\$54,625,000)~~)
11 \$45,744,000

12 Prior Biennia (Expenditures) \$3,773,000

13 Future Biennia (Projected Costs) \$0

14 TOTAL (~~(\$60,398,000)~~)
15 \$51,517,000

16 **Sec. 5037.** 2009 c 497 s 5111 (uncodified) is amended to read as
17 follows:

18 **FOR THE WESTERN WASHINGTON UNIVERSITY**

19 Preventative Facility Maintenance and Building System Repairs
20 (30000287)

21 Appropriation:

22 Western Washington University Capital Projects
23 Account--State (~~(\$3,614,000)~~)
24 \$5,814,000

25 Prior Biennia (Expenditures) \$0

26 Future Biennia (Projected Costs) \$14,456,000

27 TOTAL (~~(\$18,070,000)~~)
28 \$20,270,000

29 **Sec. 5038.** 2009 c 497 s 5115 (uncodified) is amended to read as
30 follows:

31 **FOR THE WASHINGTON STATE HISTORICAL SOCIETY**

32 Washington Heritage Projects (20044004)

33 The reappropriation shall be used for projects in order of their
34 readiness to proceed for the intended scope and level of matching

1 funds. The department may reallocate appropriation and reappropriation
2 authority among the following sections of this act in order to
3 prioritize funding of projects that are ready to proceed: 5038, 5039,
4 5040, and 5041.

5 Reappropriation:

6	State Building Construction Account--State	((\$690,000))
7		<u>\$360,000</u>
8	Prior Biennia (Expenditures)	\$3,310,000
9	Future Biennia (Projected Costs)	\$0
10	TOTAL	((\$4,000,000))
11		<u>\$3,670,000</u>

12 **Sec. 5039.** 2009 c 497 s 5116 (uncodified) is amended to read as
13 follows:

14 **FOR THE WASHINGTON STATE HISTORICAL SOCIETY**
15 Statewide - Washington Heritage Project Grants (20064004)

16 The reappropriation in this section is subject to the following
17 conditions and limitations: The reappropriation is subject to the
18 provisions of section 733, chapter 488, Laws of 2005.

19 The reappropriation shall be used for projects in order of their
20 readiness to proceed for the intended scope and level of matching
21 funds. The department may reallocate appropriation and reappropriation
22 authority among the following sections of this act in order to
23 prioritize funding of projects that are ready to proceed: 5038, 5039,
24 5040, and 5041.

25 Reappropriation:

26	State Building Construction Account--State	((\$1,318,000))
27		<u>\$1,003,000</u>
28	Prior Biennia (Expenditures)	\$3,346,000
29	Future Biennia (Projected Costs)	\$0
30	TOTAL	((\$4,664,000))
31		<u>\$4,349,000</u>

32 **Sec. 5040.** 2009 c 497 s 5118 (uncodified) is amended to read as
33 follows:

34 **FOR THE WASHINGTON STATE HISTORICAL SOCIETY**
35 Washington Heritage Grants (20074004)

1 The reappropriation in this section is subject to the following
2 conditions and limitations: The reappropriation is subject to the
3 project list in section 5137, chapter 520, Laws of 2007.

4 The reappropriation shall be used for projects in order of their
5 readiness to proceed for the intended scope and level of matching
6 funds. The department may reallocate appropriation and reappropriation
7 authority among the following sections of this act in order to
8 prioritize funding of projects that are ready to proceed: 5038, 5039,
9 5040, and 5041.

10 Reappropriation:

11 State Building Construction Account--State	((\$7,630,000))
	<u>\$5,722,000</u>
13 Prior Biennia (Expenditures)	\$2,370,000
14 Future Biennia (Projected Costs)	\$0
15 TOTAL	((\$10,000,000))
16	<u>\$8,092,000</u>

17 **Sec. 5041.** 2009 c 497 s 5120 (uncodified) is amended to read as
18 follows:

19 **FOR THE WASHINGTON STATE HISTORICAL SOCIETY**

20 Washington Heritage Project Capital Grants (30000011)

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

23 (1) The appropriation is subject to the provisions of RCW
24 27.34.330.

25 (2) The appropriation is provided solely for the following list of
26 projects.

27 (3) The 2011-13 projects must be selected based on their readiness
28 to proceed.

29 (4) The appropriation shall be used for projects in order of their
30 readiness to proceed for the intended scope and level of matching
31 funds. The department may reallocate appropriation and reappropriation
32 authority among the following sections of this act in order to
33 prioritize funding of projects that are ready to proceed: 5038, 5039,
34 5040, and 5041.

35 (5) Within available funds, Washington historical society, after
36 consulting with maritime heritage stakeholders and the department of

1 archaeology and historic preservation, must establish an appropriate
2 definition of historic vessel for use by a future maritime historic
3 vessel restoration and preservation grant program.

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Project	Recommended
Wenatchee Valley Museum	\$150,000
West Point Light Station	\$300,000
Des Moines Field House	\$420,000
Washington Hall	\$381,000
Percival Landing	\$567,000
Roslyn City Hall & Library	\$194,000
Spokane County courthouse	\$500,000
Snoqualmie Chapel car #5	\$125,000
Edmonds Carnegie Library	\$48,000
museum	
Ilwaco museum collections	\$41,000
Minkler Mansion	\$200,000
Cheney house for a museum	\$87,000
Longview Columbia theatre	\$1,000,000
Chinook School	\$350,000
Territorial Courthouse of 1858	\$167,000
Hanford Interpretive Center	\$147,000
Carnegie Library Museum	\$883,000
Dynamite Train Canopy	\$50,000
King Street Station	\$750,000
Lakewood Carriage House	\$110,000
Lincoln School	\$175,000
Quincy Pioneer Church	\$195,000
Ezra Meeker Mansion	\$100,000
Port Townsend Storage Facility	\$450,000
Puyallup Church Spire	\$17,000
Morris House and Washington	\$27,000
Harbor School	
Kalama Interpretive Center	\$212,000
Foss Waterway Seaport	\$750,000
Building	

1	Pioneer State Bank Building	\$201,000
2	Kirkman House	\$32,000
3	Malo Sawmill	\$70,000
4	Stimson-Green Mansion	\$23,000
5	Lightship #83	\$335,000
6	Masonic Temple Building	\$350,000
7	Wilkeson Centennial	\$10,000
8	Monument	
9	Eddon Boatyard ways and dock	\$243,000
10	Commencement Restoration	\$86,000
11	Vessel Shenandoah	\$179,000
12	Walt's Mill	\$75,000
13	TOTAL	\$10,000,000

14 Appropriation:

15	State Building Construction Account--State	((\$10,000,000))
16		<u>\$7,500,000</u>
17	Prior Biennia (Expenditures) . . . . .	.\$0
18	Future Biennia (Projected Costs)	\$40,000,000
19	TOTAL	((\$50,000,000))
20		<u>\$47,500,000</u>

21 **Sec. 5042.** 2009 c 497 s 5127 (uncodified) is amended to read as
22 follows:

