

ESSB 6020 - H AMD
By Representative Dunshee

ADOPTED AND ENGROSSED 3/4/14

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

3 "NEW SECTION. **Sec. 1.** A supplemental capital budget is hereby
4 adopted and, subject to the provisions set forth in this act, the
5 several dollar amounts hereinafter specified, or so much thereof as
6 shall be sufficient to accomplish the purposes designated, are hereby
7 appropriated and authorized to be incurred for capital projects during
8 the period beginning with the effective date of this act and ending
9 June 30, 2015, out of the several funds specified in this act.

10 **PART 1**

11 **GENERAL GOVERNMENT**

12 NEW SECTION. **Sec. 1001.** A new section is added to 2013 2nd sp.s.
13 c 19 (uncodified) to read as follows:

14 **FOR THE OFFICE OF THE SECRETARY OF STATE**

15 Archives Facilities Maintenance Environmental Control (30000028)

16 Appropriation:

17	State Building Construction Account--State	\$46,000
18	Prior Biennia (Expenditures)	\$0
19	Future Biennia (Projected Costs)	\$0
20	TOTAL	\$46,000

21 NEW SECTION. **Sec. 1002.** A new section is added to 2013 2nd sp.s.
22 c 19 (uncodified) to read as follows:

23 **FOR THE OFFICE OF THE SECRETARY OF STATE**

24 Library and Archives Building (30000029)

25 The appropriations in this section is subject to the following
26 conditions and limitations:

1 (1) The appropriation in this section is provided solely for a
2 predesign to determine: (a) Necessary program space for the state
3 library currently located in Tumwater, and additional archive space;
4 (b) capital budget requirements including the use of fees collected by
5 the secretary of state that will support a certificate of participation
6 for the financing of the construction of the facility, and future
7 operating costs.

8 (2) The study will consider the use of the general administration
9 building site as a possible location. Any benefits or consequences may
10 be identified at this site or other sites considered.

11 (3) The office of financial management shall determine the maximum
12 use of the site and consider the consolidation of other state agencies,
13 including separately elected officials.

14 (4) The building shall be a high performance building and the
15 construction shall be procured using a performance based method
16 including design-build or design-build-operate-maintain.

17 Appropriation:

18	State Building Construction Account--State	\$250,000
19	Prior Biennia (Expenditures)	\$0
20	Future Biennia (Projected Costs)	\$0
21	TOTAL	\$250,000

22 NEW SECTION. Sec. 1003. A new section is added to 2013 2nd sp.s.
23 c 19 (uncodified) to read as follows:

24 **FOR THE DEPARTMENT OF COMMERCE**

25 Building for the Arts Grants (30000006)

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

28 (1) The reappropriation in this section is subject to the
29 provisions of section 1011, chapter 36, Laws of 2010 1st sp. sess.

30 (2) The reappropriation in this section is provided solely for the
31 Federal Way performing arts center.

32 Reappropriation:

33	State Building Construction Account--State	\$218,000
34	Prior Biennia (Expenditures)	\$8,481,000
35	Future Biennia (Projected Costs)	\$0
36	TOTAL	\$8,699,000

1 high energy efficiency design and build strategies and technologies to
2 the construction of affordable housing, in order to increase housing
3 affordability for low-income households and reduce consumption of
4 limited natural resources.

5 (2) In consultation with professional building, energy efficiency,
6 and housing finance organizations, the office of financial management,
7 and the appropriate legislative staff, the department shall develop and
8 implement a competitive program by December 1, 2014, that is designed
9 to fund and evaluate ultra-high energy efficient housing projects.

10 (3) To receive funding, a project must:

11 (a) Demonstrate energy-saving and renewable energy systems designed
12 to reduce building energy use by fifty percent or more after the
13 housing is fully occupied, compared to the current edition of the
14 Washington state energy code;

15 (b) Propose to use a performance-based design and build process;
16 and,

17 (c) Provide a life-cycle cost analysis report to the department.

18 (4) At least one of the projects selected for funding must
19 demonstrate energy-saving and renewable energy systems designed to
20 achieve net zero energy use after the housing is fully occupied.

21 (5) The department must consider, at a minimum and in any order,
22 the following factors in assigning a numerical ranking to a project:

23 (a) Whether the proposed design demonstrates that the project will
24 achieve a fifty percent or greater reduction in building energy use
25 when fully occupied, compared to the current edition of the Washington
26 state energy code. Points for this factor must be awarded so that the
27 greater the reduction in energy use, the higher the number of points.

28 (b) The life-cycle cost of the project;

29 (c) That the project demonstrates a design, use of materials, and
30 construction process that can be replicated by the Washington building
31 industry;

32 (d) The extent to which the project leverages nonstate funds;

33 (e) The extent to which the project is ready to proceed to
34 construction;

35 (f) Whether the project promotes sustainable use of resources and
36 environmental quality;

37 (g) Whether the project is being well-managed to fund maintenance
38 and capital depreciation;

- 1 (h) Reduction of housing and utilities carbon footprint; and,
- 2 (i) Other criteria that the department considers necessary to
- 3 achieve the purpose of this program.