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

24 Tacoma Community College - Science Building (20012687)

25 Reappropriation:

26	State Building Construction Account--State	((\$1,773,000))
27		<u>\$855,000</u>
28	Prior Biennia (Expenditures)	\$30,123,000
29	Future Biennia (Projected Costs)	\$0
30	TOTAL	((\$31,896,000))
31		<u>\$30,978,000</u>

32 **Sec. 5043.** 2009 c 497 s 5135 (uncodified) is amended to read as
33 follows:

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

2 Clark College - East County Satellite (20041689)

3 Reappropriation:

4 Gardner-Evans Higher Education Construction

5 Account--State (~~(\$5,000,000)~~)
6 \$4,780,000

7 Prior Biennia (Expenditures) \$24,876,000

8 Future Biennia (Projected Costs) \$0

9 TOTAL (~~(\$29,876,000)~~)
10 \$29,656,000

11 **Sec. 5044.** 2009 c 497 s 5151 (uncodified) is amended to read as
12 follows:

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

14 Green River Community College - Humanities and Classroom Building
15 (20061205)

16 The community and technical college capital projects account
17 appropriation in this section is subject to the following conditions
18 and limitations: The appropriation is provided solely for debt service
19 on the capital project account certificate of participation issued for
20 construction of this facility. The state board shall work with the
21 office of the state treasurer to identify ways to either: (1) Allocate
22 the debt that has been issued on this project that is in excess of
23 probable project costs to other projects authorized for state building
24 construction account or community and technical college capital account
25 expenditures, or (2) expedite repayment of the debt incurred in order
26 to minimize unnecessary demands upon building account revenue.

27 Reappropriation:

28 State Building Construction Account--State \$1,054,000

29 Appropriation:

30 Community and Technical College Capital Projects

31 Account--State \$4,044,000

32 Prior Biennia (Expenditures) \$1,827,000

33 Future Biennia (Projected Costs) \$0

34 TOTAL (~~(\$2,881,000)~~)
35 \$6,925,000

1 **Sec. 5045.** 2009 c 497 s 5165 (uncodified) is amended to read as
2 follows:

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

4 Lake Washington Technical College - Allied Health Building
5 (20062697)

6 Reappropriation:

7 State Building Construction Account--State \$900,000

8 Appropriation:

9 State Building Construction Account--State (~~(\$25,986,000)~~)

10 \$23,876,000

11 Prior Biennia (Expenditures) \$1,029,000

12 Future Biennia (Projected Costs) \$0

13 TOTAL (~~(\$27,915,000)~~)

14 \$25,805,000

15 **Sec. 5046.** 2009 c 497 s 5168 (uncodified) is amended to read as
16 follows:

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

18 North Seattle Community College - Employment Resource Center
19 (20062851)

20 Reappropriation:

21 State Building Construction Account--State \$700,000

22 Appropriation:

23 State Building Construction Account--State (~~(\$5,000,000)~~)

24 \$6,870,000

25 Prior Biennia (Expenditures) \$1,790,000

26 Future Biennia (Projected Costs) \$0

27 TOTAL (~~(\$7,490,000)~~)

28 \$9,360,000

29 **Sec. 5047.** 2009 c 497 s 5171 (uncodified) is amended to read as
30 follows:

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

32 Minor Works - Facility Preservation - Roof Repairs (20081010)

33 Reappropriation:

34 Education Construction Account--State (~~(\$2,500,000)~~)

1		<u>\$392,000</u>
2	State Building Construction Account--State	\$1,000,000
3	Subtotal Reappropriation	((\$3,500,000))
4		<u>\$1,392,000</u>
5	<u>Appropriation:</u>	
6	State Building Construction Account--State	<u>\$2,108,000</u>
7	Prior Biennia (Expenditures)	\$4,176,000
8	Future Biennia (Projected Costs)	\$0
9	TOTAL	\$7,676,000

10 **Sec. 5048.** 2009 c 497 s 5174 (uncodified) is amended to read as
11 follows:

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

13 Seattle Central Community College: Wood Construction Center
14 (20081216)

15 Reappropriation:

16	State Building Construction Account--State	\$2,000,000
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17 Appropriation:

18	State Building Construction Account--State	((\$24,645,000))
19		<u>\$19,760,000</u>

20	Prior Biennia (Expenditures)	\$549,000
21	Future Biennia (Projected Costs)	\$0
22	TOTAL	((\$27,194,000))
23		<u>\$22,309,000</u>

24 **Sec. 5049.** 2009 c 497 s 5176 (uncodified) is amended to read as
25 follows:

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

27 Peninsula College: Business and Humanities Center (20081218)

28 Reappropriation:

29	State Building Construction Account--State	\$1,200,000
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30 Appropriation:

31	State Building Construction Account--State	((\$33,627,000))
32		<u>\$29,644,000</u>

33	Prior Biennia (Expenditures)	\$1,100,000
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1 Future Biennia (Projected Costs) \$0
 2 TOTAL ((~~\$35,927,000~~))
 3 \$31,944,000

4 **Sec. 5050.** 2009 c 497 s 5177 (uncodified) is amended to read as
 5 follows:

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

7 Spokane Falls Community College - Chemistry and Life Science
 8 Building (20081219)

9 Reappropriation:

10 State Building Construction Account--State \$1,200,000

11 Appropriation:

12 State Building Construction Account--State ((~~\$27,800,000~~))
 13 \$21,007,000

14 Prior Biennia (Expenditures) \$1,320,000
 15 Future Biennia (Projected Costs) \$0
 16 TOTAL ((~~\$30,320,000~~))
 17 \$23,527,000

18 **Sec. 5051.** 2009 c 497 s 5178 (uncodified) is amended to read as
 19 follows:

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

21 Spokane Community College - Technical Education Building (20081220)

22 Reappropriation:

23 State Building Construction Account--State \$1,600,000

24 Appropriation:

25 State Building Construction Account--State ((~~\$30,718,000~~))
 26 \$18,981,000

27 Prior Biennia (Expenditures) \$793,000
 28 Future Biennia (Projected Costs) \$0
 29 TOTAL ((~~\$33,111,000~~))
 30 \$21,374,000

31 **Sec. 5052.** 2009 c 497 s 5191 (uncodified) is amended to read as
 32 follows:

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

1 Spokane Falls Community College - Music Building 15 Renovation
 2 (20081320)
 3 Reappropriation:
 4 State Building Construction Account--State \$475,000
 5 Appropriation:
 6 State Building Construction Account--State (~~(\$13,806,000)~~)
 7 \$10,459,000
 8 Prior Biennia (Expenditures) \$667,000
 9 Future Biennia (Projected Costs) \$0
 10 TOTAL (~~(\$14,948,000)~~)
 11 \$11,601,000

12 **Sec. 5053.** 2009 c 497 s 5192 (uncodified) is amended to read as
 13 follows:

14 **FOR THE COMMUNITY AND TECHNICAL COLLEGE SYSTEM**
 15 Pierce College Fort Steilacoom - Cascade Core (20081321)
 16 Reappropriation:
 17 State Building Construction Account--State \$1,200,000
 18 Appropriation:
 19 State Building Construction Account--State (~~(\$15,000,000)~~)
 20 \$14,204,000
 21 Community/Technical College Capital Projects
 22 Account--State \$8,500,000
 23 Subtotal Appropriation \$22,704,000
 24 Prior Biennia (Expenditures) \$1,042,000
 25 Future Biennia (Projected Costs) \$0
 26 TOTAL (~~(\$17,242,000)~~)
 27 \$24,946,000

28 **Sec. 5054.** 2009 c 497 s 5210 (uncodified) is amended to read as
 29 follows:

30 **FOR THE COMMUNITY AND TECHNICAL COLLEGE SYSTEM**
 31 Roof Repairs "A" (30000010)
 32 Appropriation:
 33 State Building Construction Account--State (~~(\$8,493,000)~~)
 34 \$2,627,000
 35 Community/Technical College Capital Projects

1	<u>Account--State</u>	<u>\$6,854,000</u>
2	<u>Subtotal Appropriation</u>	<u>\$9,481,000</u>
3	Prior Biennia (Expenditures) . . . . .	.\$0
4	Future Biennia (Projected Costs) . . . . .	.((\$24,000,000))
5		<u>\$42,000,000</u>
6	TOTAL . . . . .	.((\$32,493,000))
7		<u>\$51,481,000</u>

8 **Sec. 5055.** 2009 c 497 s 5181 (uncodified) is amended to read as
9 follows:

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

11 Bellingham Technical College - Instructional Resource Center
12 (20081223)

13 The community and technical college capital projects account
14 appropriation in this section is subject to the following conditions
15 and limitations: The appropriation is provided solely for debt service
16 on the capital project account-backed certificate of participation
17 issued for construction of this facility. The state board for
18 community and technical colleges shall notify the office of financial
19 management and the legislative fiscal committees of the construction
20 bids received on the project prior to approving issuance of the
21 certificate, and shall authorize only as much debt as is actually
22 needed to complete the project within the scope proposed to the
23 legislature in its 2009 session.

24 Reappropriation:

25 State Building Construction Account--State \$1,000,000

26 Appropriation:

27 Community and Technical College Capital Projects

28	<u>Account--State</u>	<u>\$2,438,000</u>
29	Prior Biennia (Expenditures) . . . . .	.\$0
30	Future Biennia (Projected Costs)	\$0
31	TOTAL . . . . .	.((\$1,000,000))
32		<u>\$3,438,000</u>

33 **Sec. 5056.** 2009 c 497 s 5213 (uncodified) is amended to read as
34 follows:

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

2 Minor Works - Program (30000078)

3 Appropriation:

4	State Building Construction Account--State	\$3,858,000
5	Community/Technical College Capital Projects	
6	Account--State	(\$9,714,000)
7		<u>\$12,227,000</u>
8	Subtotal Appropriation	(\$13,572,000)
9		<u>\$16,085,000</u>
10	Prior Biennia (Expenditures)	\$0
11	Future Biennia (Projected Costs)	\$80,000,000
12	TOTAL	(\$93,572,000)
13		<u>\$96,085,000</u>

14 **Sec. 5057.** 2009 c 497 s 5195 (uncodified) is amended to read as
15 follows:

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

17 Bellevue Community College - L Building Emergency Repairs
18 (20081850)

19 Reappropriation:

20	State Building Construction Account--State	(\$1,460,000)
21		<u>\$387,000</u>
22	Prior Biennia (Expenditures)	\$203,000
23	Future Biennia (Projected Costs)	\$0
24	TOTAL	(\$1,663,000)
25		<u>\$590,000</u>

26 **Sec. 5058.** 2009 c 497 s 5223 (uncodified) is amended to read as
27 follows:

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

29 Minor Works - Preservation (30000210)

30 Appropriation:

31	((State Building Construction Account--State	\$15,116,000)
32	<u>Community/Technical College Capital Projects</u>	
33	<u>Account--State</u>	<u>\$16,000,000</u>
34	Prior Biennia (Expenditures)	\$0

1 Future Biennia (Projected Costs) \$0
 2 TOTAL ((~~\$15,116,000~~))
 3 \$16,000,000

4 **Sec. 5059.** 2009 c 497 s 5190 (uncodified) is amended to read as
 5 follows:

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

7 Spokane Community College - Building 7 Renovation (20081319)

8 Reappropriation:

9 State Building Construction Account--State \$986,000

10 Appropriation:

11 State Building Construction Account--State ((~~\$9,748,000~~))
 12 \$8,343,000

13 Prior Biennia (Expenditures) \$23,000

14 Future Biennia (Projected Costs) \$0

15 TOTAL ((~~\$10,757,000~~))
 16 \$9,352,000

17 NEW SECTION. **Sec. 5060.** A new section is added to 2009 c 497
 18 (uncodified) to read as follows:

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

20 Construction Contingency Pool (92000007)

21 The appropriation in this section is provided solely for allocation
 22 by the state board for community and technical colleges for major
 23 construction and renovation projects that confront emergent and
 24 unavoidable costs in excess of the construction contingency and
 25 management reserves included in the project appropriation. The board
 26 shall report at least quarterly to the office of financial management
 27 and the legislative capital budget committees on requests for and
 28 allocations from the pool.

29 Appropriation:

30 State Building Construction Account--State \$2,914,000

31 Gardner-Evans Higher Education Construction

32 Account--State \$398,000

33 Subtotal Appropriation \$3,312,000

34 TOTAL \$3,312,000

1 **Sec. 5061.** 2009 c 497 s 5224 (uncodified) is amended to read as
2 follows:

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

4 Preventative Facility Maintenance and Building System Repairs
5 (30000287)

6 Appropriation:

7	Community and Technical Colleges Capital	
8	Projects Account--State	((\$22,800,000))
9		<u>\$0</u>
10	Prior Biennia (Expenditures)	\$0
11	Future Biennia (Projected Costs)	((\$91,208,000))
12		<u>\$0</u>
13	TOTAL	((\$114,008,000))
14		<u>\$0</u>

(End of part)

1 **PART 6**

2 **MISCELLANEOUS AND SUPPLEMENTAL PROVISIONS**

3 **Sec. 6001.** 2009 c 497 s 6009 (uncodified) is amended to read as
4 follows:

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

21 State agencies may enter into agreements with the department of
22 general administration and the state treasurer's office to develop
23 requests to the legislature for acquisition of properties and
24 facilities through financial contracts. The agreements may include
25 charges for services rendered.

26 Those noninstructional facilities of higher education institutions
27 authorized in this section to enter into financial contracts are not
28 eligible for state funded maintenance and operations. Instructional
29 space that is available for regularly scheduled classes for academic
30 transfer, basic skills, and workforce training programs may be eligible
31 for state funded maintenance and operations.