4 (6) By October 1, 2015, the department shall submit a report to the
 5 governor and legislative fiscal committees on the results of the
 6 demonstration project, including a benefit-cost analysis of designing
 7 projects to reach net-zero energy use.

8 **Appropriation:**

9	State Taxable Building Construction Account--State . . .	\$5,000,000
10	Prior Biennia (Expenditures) . . . . .	.\$0
11	Future Biennia (Projected Costs)	\$0
12	TOTAL	\$5,000,000

13 NEW SECTION. **Sec. 1006.** A new section is added to 2013 2nd sp.s
 14 c 19 (uncodified) to read as follows:

15 **FOR THE DEPARTMENT OF COMMERCE**

16 Capital Funding for Weatherization (30000707)

17 The appropriation in this section is subject to the following
 18 conditions and limitations: The appropriation in this section is
 19 provided solely for low-income weatherization through the energy
 20 matchmakers program.

21 **Appropriation:**

22	State Taxable Building Construction Account--State . . .	\$2,000,000
23	Prior Biennia (Expenditures) . . . . .	.\$0
24	Future Biennia (Projected Costs)	\$0
25	TOTAL	\$2,000,000

26 **Sec. 1007.** 2013 2nd sp.s. c 19 s 1074 (uncodified) is amended to
 27 read as follows:

28 **FOR THE DEPARTMENT OF COMMERCE**

29 Clean Energy and Energy Freedom Program (91000582)

30 The appropriations in this section are subject to the following
 31 conditions and limitations:

- 32 (1) All expenditures from the state taxable building construction
- 33 account--state appropriation in this section must be used for projects
- 34 that provide a benefit to the public through development,

1 demonstration, and deployment of clean energy technologies that save
2 energy and reduce energy costs, reduce harmful air emissions or
3 otherwise increase energy independence for the state. All expenditures
4 must be used for projects that develop and acquire assets that have a
5 useful life of at least thirteen years. These requirements must be
6 specified in funding agreements issued by the department.

7 (2) For any project funded from the state taxable building
8 construction account--state appropriation in this section, state funds
9 must not exceed fifty percent of the estimated cost of a project, and
10 funding preference must be provided to projects that offer a higher
11 percentage of nonstate match funds.

12 (3)(a) \$15,000,000 of the state taxable building construction
13 account--state appropriation in this section is provided solely to
14 create a revolving loan fund to support the widespread use of proven
15 building energy efficiency and renewable energy technologies now
16 inhibited by lack of access to capital.

17 (b) To create the loan fund, the department shall provide grant
18 funds to a competitively selected nonprofit lender that will provide
19 matching private capital and will administer the loan fund. The
20 department must select the loan fund administrator through a
21 competitive process, with scoring conducted by a group of qualified
22 experts, applying criteria specified by the department.

23 (c) The department must establish guidelines for the lender related
24 to applicant eligibility, the screening process, and evaluation and
25 selection criteria. The criteria must include requiring evidence of
26 support for the proposed project from the impacted community and
27 consistency with economic growth strategies and plans of the affected
28 local governments. Applications for loans from the revolving fund must
29 disclose all sources of public funding to be provided for a project.
30 The nonprofit lender must use the revolving loan fund to make
31 affordable loans for projects including, but not limited to:
32 Residential and commercial energy retrofits, residential and community-
33 scale solar installations, anaerobic digesters to treat dairy and
34 organic waste, and combined heat and power projects using woody biomass
35 as a fuel source.

36 (d) The department must conduct due diligence activities associated
37 with the use of public funds, including oversight of the project
38 selection process and project monitoring.

1 (e) Projects seeking financing of solar installations under this
2 section must agree in contract to not participate in the cost-recovery
3 program under RCW 82.16.120.

4 (4) \$15,000,000 of the state taxable building construction
5 account--state appropriation in this section is provided solely for
6 grants to advance renewable energy technologies by public and private
7 electrical utilities that serve retail customers in the state. The
8 department shall work with utilities to offer matching grants for
9 projects that demonstrate new smart grid technologies. The department
10 shall develop a grant application process to competitively select
11 projects for grant awards, to include scoring conducted by a group of
12 qualified experts with application of criteria specified by the
13 department. Applications for grants must disclose all sources of
14 public funding to be provided for a project. The grant funds must be
15 used to fund projects that demonstrate how to: Integrate intermittent
16 renewables through energy storage and information technology, dispatch
17 energy storage resources from utility control rooms, use the thermal
18 properties and electric load of commercial buildings and district
19 energy systems to store energy, or otherwise improve the reliability
20 and reduce the costs of intermittent or distributed renewable energy.

21 (5) \$6,000,000 of the state taxable building construction account--
22 state appropriation in this section is provided solely for grants to
23 match federal funds used to develop and demonstrate clean energy
24 technologies. The department shall work with the University of
25 Washington, Washington State University, and the Pacific Northwest
26 National Laboratory to offer matching funds for projects including, but
27 not limited to: Advancing energy storage and solar technologies, and
28 federal manufacturing innovation centers related to use of light-weight
29 carbon fiber components to advance energy efficiency in the
30 aeronautical, automotive, and marine sectors.

31 (6) The department must report on number and results of projects
32 funded through the clean energy fund, including the number of job hours
33 created and the number of jobs maintained and created, to the governor
34 and the legislature, by November 1, 2014.

35 (7) The energy recovery act account--federal appropriation in this
36 section is provided solely for loans, loan guarantees, and grants that
37 encourage the establishment of innovative and sustainable industries

1 for renewable energy and energy efficiency technology, consistent with
2 provisions of RCW 43.325.040 (energy freedom account).

3 Appropriation:

4	State Taxable Building Construction Account--State	\$36,000,000
5	Energy Recovery Act Account--(Federal) <u>State</u>	\$4,000,000
6	Subtotal Appropriation	\$40,000,000
7	Prior Biennia (Expenditures)	\$.00
8	Future Biennia (Projected Costs)	\$.00
9	TOTAL	\$40,000,000

10 **Sec. 1008.** 2013 3rd sp.s. c 1 s 3 (uncodified) is amended to read
11 as follows:

12 **FOR THE DEPARTMENT OF COMMERCE**

13 Renton Aerospace Training Center Construction (~~(92000151)~~)
14 (30000724)

15 The appropriation in this section is subject to the following
16 conditions and limitations: The appropriation in this section is
17 provided solely for construction of the Renton aerospace training
18 center. (~~(This funding is in addition to funding provided in section~~
19 ~~1077, chapter 19, Laws of 2013 2nd sp. sess. (uncodified).)~~)

20 Appropriation:

21	State Building Construction Account--State	(\$5,000,000)
22		<u>\$10,000,000</u>
23	Prior Biennia (Expenditures)	\$.00
24	Future Biennia (Projected Costs)	\$.00
25	TOTAL	(\$5,000,000)
26		<u>\$10,000,000</u>

27 **Sec. 1009.** 2013 2nd sp.s. c 19 s 1077 (uncodified) is amended to
28 read as follows:

29 **FOR THE DEPARTMENT OF COMMERCE**

30 Projects for Jobs and Economic Development (92000151)

31 The appropriations in this section are subject to the following
32 conditions and limitations:

33 (1) Except as directed otherwise prior to the effective date of
34 this section, the department shall not expend the appropriations in

1 this section unless and until the nonstate share of project costs have
2 been either expended, or firmly committed, or both, in an amount
3 sufficient to complete the project or a distinct phase of the project
4 that is useable to the public for the purpose intended by the
5 legislature. This requirement does not apply to projects where a share
6 of the appropriations are released for design costs only.

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

13 (3) Projects funded in this section may be required to comply with
14 Washington's high performance building standards as required by chapter
15 39.35D RCW.

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

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

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

24 (7) The appropriations are provided solely for the following list
25 of projects:

26

Projects for Jobs & Economic Development	Authorized Amount
City of Bremerton Puget Sound Naval Safety Project	\$1,300,000
Fairchild Airforce Base	\$2,700,000
City of Lynnwood Main Street Improvements	\$250,000
Port of Everett: Roll-On/Roll-Off Cargo Berth	\$1,500,000
Kittitas County Infrastructure and Facilities	\$5,000,000
City of Kennewick Industrial Land	\$1,000,000
Perry Tech Institute Building	(((\$1,000,000))
	<u>\$2,000,000</u>
City of Buckley Drinking Water Improvements	\$350,000