32 (1) Department of corrections:

33 ~~((Enter into a financing contract for up to \$17,958,000 plus~~
34 ~~financing expenses and required reserves pursuant to chapter 39.94 RCW~~
35 ~~to purchase or build work release beds, violator beds, or other~~
36 ~~community-based re-entry facilities.))~~

1 Enter into a financing contract for up to \$12,400,000 plus
2 financing expenses and required reserves pursuant to chapter 39.94 RCW
3 to move correctional industries facilities and operations from McNeil
4 island corrections center to Stafford creek corrections center.

5 (2) Community and technical colleges:

6 (a) Enter into a financing contract on behalf of Walla Walla
7 Community College for up to \$1,000,000 plus financing expenses and
8 required reserves pursuant to chapter 39.94 RCW to purchase up to 40
9 acres of land.

10 (b) Enter into a financing contract on behalf of Bellingham
11 Technical College for up to \$1,390,000 plus financing expenses and
12 required reserves pursuant to chapter 39.94 RCW to develop an
13 instructional resource center.

14 (c) Enter into a financing contract on behalf of Bellingham
15 Technical College for up to \$28,968,000 plus financing expenses and
16 required reserves pursuant to chapter 39.94 RCW to develop an
17 instructional resource center. The cost of this financing contract
18 shall be paid from the community and technical colleges capital
19 projects account. This facility shall be eligible for maintenance and
20 operations funding on the same terms as if constructed with state
21 general obligation bonds.

22 (d) Enter into a financing contract on behalf of Edmonds Community
23 College for up to \$5,000,000 plus financing expenses and required
24 reserves pursuant to chapter 39.94 RCW to provide space for allied
25 health and construction industry.

26 (e) Contingent upon the sale and purchase specified in section 5071
27 of this act, enter into a financing contract on behalf of Spokane
28 Community College for up to \$3,400,000 plus financing expenses and
29 required reserves pursuant to chapter 39.94 RCW to purchase the
30 Riverpoint One building.

31 (f) Enter into a financing contract on behalf of North Seattle
32 Community College for up to \$8,900,000 plus financing expenses and
33 required reserves pursuant to chapter 39.94 RCW to develop an
34 employment resource center.

35 (g) Enter into a financing contract on behalf of Everett Community
36 College for up to \$25,000,000 plus financing expenses and required
37 reserves pursuant to chapter 39.94 RCW to develop a student fitness and
38 health center.

1 (h) Enter into a financing contract on behalf of Wenatchee Valley
2 Community College for up to \$2,700,000 plus financing expenses and
3 required reserves pursuant to chapter 39.94 RCW to purchase a music and
4 art center.

5 (i) Enter into a financing contract on behalf of Green River
6 Community College for up to \$20,000,000 plus financing expenses and
7 required reserves pursuant to chapter 39.94 RCW to develop a 40,000
8 square foot addition to Green River Kent station.

9 (j) Enter into a financing contract on behalf of Walla Walla
10 Community College for up to \$1,000,000 plus financing expenses and
11 required reserves pursuant to chapter 39.94 RCW for the water and
12 environment center.

13 (k) Enter into a financing contract pursuant to chapter 39.94 RCW
14 on behalf of Green River Community College for up to \$26,532,000 plus
15 financing expenses and required reserves to construct a new classrooms
16 facility as specified in project 20061205. The cost of this financing
17 contract shall be paid from the community and technical colleges
18 capital projects account. This facility shall be eligible for
19 maintenance and operations funding on the same terms as if constructed
20 with state general obligation bonds.

21 (3) Parks and recreation commission: Enter into a financing
22 contract for up to \$2,500,000 plus financing expenses and required
23 reserves pursuant to chapter 39.94 RCW for the Mount Spokane lodge.
24 The parks and recreation commission shall use energy savings
25 performance contracting if practicable. The lodge shall be operated by
26 a private concessionaire under a contract with the parks and recreation
27 commission that is a qualified management contract under the applicable
28 internal revenue service guidelines.

29 (4) Department of general administration: Enter into a financing
30 contract for up to \$27,144,000 plus financing expenses and required
31 reserves pursuant to chapter 39.94 RCW for the rehabilitation of the
32 John L. O'Brien building, subject to approval of the project scope by
33 the speaker of the house of representatives and the chief clerk of the
34 house of representatives.

35 (5) Department of ecology: Enter into a financing contract for up
36 to \$11,000,000 plus financing expenses and required reserves pursuant
37 to chapter 39.94 RCW to rebuild the east wall of the department of
38 ecology's headquarters building in Lacey, Washington.

1 (6) Washington State University: Enter into a financing contract
2 for up to \$15,000,000 plus financing expenses and required reserve
3 pursuant to chapter 39.94 RCW for a student information system.

4 (7) Department of social and health services: Enter into a
5 financing contract for up to \$15,000,000 plus financing expenses and
6 required reserves pursuant to chapter 39.94 RCW to construct or
7 renovate specialized housing and treatment facilities for youth
8 committed to the juvenile rehabilitation administration. The debt
9 service is to be paid with the savings associated with closure of the
10 Maple Lane school.

11 **Sec. 6002.** RCW 90.71.370 and 2009 c 479 s 74 are each amended to
12 read as follows:

13 (1) By December 1, 2008, and by September 1st of each even-numbered
14 year beginning in 2010, the council shall provide to the governor and
15 the appropriate fiscal committees of the senate and house of
16 representatives its recommendations for the funding necessary to
17 implement the action agenda in the succeeding biennium. The
18 recommendations shall:

19 (a) Identify the funding needed by action agenda element;

20 (b) Address funding responsibilities among local, state, and
21 federal governments, as well as nongovernmental funding; and

22 (c) Address funding needed to support the work of the partnership,
23 the panel, the ecosystem work group, and entities assisting in
24 coordinating local efforts to implement the plan.

25 (2) In the 2008 report required under subsection (1) of this
26 section, the council shall include recommendations for projected
27 funding needed through 2020 to implement the action agenda; funding
28 needs for science panel staff; identify methods to secure stable and
29 sufficient funding to meet these needs; and include proposals for new
30 sources of funding to be dedicated to Puget Sound protection and
31 recovery. In preparing the science panel staffing proposal, the
32 council shall consult with the panel.

33 (3) By November 1st of each odd-numbered year beginning in 2009,
34 the council shall produce a state of the Sound report that includes, at
35 a minimum:

36 (a) An assessment of progress by state and nonstate entities in

1 implementing the action agenda, including accomplishments in the use of
2 state funds for action agenda implementation;

3 (b) A description of actions by implementing entities that are
4 inconsistent with the action agenda and steps taken to remedy the
5 inconsistency;

6 (c) The comments by the panel on progress in implementing the plan,
7 as well as findings arising from the assessment and monitoring program;

8 (d) A review of citizen concerns provided to the partnership and
9 the disposition of those concerns;

10 (e) A review of the expenditures of funds to state agencies for the
11 implementation of programs affecting the protection and recovery of
12 Puget Sound, and an assessment of whether the use of the funds is
13 consistent with the action agenda; and

14 (f) An identification of all funds provided to the partnership, and
15 recommendations as to how future state expenditures for all entities,
16 including the partnership, could better match the priorities of the
17 action agenda.