1	((Coronado) <u>Carbonado</u> Reservoir Replacement	\$525,000
2	Hopelink Cleveland Street Project	\$1,000,000
3	Redmond Connector	\$1,300,000
4	Washougal ((Storm Water Decant Facility) <u>Wastewater Treatment Plant</u>)	\$1,000,000
5	Roslyn Renaissance Northwest Improvement Company Building	\$500,000
6	Everett/Tulalip Water Pipeline Construction	\$1,000,000
7	((Renton Aerospace Training Center Construction)	\$5,000,000)
8	Renton Riverview Bridge Replacement	\$1,100,000
9	Omak City Sewer, Collection System, and Treatment Plant	\$2,000,000
10	Harper Pier Replacement	\$800,000
11	University Place Main Street Redevelopment	\$975,000
12	Sultan Alder Avenue Water/Sewer Line Replacement	\$185,000
13	Quincy Industrial Water Reclamation & Reuse	\$700,000
14	NW Medical School	\$136,000
15	Ione - 8th St Lift Station Replacement	\$165,000
16	Stevens PUD Projects	\$532,000
17	Port Orchard Bay St. Pedestrian Path - Phase 2	\$336,000
18	Dekalb Pier - Phase 2	(\$255,000)
19		<u>\$755,000</u>
20	Kenmore Village	\$300,000
21	South Kirkland TOD/Cross Kirkland Corridor	(\$1,300,000)
22		<u>\$1,500,000</u>
23	Washington Agriculture Discovery Center	\$100,000
24	Mountlake Terrace Mainstreet Grant	\$2,000,000
25	Issaquah - North Roadway Network Improvement	\$5,000,000
26	TRIDEC Development of Small Modular Reactor Proposal	\$500,000
27	City of Shelton Wastewater	\$1,500,000
28	Port of Moses Lake Firefighting System	\$300,000
29	Seattle Chinatown/ID Development	\$500,000
30		
31	TOTAL	(\$42,109,000)
32		<u>\$38,809,000</u>
33	Appropriation:	
34	State Building Construction Account--State	(\$35,009,000)
35		<u>\$31,709,000</u>
36	Public Facility Construction Loan Revolving	
37	Account--State	\$7,100,000

1 (7) \$1,500,000 of the appropriation in this section from the state
 2 building construction account--state is provided solely for design
 3 development to align ongoing planning for the replacement of the
 4 Seattle multimodal terminal at Colman dock with the creation of a
 5 public park. The scope of work must provide a design plan that
 6 includes an elevated park and corresponding amenities above the
 7 terminal. Design development shall be delivered through the city of
 8 Seattle. The scope of this project does not preclude any current plans
 9 for Colman dock to replace or seismically upgrade the facility, nor
 10 does it reduce the amount of general and commercial traffic, high
 11 occupancy vehicles, transit, bicyclist and pedestrian movement.

12 (8) \$500,000 of the appropriation from the environmental legacy
 13 stewardship account--state is provided solely for an investigation of
 14 possible contaminated soils around the Colman dock.

15 (9) The appropriation is provided solely for the following list of
 16 projects:

Projects that Strengthen Communities & Quality of Life	Authorized Amount
Ft. Vancouver - Mother Joseph Academy & Infantry Barracks	\$1,000,000
LaConner Boardwalk	\$1,600,000
Kent Interurban Trail Connector	(\$750,000)
	<u>\$1,350,000</u>
Town of Concrete Public Safety Building	\$785,000
Complete Development of Ashford Park Facilities	\$1,000,000
Jackson Park Renovation	\$1,000,000
South Whatcom Library Construction	\$90,000
Guemes Channel Trail Project	\$700,000
Seabrook Trail	\$437,000
Vashon Island Allied Arts	\$2,000,000
Federal Way Performing Arts	\$2,000,000
Japanese Gulch Land Acquisition	\$1,000,000
Milton - Triangle Park ADA Upgrades	\$225,000
Langston Hughes Performing Arts Center - Storage	\$150,000
Wood Pellet Heat in Schools Pilot	\$500,000
Snohomish County Sheriff's Office South Precinct	\$1,000,000
Ravensdale Park	\$650,000

1	Worthington Park	\$210,000
2	Eastside Tacoma Community Center	\$400,000
3	((228th Street Trail	\$500,000))
4	Institute for Community Leadership	\$275,000
5	FISH of Vancouver/Nonprofit Community Service Center	\$1,000,000
6	Yelm Community Center	\$1,000,000
7	Ellensburg Depot	\$500,000
8	Roslyn City Hall	\$400,000
9	Northwest Carriage Museum	\$375,000
10	People's Community Center and Pool	\$500,000
11	((Town of Concrete Fire and Life Safety Facility	\$500,000))
12	Chehalis Pool	\$250,000
13	Mount Rainier Park Ranger Memorial	\$60,000
14	McAllister Air Museum	\$500,000
15	Repairs to Stevenson Grange	\$50,000
16	Meydenbauer Park Improvements	\$3,000,000
17	Sixty Acres Park Enhancements	\$750,000
18	Covington Community Park Phase 2	\$2,100,000
19	Johnson Farm Museum - Anderson Island	\$250,000
20	Nikolai Project	\$40,000
21	Ft. Steilacoom Building Preservation	\$250,000
22	Plaza Roberto Maestas - Building the Beloved Community	\$1,000,000
23	Seattle Multimodal Terminal at Colman Dock/Public Park	\$2,000,000
24	Confluence Project	\$747,000
25	Castle Rock Citywide Residential Street Project	\$504,000
26	UWAVE	\$30,000
27	Transit-Community Center	\$800,000
28	Mt. Spokane Lodge	\$250,000
29		
30	TOTAL	(((\$33,128,000))
31		<u>\$32,728,000</u>

32 Appropriation:

33	State Building Construction Account--State	(((\$32,628,000))
34		<u>\$32,228,000</u>
35	Environmental Legacy Stewardship Account--State	\$500,000
36	Subtotal Appropriation	(((\$33,128,000))
37		<u>\$32,728,000</u>

1 provided for the ranked list of projects in the category "Housing for
 2 Farmworkers" in LEAP capital document No. 2013-1A, developed April 10,
 3 2013. The department shall evaluate projects on the LEAP list and
 4 allocate the funding based on the requirements of RCW 43.185.050 and
 5 43.185.070. Upon review of a completed application, if the department
 6 determines that a project is not eligible or is not ready to proceed,
 7 the department may reallocate the funding to a project in another
 8 category on the LEAP list, or to the highest (~~(ranking)~~) ranked, ready-
 9 to-proceed project on the alternate list in LEAP capital document No.
 10 2013-1A, developed April 10, 2013. The department shall, at its
 11 discretion, determine the actual amount of funding to be allocated to
 12 each project, provided that the total allocation does not exceed the
 13 appropriation provided in this section.

14 Appropriation:

15	State Taxable Building Construction	
16	Account--State	\$27,050,000
17	Prior Biennia (Expenditures) . . . . .	.\$0
18	Future Biennia (Projected Costs)	\$0
19	TOTAL	\$27,050,000

20 **Sec. 1013.** 2013 2nd sp.s. c 19 s 1066 (uncodified) is amended to
 21 read as follows:

22 **FOR THE DEPARTMENT OF COMMERCE**

23 Housing for People with Developmental Disabilities (91000458)

24 The appropriation in this section is subject to the following
 25 conditions and limitations: The appropriation in this section is
 26 provided for the ranked list of projects in the category "Housing for
 27 People with Developmental Disabilities" in LEAP capital document No.
 28 2013-1A, developed April 10, 2013. The department shall evaluate
 29 projects on the LEAP list and allocate the funding based on the
 30 requirements of RCW 43.185.050 and 43.185.070. Upon review of a
 31 completed application, if the department determines that a project is
 32 not eligible or is not ready to proceed, the department may reallocate
 33 the funding to a project in another category on the LEAP list, or to
 34 the highest (~~(ranking)~~) ranked, ready-to-proceed project on the
 35 alternate list in LEAP capital document No. 2013-1A, developed April
 36 10, 2013. The department shall, at its discretion, determine the

1 actual amount of funding to be allocated to each project, provided that
2 the total allocation does not exceed the appropriation provided in this
3 section.

4 Appropriation:

5	State Taxable Building Construction	
6	Account--State	\$9,019,000
7		
8	Prior Biennia (Expenditures)	\$0
9	Future Biennia (Projected Costs)	\$0
10	TOTAL	\$9,019,000

11 **Sec. 1014.** 2013 2nd sp.s. c 19 s 1067 (uncodified) is amended to
12 read as follows:

13 **FOR THE DEPARTMENT OF COMMERCE**

14 Housing for People with Chronic Mental Illness (91000459)

15 The appropriation in this section is subject to the following
16 conditions and limitations: The appropriation in this section is
17 provided for the ranked list of projects in the category "Housing for
18 People with Chronic Mental Illness" in LEAP capital document No. 2013-
19 1A, developed April 10, 2013. The department shall evaluate projects
20 on the LEAP list and allocate the funding based on the requirements of
21 RCW 43.185.050 and 43.185.070. Upon review of a completed application,
22 if the department determines that a project is not eligible or is not
23 ready to proceed, the department may reallocate the funding to a
24 project in another category in the LEAP list, or to the highest
25 ((~~ranking~~)) ranked, ready-to-proceed project on the alternate list in
26 LEAP capital document No. 2013-1A, developed April 10, 2013. The
27 department shall, at its discretion, determine the actual amount of
28 funding to be allocated to each project, provided that the total
29 allocation does not exceed the appropriation provided in this section.

30 Appropriation:

31	State Taxable Building Construction	
32	Account--State	\$6,064,000
33		
34	Prior Biennia (Expenditures)	\$0
35	Future Biennia (Projected Costs)	\$0
	TOTAL	\$6,064,000

1 NEW SECTION. **Sec. 1015.** A new section is added to 2013 2nd sp.s.
2 c 19 (uncodified) to read as follows:

3 **FOR THE DEPARTMENT OF COMMERCE**

4 Involuntary Evaluation and Treatment Beds (91000592)

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

7 (1) The appropriation in this section is provided solely for the
8 department, in collaboration with the department of social and health
9 services, to issue grants to community hospital or free-standing
10 evaluation and treatment facilities providing new or increased capacity
11 for short term psychiatric detention and commitment services in the
12 King county regional support network, Spokane regional support network
13 outside of Spokane county, and Thurston/Mason regional support
14 networks. If the department cannot provide funds for a project within
15 each of these three regional support networks, they may, in
16 collaboration with the department of social and health services,
17 consider other locations.