18 (4)(a) The council shall review state programs that fund facilities
19 and activities that may contribute to action agenda implementation. By
20 November 1, 2009, the council shall provide initial recommendations
21 regarding program changes to the governor and appropriate fiscal and
22 policy committees of the senate and house of representatives. By
23 November 1, 2010, the council shall provide final recommendations
24 regarding program changes, including proposed legislation to implement
25 the recommendation, to the governor and appropriate fiscal and policy
26 committees of the senate and house of representatives.

27 (b) The review in this subsection shall be conducted with the
28 active assistance and collaboration of the agencies administering these
29 programs, and in consultation with local governments and other entities
30 receiving funding from these programs:

31 (i) Water pollution control facilities financing, chapter 70.146
32 RCW;

33 (ii) The water pollution control revolving fund, chapter 90.50A
34 RCW;

35 (iii) The public works assistance account, chapter 43.155 RCW;

36 (iv) The aquatic lands enhancement account, RCW 79.105.150;

37 (v) The state toxics control account and local toxics control
38 account and clean-up program, chapter 70.105D RCW;

1 (vi) The acquisition of habitat conservation and outdoor recreation
2 land, chapter 79A.15 RCW;

3 (vii) The salmon recovery funding board, RCW 77.85.110 through
4 77.85.150;

5 (viii) The community economic revitalization board, chapter 43.160
6 RCW;

7 (ix) Other state financial assistance to water quality-related
8 projects and activities; and

9 (x) Water quality financial assistance from federal programs
10 administered through state programs or provided directly to local
11 governments in the Puget Sound basin.

12 (c) The council's review shall include but not be limited to:

13 (i) Determining the level of funding and types of projects and
14 activities funded through the programs that contribute to
15 implementation of the action agenda;

16 (ii) Evaluating the procedures and criteria in each program for
17 determining which projects and activities to fund, and their
18 relationship to the goals and priorities of the action agenda;

19 (iii) Assessing methods for ensuring that the goals and priorities
20 of the action agenda are given priority when program funding decisions
21 are made regarding water quality-related projects and activities in the
22 Puget Sound basin and habitat-related projects and activities in the
23 Puget Sound basin;

24 (iv) Modifying funding criteria so that projects, programs, and
25 activities that are inconsistent with the action agenda are ineligible
26 for funding;

27 (v) Assessing ways to incorporate a strategic funding approach for
28 the action agenda within the outcome-focused performance measures
29 required by RCW 43.41.270 in administering natural resource-related and
30 environmentally based grant and loan programs.

31 (5) During the 2009-11 fiscal biennium, the council's review must
32 result in a ranking of projects affecting the protection and recovery
33 of the Puget Sound basin that are proposed in the governor's capital
34 budget submitted under RCW 43.88.060. The ranking shall include
35 recommendations for reallocation of total requested funds for Puget
36 Sound basin projects to achieve the greatest positive outcomes for
37 protection and recovery of Puget Sound and shall be submitted to the

1 appropriate fiscal committees of the legislature no later than February
2 1, 2011.

3 **Sec. 6003.** RCW 79A.15.030 and 2009 c 341 s 2 are each amended to
4 read as follows:

5 (1) Moneys appropriated for this chapter shall be divided as
6 follows:

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

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

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

27 (3) All moneys deposited in the habitat conservation, outdoor
28 recreation, riparian protection, and farmlands preservation accounts
29 shall be allocated as provided under RCW 79A.15.040, 79A.15.050,
30 79A.15.120, and 79A.15.130 as grants to state or local agencies or
31 nonprofit nature conservancy organizations or associations for
32 acquisition, development, and renovation within the jurisdiction of
33 those agencies, subject to legislative appropriation. The board may
34 use or permit the use of any funds appropriated for this chapter as
35 matching funds where federal, local, or other funds are made available
36 for projects within the purposes of this chapter. Moneys appropriated
37 to these accounts that are not obligated to a specific project may be

1 used to fund projects from lists of alternate projects from the same
2 account in biennia succeeding the biennium in which the moneys were
3 originally appropriated. In order to achieve the reduced level of
4 funding in this act, from the effective date of this act and through
5 the remainder of the 2009-11 fiscal biennium, the recreation and
6 conservation office as specified in chapter 79A.25 RCW: (a) Shall not
7 award new contracts for alternate projects from lists from biennia
8 prior to the 2009-11 biennium; (b) may reallocate funds among the
9 habitat conservation, outdoor recreation, riparian protection, and
10 farmlands preservation accounts and among subcategories within those
11 accounts; and (c) by October 1, 2010, shall submit a report to the
12 senate ways and means committee and the house of representatives
13 capital budget committee describing the major causes of project delay
14 for projects funded in reappropriations. The report must: (i)
15 Identify projects that were authorized on original project lists and
16 projects that were funded as alternates; (ii) describe the sources of
17 matching funds for authorized projects and analyze whether certain
18 sources of certified matching funds contribute to project delays; (iii)
19 identify land acquisition projects that were delayed due to the absence
20 of a willing seller; and (iv) include recommendations for reducing
21 reappropriations for projects more than four years past their original
22 authorization. In describing sources of certified matching funds as
23 required in (c)(ii) of this subsection, the report must distinguish
24 available match from pledged match. Available match must only include
25 the following: (A) Funds from government sources only if an
26 appropriation has been approved by the local government applicant or an
27 award letter has been received from another government agency; (B)
28 funds from a nongovernment source only after an award letter has been
29 received and funds from that source have been made available to make
30 payments on the project; and (C) funds from in-kind source are
31 documented and available. All other sources of certified match must be
32 described as pledge match.

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

36 (5) The board may make grants to an eligible project from the
37 habitat conservation, outdoor recreation, riparian protection, and

1 farmlands preservation accounts and any one or more of the applicable
2 categories under such accounts described in RCW 79A.15.040, 79A.15.050,
3 79A.15.120, and 79A.15.130.

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

8 (7) The board may apply up to three percent of the funds
9 appropriated for this chapter for its office for the administration of
10 the programs and purposes specified in this chapter.