18 (2) These funds must not be used in settings that meet the criteria
19 to be classified under federal law as institutions for mental diseases.
20 Funds may be used for construction and equipment costs associated with
21 establishment of the new or increased capacity in these settings.
22 These funds must not be used for operating costs associated with the
23 treatment of patients using these services.

24 (3) In order to receive funding, each of the projects must be
25 identified by the department of social and health services and the
26 regional support network and provide:

27 (a) Evidence that the project has been developed in collaboration
28 with one or more regional support networks, as defined in RCW
29 71.24.025;

30 (b) Evidence that the project will serve persons who are publicly
31 funded and persons detained under the involuntary treatment act under
32 chapter 71.05 RCW;

33 (c) Evidence of capacity to serve individuals with medical and
34 psychiatric comorbidities;

35 (d) A commitment to maintain the beds or facility for at least a
36 ten year period;

37 (e) The date upon which structural modifications or construction
38 would begin and the anticipated date of completion of the project;

1 (f) A detailed estimate of the costs associated with opening the
2 beds; and

3 (g) The applicant's commitment to work with local courts and
4 prosecutors to ensure that prosecutors and courts in the area served by
5 the hospital or facility will be available to conduct involuntary
6 commitment hearings and proceedings under chapter 71.05 RCW.

7 (4) To accommodate the emergent need for inpatient psychiatric
8 services, the department and the department of health, in collaboration
9 with the department of social and health services, must establish a
10 concurrent and expedited process for the purpose of grant applicants
11 meeting any applicable regulatory requirements necessary to operate the
12 new or increased capacity in these settings.

13 Appropriation:

14	State Building Construction Account--State	\$5,200,000
15	Prior Biennia (Expenditures)	\$0
16	Future Biennia (Projected Costs)	\$0
17	TOTAL	\$5,200,000

18 NEW SECTION. Sec. 1016. A new section is added to 2013 2nd sp.s.
19 c 19 (uncodified) to read as follows:

20 **FOR THE DEPARTMENT OF COMMERCE**

21 Facilities and Housing for Individuals with Mental Illness
22 (91000636)

23 The appropriation in this section is subject to the following
24 conditions and limitations: The appropriation in this section is
25 provided solely for the department, in consultation with the department
26 of social and health services, to issue grants on a statewide
27 competitive basis for facilities and housing that serve individuals
28 with mental illness. Funds may be used for construction and equipment
29 costs associated with establishment of: Community hospital inpatient
30 psychiatric beds; free-standing evaluation and treatment facilities;
31 triage, crisis stabilization, and enhanced services facilities;
32 residential care facilities; and housing for individuals with chronic
33 mental illness. The department and the department of social and health
34 services must establish criteria for the issuance of grants. Funds
35 shall not be used for operating costs associated with these facilities
36 and housing.

1	Appropriation:	
2	State Building Construction Account--State	\$6,000,000
3	Prior Biennia (Expenditures)	\$0
4	Future Biennia (Projected Costs)	\$0
5	TOTAL	\$6,000,000

6 NEW SECTION. **Sec. 1017.** A new section is added to 2013 2nd sp.s.
7 c 19 (uncodified) to read as follows:

8 **FOR THE DEPARTMENT OF COMMERCE**
9 2014 Local and Community Projects (91000593)

10 The appropriations in this section are subject to the following
11 conditions and limitations:

12 (1) Except as directed otherwise prior to the effective date of
13 this section, the department shall not expend the appropriations in
14 this section unless and until the nonstate share of project costs have
15 been either expended, or firmly committed, or both, in an amount
16 sufficient to complete the project or a distinct phase of the project
17 that is useable to the public for the purpose intended by the
18 legislature.

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

25 (3) Projects funded in this section may be required to comply with
26 Washington's high performance building standards as required by chapter
27 39.35D RCW.

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

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

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

1 (7) The appropriation from the state taxable building construction
2 account in this section is provided solely for a historic building
3 rehabilitation demonstration program. The purposes of the program are
4 to: Support the public interest in preserving the state's historical
5 heritage; protect public safety and health in and around historic
6 buildings; and contribute to the economic stability of Washington
7 communities by keeping historic buildings functional and economically
8 viable.

9 (a) For purposes of this subsection, "historic building" means a
10 building that is at least fifty years old and retains authentic,
11 distinctive physical characteristics from its historic period of
12 construction.

13 (b) Funds appropriated in this subsection must be used to provide
14 gap financing for historic building rehabilitation projects that
15 otherwise could not be completed due to the financial circumstances of
16 their owners.

17 (i) Funds may be used for rehabilitation work that makes a building
18 safe and secure, such as fire sprinkler systems and reinforcing walls.
19 Funds may also be used for rehabilitation work that is required to make
20 space habitable and in compliance with code requirements.

21 (ii) Financing shall be in the form of low-interest rate loans.
22 Forgivable interest loans or grants may be allowed under certain
23 circumstances, as determined by the department. Loan repayments must
24 be deposited into the historic building rehabilitation revolving loan
25 fund established in section 6010 of this act, to be lent to future
26 projects.

27 (c) The department must issue a competitive request for
28 qualifications and quotations and select a certified nonprofit
29 community development financial institution to implement the
30 demonstration program. The department and selected organization must
31 enter into a contract and jointly develop a project solicitation,
32 evaluation and selection process.

33 (d) The expectation is that at least five percent of the project
34 cost will be contributed by the building owner in cash. The contractor
35 must work with other public and private lenders to underwrite financing
36 packages that leverage additional funding resources and applicable tax
37 credits.

1 (e) Projects will be evaluated on criteria including but not
2 limited to the following:

3 (i) Whether the project meets at least one of the public purposes
4 stated in this subsection;

5 (ii) The extent to which the project has leveraged funding from
6 public and private lenders and applicable tax credits; and

7 (iii) The extent to which the building owner has committed cash and
8 in-kind resources to the project.

9 (f) The department must conduct due diligence activities associated
10 with the use of public funds, including oversight of the project
11 selection process and project monitoring.

12 (g) By October 1, 2015, the department must provide a report to the
13 governor and appropriate legislative committees on the results of the
14 demonstration program and a recommendation as to whether it should
15 continue as a statutorily authorized program.

16 (8) The appropriations in this section are provided solely for the
17 following list of projects:

18 Project	Authorized Amount
19 Bellevue Downtown Park Inspiration Playground and Sensory Garden	\$750,000
20 Blackhills Community Soccer Complex	\$500,000
21 Bonlow Drive Extension	\$428,000
22 Broadway Low Income Senior Housing	\$500,000
23 Brookville Gardens Community Park	\$1,000,000
24 Caribou Trail Apartments	\$100,000
25 Casa Latina Worker Center Phase 3	\$230,000
26 CDM Services: Clark County Aging Care Resource Center	\$1,000,000
27 Clallam County Respite Center and Healthcare	\$500,000
28 Coastal Harvest Ice Machine	\$75,000
29 Cross Park, Pierce County	\$450,000
30 Dawson Place Child Advocacy Center Phase 2	\$176,000
31 Discover Children's Museum	\$250,000
32 Edmonds Center for the Arts	\$200,000
33 Floyd Norgaard Cultural Center	\$40,000
34 Frances Anderson Cultural Center Roofing Project	\$200,000
35 Gordon Family YMCA	\$1,000,000
36 Gratzer Park Ball Fields	\$200,000

1	Historic Building Rehabilitation Demonstration Program	\$750,000
2	Lakewood Towne Green	\$250,000
3	Lewis County Event Center and Sports Complex Phase 2 Construction	\$400,000
4	Life Support	\$500,000
5	Mason County Sheriff Evidence Storage Facility	\$500,000
6	Meadowlark Development	\$500,000
7	Milton City Facilities Upgrades	\$359,000
8	North Kitsap Fishline Food Bank	\$500,000
9	Port of Centralia - Centralia Station Phase 2	\$500,000
10	Prairie Line Children's Art Park	\$302,000
11	Renovate Mason County Senior Center	\$230,000
12	Rockford Wastewater Treatment Facility Improvements	\$1,094,000
13	SE 240th St Watermain System Improvements	\$500,000
14	Sentinel Boulevard Restoration	\$230,000
15	St Vincent Food Bank & Community Services Construction Project	\$500,000
16	Twisp Town Hall	\$222,000
17	Vancouver Sea Mar Community Health Center	\$1,250,000
18	Vantage Point Apartments	\$500,000
19	Washington Green Schools	\$50,000
20	Washougal Senior/Community Center	\$212,000
21	Western Washington Live Grain Handling and Storage Facility	\$450,000
22	Yakima Warriors Association Community Complex	\$1,000,000
23	TOTAL	\$18,398,000

24	Appropriation:	
25	State Building Construction Account--State	\$17,648,000
26	State Taxable Building Construction Account--State	\$750,000
27	Subtotal Appropriation	\$18,398,000
28	Prior Biennia (Expenditures) . . . . .	.\$0
29	Future Biennia (Projected Costs)	\$0
30	TOTAL	\$18,398,000

31 **Sec. 1018.** 2013 2nd sp.s. c 19 s 1084 (uncodified) is amended to
32 read as follows:

33 **FOR THE OFFICE OF FINANCIAL MANAGEMENT**

34 Catastrophic Flood Relief (20084850)

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

3 (1) Up to \$9,200,000 of the appropriation is for design
4 alternatives for large capital flood damage reduction projects,
5 including basin-level water retention and Interstate 5 protection
6 projects.