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

16 **Sec. 6004.** 2008 c 5 s 1 (uncodified) is amended to read as
17 follows:

18 Pursuant to chapter 43.155 RCW, the following project loans
19 recommended by the public works board are authorized to be made with
20 funds appropriated from the public works assistance account, and no
21 loan authorized in this act shall bear an interest rate greater than
22 one-half of one percent:

23 (1) Arlington--sanitary sewer project--expand and upgrade the
24 wastewater treatment plant and biosolids composting facility to meet
25 new discharge limitations, produce a higher quality effluent, and
26 accommodate future growth \$10,000,000

27 (2) Auburn--street project--reconstruct approximately 0.3 miles of
28 roadway with four travel lanes to bring up to current arterial and
29 truck route standards and modify intersection to optimize efficiency
30 and level of service \$1,800,000

31 (3) Blaine--sanitary sewer project--construct a new wastewater
32 treatment plant and section of outfall pipe to increase treatment
33 capacity, produce reuse quality water, and improve Puget Sound water
34 quality for shellfish \$10,000,000

35 (4) Bonney Lake--domestic water project--replace approximately
36 71,000 linear feet of leaky water mains to reduce current water loss by
37 ten percent \$5,352,000

- 1 (5) Bonney Lake--sanitary sewer project--replace approximately
2 12,000 linear feet of failing interceptor sewer pipes \$4,648,000
- 3 (6) Buckley--sanitary sewer project--rebuild the wastewater
4 treatment plant to provide nutrient removal and meet state and federal
5 discharge regulations and the construction of an interceptor \$5,000,000
- 6 (7) Camas--sanitary sewer project--construct improvements to the
7 wastewater treatment facilities to provide class A biosolids at the
8 main sewage pump station \$10,000,000
- 9 (8) Clark county--road project--construct new road segments, widen
10 roadways, improve and redesign intersections, and install and modify
11 traffic signals necessary to improve a major interchange with two
12 freeways \$10,000,000
- 13 (9) Clark regional wastewater district--sanitary sewer project--
14 modify existing and construct new wastewater facilities to process
15 approximately 4.65 million gallons more of wastewater per day and
16 ensure treatment processes continue to be in compliance with current
17 regulations \$8,000,000
- 18 (10) Coal creek utility district--sanitary sewer project--construct
19 sewer lift station, approximately 1,250 lineal feet of gravity sewer
20 main, and 500 feet of force main to provide public sewer to
21 approximately 25 properties on a lake that have private septic systems
22 that have failed or are in prefailure status \$898,875
- 23 (11) College Place--domestic water project--construct two steel
24 tanks, a booster station, approximately 6,000 feet of transmission
25 line, 3,400 feet of water mains, three pressure reducing valves, and
26 associated telemetry to rectify a deficiency in fire flow and standby
27 water storage protection \$4,710,051
- 28 (12) Cowlitz county public utility district No. 1--domestic water
29 project--construction of approximately six new groundwater supply
30 wells, 2,100 feet of raw water piping a new water treatment plant
31 producing approximately 20 million gallons per day of potable water,
32 and approximately 4,350 feet of transmission main to connect to the
33 system to replace current water supply that is being impacted by
34 increasing water sediment \$3,213,000
- 35 (13) Ephrata--domestic water project--replace approximately 68,000
36 feet of failing water mains, 50,000 feet of failing water service
37 pipes, and the resurfacing of 20 miles of overlaying roadway, including

1 approximately 100 fire hydrants, 400 catch basins, 15 storm sewer
2 drywells, 22,000 feet of curb and gutter, and 16,000 feet of storm
3 sewer pipe \$6,605,727

4 (14) Freeland water district--domestic water project--connect a new
5 well and new reservoir to the existing system, rehabilitate the
6 existing well, and install new equipment to increase system
7 reliability, redundancy, and capacity. Install new chlorination
8 equipment to improve water quality \$347,516

9 (15) Gig Harbor--sanitary sewer project--improvements to the
10 wastewater treatment plant including new equipment and electrical work,
11 add a third clarifier, install ultraviolet disinfection, and extend and
12 upsize the outfall \$10,000,000

13 (16) Highline water district--domestic water project--construction
14 of 11,350 feet of transmission main and looping of pipes to eliminate
15 low pressures and fire flows and improve water quality, and create a
16 new pressure zone to correct high pressures \$5,390,418

17 (17) Karcher creek sewer district--sanitary sewer project--install
18 a new sewer system, including a lift station and approximately 3,600
19 lineal feet of sewer main, in conjunction with a road project to
20 service approximately 17 homes that will lose their septic systems due
21 to the road project \$1,358,130

22 (18) Kennewick--sanitary sewer project--construct improvements to
23 critical wastewater treatment plant processes to enhance reliability,
24 improve energy efficiency and redundancy, as well as increase the
25 capacity of the sludge pumping station \$5,500,000

26 (19) Kent--street project--construct two bridges, one for the
27 roadway over a set of railroad tracks, and one for railroad tracks over
28 a lowered roadway. This will grade separate the tracks from the
29 roadway to provide safe and reliable operations twenty-four hours a day
30 \$10,000,000

31 (20) King county--sanitary sewer project--construct 13,100 lineal
32 feet of pipe to convey approximately 9 million gallons per day of
33 reclaimed water to reduce withdrawals of 250-acre feet per year from
34 the Sammamish river \$7,000,000

35 (21) La Center--sanitary sewer project--upgrade wastewater
36 treatment plant to reduce the levels of nitrogen discharged in the
37 effluent and approximately doubling the operation of the plant and
38 producing class A reuse water \$10,000,000

- 1 (22) Lake Forest Park water district--domestic water project--
- 2 replace approximately 6,915 lineal feet of undersized and corroded
- 3 water pipes to improve safety and reliability of the system by reducing
- 4 pipe failures and increasing fire flow \$917,935
- 5 (23) Lake Stevens--sanitary sewer project--construct a new
- 6 wastewater treatment plant, 9,500 feet of interceptor line, a pump
- 7 station, and an outfall pipe in partnership with Lake Stevens sewer
- 8 district \$10,000,000
- 9 (24) Lake Stevens sewer district--sanitary sewer project--construct
- 10 a new wastewater treatment plant, 9,500 feet of interceptor line, a
- 11 pump station, and an outfall pipe in partnership with the city of Lake
- 12 Stevens \$10,000,000
- 13 (25) Lakewood--sanitary sewer project--construct 3 pump stations,
- 14 approximately 17,200 linear feet of force mains, 13,500 linear feet of
- 15 gravity collector pipe line, and 320 side sewer stubs to service two
- 16 neighborhoods currently served exclusively by septic
- 17 systems \$1,840,000
- 18 (26) LOTT alliance--sanitary sewer project--construct approximately
- 19 7,400 feet of force main and replace existing pump station with new
- 20 1,000 gallon per minute pump station \$4,003,807
- 21 (27) Mansfield--sanitary sewer project--expand and rehabilitate
- 22 wastewater treatment lagoons and effluent spray irrigation system as
- 23 well as remove the discharge of groundwater from basement sump pumps to
- 24 the collection system \$235,600
- 25 (28) Midway sewer district--sanitary sewer project--replace
- 26 approximately 16,500 lineal feet of sewer mains and 50 manholes to
- 27 reduce infiltration and inflow \$3,782,500
- 28 (29) Mount Vernon--sanitary sewer project--upgrade existing
- 29 wastewater treatment plant, including a new pretreatment facility, 4
- 30 additional clarifiers, upgrade aeration basins, installation of an
- 31 ultraviolet disinfection system, and odor control system . \$10,000,000
- 32 (30) Newcastle--road project--reconstruct, widen, and signalize
- 33 approximately 5,200 linear feet of road to 2 lanes in each direction,
- 34 add left turn lanes, sidewalks, bicycle lanes, install lighting
- 35 systems, replace two-lane bridge with a four-lane bridge, and install
- 36 new traffic signals \$5,000,000
- 37 (31) Olympia--sanitary sewer project--install approximately 6,500

1 linear feet of sewer mains and construct a lift station to serve 63
2 homes with failing on-site sewage systems \$1,808,375

3 (32) Olympus Terrace sewer district--sanitary sewer project--
4 rehabilitate approximately 9,350 linear feet of sewer trunkline,
5 construct approximately 9,800 linear feet of high-flow storm water
6 bypass piping for excess flow, construct approximately 4,150 linear
7 feet of road access, and restore creek habitat \$8,000,000

8 (33) Omak--sanitary sewer project(~~--add 2 compost containers,~~
9 ~~convert storage tank to sludge holding tank, and install a second~~
10 ~~headworks screen to increase the wastewater treatment plant capacity by~~
11 ~~35 percent~~)) \$450,000

12 (34) Port Angeles--sanitary sewer project--construct approximately
13 11,500 feet of sewer main, modify a storage tank, and modify the
14 wastewater treatment plant \$10,000,000

15 (35) Regional board of mayors--solid waste project--close landfill
16 site by capping and sealing with a soil cap \$859,500

17 (36) Regional board of mayors--solid waste project--construct a new
18 solid waste transfer station, including structures and
19 equipment \$1,541,000

20 (37) Ronald wastewater district--sanitary sewer project--
21 rehabilitate 2 lift stations by replacing pumps, valves, fittings,
22 piping, odor control systems, and electrical equipment \$955,400

23 (38) Seattle--domestic water project--replace floating pumps with
24 land-based pump station with a maximum capacity of approximately 250
25 million gallons per day, including 8 pumps, concrete structure, a
26 tunnel, approximately 4,000 feet of pipeline, and a standby
27 generator. \$10,000,000

28 (39) Sedro-Woolley--sanitary sewer project--rehabilitate or replace
29 4 interceptor segments totaling approximately 29,700 linear feet,
30 install 2 pump stations, and upgrade the secondary clarifier in order
31 to lift a building moratorium \$6,023,491

32 (40) Shelton--sanitary sewer project--construct a satellite
33 reclamation plant with a capacity of approximately 0.4 million gallons
34 per day to produce class A reclaimed water, approximately 22,000 linear
35 feet of sewer pipelines, and approximately 25,000 linear feet of
36 reclaimed water force main \$2,079,360

37 (41) Shelton--sanitary sewer project--replace approximately 38,480
38 linear feet of mainline sewers to reduce inflow and

1 infiltration \$5,737,500

2 (42) Skagit county sewer district No. 2--sanitary sewer project--

3 upgrade wastewater treatment plant to a water reclamation facility to

4 provide class A reclaimed water with a capacity of approximately 0.35

5 million gallons per day \$10,000,000

6 (43) Snohomish--sanitary sewer project--construct approximately

7 1,900 feet of sewer pipe, a new pump station with a capacity of

8 approximately 8,000 gallons per minute, and approximately 4,300 feet of

9 force main to reduce overflows \$2,000,000

10 (44) Snohomish--sanitary sewer project(~~upgrade existing~~

11 ~~wastewater treatment plant including a new influent flow structure,~~

12 ~~screens, aerators, effluent filtration, ultraviolet disinfection,~~

13 ~~effluent pump station, improvements to the existing lagoons, and~~

14 ~~electrical improvements)) \$4,500,000~~

15 (45) Snohomish county--road project--construct a new, approximately

16 two-mile, two-lane truck route around the city of Granite Falls,

17 including 3 roundabouts to improve safety and air quality in the

18 downtown area \$10,000,000

19 (46) Southwest Suburban sewer district--sanitary sewer project--

20 replace and/or slipline approximately 5,470 feet of trunk/interceptor

21 sewer main and construct a new lift station to reduce

22 overflows \$3,268,250

23 (47) Tacoma--domestic water project--replace 3 open-topped concrete

24 reservoirs with 2 enclosed concrete reservoirs of approximately 33

25 million gallons each and related piping to comply with the safe

26 drinking water act and a bilateral compliance agreement . . \$10,000,000

27 (48) Tekoa--sanitary sewer system--reconstruct approximately 1,000

28 feet of failing sewer line and manholes to reduce significant

29 groundwater infiltration \$135,115

30 (49) Three rivers regional wastewater authority--sanitary sewer

31 project--construct 2 clarifiers and associated piping to replace 2

32 failed clarifiers at the wastewater plant \$6,630,750

33 (50) Washougal--sanitary sewer project--construct a new wastewater

34 treatment plant headworks, including a fine screen, grit removal, and

35 replace approximately 150 linear feet of gravity sewer, and make

36 improvements to the lagoons, including 450 linear feet of piping,

37 modify overflow structures, and a new pump \$3,100,000

1 (51) Yakima--domestic water project--develop a new, approximately
2 3,000 gallon per minute, domestic water well, including drilling,
3 placement of casing, a new pump house, and connection to the existing
4 water distribution system in order to augment the water supply during
5 drought conditions \$2,257,200

6 (52) Yakima--street project--construct 2 underpasses and
7 reconstruct 3 lanes on each roadway under a railroad mainline to
8 accommodate additional rail and reduce traffic and emergency response
9 delays and air pollution \$3,000,000

10 NEW SECTION. **Sec. 6005. DEBT AFFORDABILITY STUDY.** The office of
11 the state treasurer shall prepare a debt affordability study by October
12 1, 2010, that provides an assessment of the state's current debt
13 portfolio and an analysis of the impact of future debt issuance. The
14 study will include but is not limited to: An overview of the state's
15 outstanding and projected debt, the structure of the debt portfolio,
16 the cost of existing debt, sources of funds for interest, principal,
17 and/or lease payments, and the purposes for which debt instruments and
18 financing contracts are issued. To assist with this work, the office
19 of the state treasurer shall convene and staff a work group to include
20 staff from the fiscal committees of the state house of representatives
21 and state senate, and the office of financial management.

22 **Sec. 6006.** 2009 c 497 s 6004 (uncodified) is amended to read as
23 follows:

24 ~~(1) ((The office of financial management may authorize a transfer~~
25 ~~of appropriation authority provided for a capital project that is in~~
26 ~~excess of the amount required for the completion of such project to~~
27 ~~another capital project for which the appropriation is insufficient.~~
28 ~~No such transfer may be used to expand the capacity of any facility~~
29 ~~beyond that intended in making the appropriation. Such transfers may~~
30 ~~be effected only between capital appropriations to a specific~~
31 ~~department, commission, agency, or institution of higher education and~~
32 ~~only between capital projects that are funded from the same fund or~~
33 ~~account. No transfers may occur between projects to local government~~
34 ~~agencies except where the grants are provided within a single omnibus~~
35 ~~appropriation and where such transfers are specifically authorized by~~
36 ~~the implementing statutes that govern the grants.~~

1 ~~(2) The office of financial management may find that an amount is~~
2 ~~in excess of the amount required for the completion of a project only~~
3 ~~if: (a) The project as defined in the notes to the budget document is~~
4 ~~substantially complete and there are funds remaining; or (b) bids have~~
5 ~~been let on a project and it appears to a substantial certainty that~~
6 ~~the project as defined in the notes to the budget document can be~~
7 ~~completed within the biennium for less than the amount appropriated in~~
8 ~~this act.~~

9 ~~(3)) For the purposes of this section, the intent is that each~~
10 ~~project be defined as proposed to the legislature in the governor's~~
11 ~~budget document, unless it clearly appears from the legislative history~~
12 ~~that the legislature intended to define the scope of a project in a~~
13 ~~different way.~~

14 ~~((4) Transfers of funds to an agency's infrastructure savings~~
15 ~~appropriation are subject to review and approval by the office of~~
16 ~~financial management. Expenditures from an infrastructure savings~~
17 ~~appropriation are limited to projects that have a primary purpose to~~
18 ~~correct infrastructure deficiencies or conditions that: (a) Adversely~~
19 ~~affect the ability to utilize the infrastructure for its current~~
20 ~~programmatic use; (b) reduce the life expectancy of the infrastructure;~~
21 ~~or (c) increase the operating costs of the infrastructure for its~~
22 ~~current programmatic use. Eligible infrastructure projects may include~~
23 ~~structures and surface improvements, site amenities, utility systems~~
24 ~~outside building footprints and natural environmental changes or~~
25 ~~requirements as part of an environmental regulation, a declaration of~~
26 ~~emergency for an infrastructure issue in conformance with RCW~~
27 ~~43.88.250, or infrastructure planning as part of a facility master~~
28 ~~plan.~~

29 ~~(5) A report of any transfer effected under this section, except~~
30 ~~emergency projects or any transfer under \$250,000, shall be filed with~~
31 ~~the legislative fiscal committees of the senate and house of~~
32 ~~representatives by the office of financial management at least thirty~~
33 ~~days before the date the transfer is effected. The office of financial~~
34 ~~management shall report all emergency or smaller transfers within~~
35 ~~thirty days from the date of transfer.))~~

36 (2) The office of financial management shall not allot any portion
37 of a capital budget appropriation for:

1 (a) Contingencies above the amount required for completion of a
2 project as described in budget documents submitted as part of the
3 governor's capital budget request or consistent with legislative
4 history;

5 (b) Proposed alternates submitted in bid documents if agencies
6 cannot document a programmatic need and an operational budget savings
7 resulting from the completion of the alternate project component that
8 would pay for the cost of the alternate within eight years; or

9 (c) For any equipment costs or project scope beyond what was
10 described in the budget documents submitted as part of the governor's
11 capital budget request.

12 (3) The office of financial management shall submit a monthly
13 report of approved allotments, subject to this section, by project.
14 The report shall include the accepted base bid and any approved
15 alternates with the analysis demonstrating sufficient operational
16 budget savings.

17 **Sec. 6007.** RCW 39.10.210 and 2007 c 494 s 101 are each amended to
18 read as follows:

19 Unless the context clearly requires otherwise, the definitions in
20 this section apply throughout this chapter.

21 (1) "Alternative public works contracting procedure" means the
22 design-build, general contractor/construction manager, and job order
23 contracting procedures authorized in RCW 39.10.300, 39.10.340, and
24 39.10.420, respectively.

25 (2) "Board" means the capital projects advisory review board.

26 (3) "Committee" means the project review committee.

27 (4) "Design-build procedure" means a contract between a public body
28 and another party in which the party agrees to both design and build
29 the facility, portion of the facility, or other item specified in the
30 contract.

31 (5) "Total contract cost" means the fixed amount for the detailed
32 specified general conditions work, the negotiated maximum allowable
33 construction cost, and the percent fee on the negotiated maximum
34 allowable construction cost.

35 (6) "General contractor/construction manager" means a firm with
36 which a public body has selected and negotiated a maximum allowable

1 construction cost to provide services during the design phase and to
2 act as construction manager and general contractor during the
3 construction phase.

4 (7) "Job order contract" means a contract in which the contractor
5 agrees to a fixed period, indefinite quantity delivery order contract
6 which provides for the use of negotiated, definitive work orders for
7 public works as defined in RCW 39.04.010.

8 (8) "Job order contractor" means a registered or licensed
9 contractor awarded a job order contract.

10 (9) "Maximum allowable construction cost" means the maximum cost of
11 the work to construct the project including a percentage for risk
12 contingency, negotiated support services, and approved change orders.

13 (10) "Negotiated support services" means items a general contractor
14 would normally manage or perform on a construction project including,
15 but not limited to surveying, hoisting, safety enforcement, provision
16 of toilet facilities, temporary heat, cleanup, and trash removal.

17 (11) "Percent fee" means the percentage amount to be earned by the
18 general contractor/construction manager as overhead and profit.

19 (12) "Public body" means any general or special purpose government,
20 including but not limited to state agencies, institutions of higher
21 education, counties, cities, towns, ports, school districts, and
22 special purpose districts, provided that for the 2009-2011 fiscal
23 biennium, the definition of public body for this chapter does not
24 include public bodies funded in section 1015 of this act if alternative
25 requirements or procedures of federal law or regulations are
26 authorized.

27 (13) "Certified public body" means a public body certified to use
28 design-build or general contractor/construction manager contracting
29 procedures, or both, under RCW 39.10.270.

30 (14) "Public works project" means any work for a public body within
31 the definition of "public work" in RCW 39.04.010.

32 (15) "Total project cost" means the cost of the project less
33 financing and land acquisition costs.

34 (16) "Unit price book" means a book containing specific prices,
35 based on generally accepted industry standards and information, where
36 available, for various items of work to be performed by the job order
37 contractor. The prices may include: All the costs of materials;

1 labor; equipment; overhead, including bonding costs; and profit for
2 performing the items of work. The unit prices for labor must be at the
3 rates in effect at the time the individual work order is issued.

4 (17) "Work order" means an order issued for a definite scope of
5 work to be performed pursuant to a job order contract.

6 NEW SECTION. **Sec. 6008.** 2009 c 497 s 5224 (uncodified) is
7 repealed.

8 NEW SECTION. **Sec. 6009.** If any provision of this act or its
9 application to any person or circumstance is held invalid, the
10 remainder of the act or the application of the provision to other
11 persons or circumstances is not affected.

12 NEW SECTION. **Sec. 6010.** This act is necessary for the immediate
13 preservation of the public peace, health, or safety, or support of the
14 state government and its existing public institutions, and takes effect
15 immediately.

(End of bill)

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