7 (2) Up to \$15,092,000 of the appropriation is for construction of
8 priority local flood protection projects, including multipurpose
9 projects that reduce flood damage and benefit fish habitat.

10 (3) Up to \$1,750,000 of the appropriation is for projects to reduce
11 damage to residential and other structures in the floodplain, through
12 flood proofing and buyouts.

13 (4) Up to \$2,160,000 of the appropriation is for state agency
14 technical assistance, stakeholder project management, project support,
15 and coordination.

16 Reappropriation:

17 State Building Construction Account--State \$752,000

18 Appropriation:

19 State Building Construction Account--State (~~(\$28,202,000)~~)
20 \$33,202,000

21 Prior Biennia (Expenditures) \$8,733,000

22 Future Biennia (Projected Costs) \$0

23 TOTAL (~~(\$37,687,000)~~)
24 \$42,687,000

25 NEW SECTION. Sec. 1019. A new section is added to 2013 2nd sp.s.
26 c 19 (uncodified) to read as follows:

27 **FOR THE OFFICE OF FINANCIAL MANAGEMENT**

28 K-12 Skill Center Scoring Process (91000429)

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

31 (1) By November 1st of each even-numbered year, the office of
32 financial management shall complete an objective analysis and scoring
33 of all major capital projects proposed by skill centers and submit the
34 results of the scoring process to the legislative fiscal committees and
35 the superintendent of public instruction.

1 (2) The office of financial management, in consultation with the
2 legislative fiscal committees and the superintendent of public
3 instruction, shall establish a skill center scoring system and process
4 that is based on the framework used in the community and technical
5 college system of prioritization. Staff from the state board for
6 community and technical colleges shall provide technical assistance on
7 the development of a scoring system and process.

8 (3) The office of financial management shall consult with the
9 legislative fiscal committees in the scoring of skill center project
10 proposals, and may also solicit participation by independent experts.

11 (a) For each skill center project, the scoring system must, at a
12 minimum, include:

13 (i) An evaluation of enrollment trends;

14 (ii) Programs needed to prepare students for employment,
15 postsecondary education, long-term occupational skills training, and
16 apprenticeship;

17 (iii) Reasonableness of cost, including building and system life
18 cycle cost analysis and building performance goals;

19 (iv) Local project contribution;

20 (v) The ability of the project to enhance specific statewide and
21 regional goals, including employer demand for skilled workers;

22 (vi) Age and condition of the facility if applicable;

23 (vii) Space utilization; and

24 (viii) Consideration of a skill center program participant's
25 ongoing connection to and integration with their resident high school
26 and its student population.

27 (b) The office of financial management must assign high priority to
28 the reasonableness of cost and local project contribution criteria in
29 the scoring process.

30 (c) Major projects scored may include projects at the predesign,
31 design, or construction funding phase. Predesigns shall be on a
32 separate prioritized list.

33 (4) In evaluating and scoring skill center projects, the office of
34 financial management shall take into consideration project schedules
35 that result in realistic, balanced, and predictable expenditure
36 patterns over the ensuing three biennia.

37 (5) The office of financial management shall distribute common
38 definitions, the scoring system, and other information required for the

1 project proposal and scoring process as part of its biennial budget
2 instructions. The office of financial management, in consultation with
3 the legislative fiscal committees, shall develop common definitions
4 that skill centers must use in developing their project proposals and
5 lists under this section.

6 (6) In developing any scoring system for major capital projects
7 proposed by skill centers, the office of financial management:

8 (a) Shall be provided with all required information by the
9 superintendent of public instruction, skill centers, and the state
10 board for community and technical colleges as deemed necessary by the
11 office of financial management;

12 (b) May utilize independent services to verify, sample, or evaluate
13 information provided to the office of financial management by the
14 superintendent of public instruction, the skill centers, and the state
15 board for community and technical colleges; and

16 (c) Shall have full access to all data maintained by the
17 superintendent of public instruction and skill centers concerning the
18 inventory and condition of public school facilities.

19 (7) By December 1, 2014, the office of financial management, in
20 consultation with the superintendent of public instruction, must
21 develop options for integrating skill centers into the school
22 construction assistance program, including options for multidistrict
23 school financing to meet local match requirement beyond the ten percent
24 minimum threshold provided in RCW 28A.245.030.

25 Appropriation:

26	Common School Construction Account--State	\$250,000
27	Prior Biennia (Expenditures)	\$0
28	Future Biennia (Projected Costs)	\$0
29	TOTAL	\$250,000

30 **Sec. 1020.** 2013 2nd sp.s. c 19 s 1109 (uncodified) is amended to
31 read as follows:

32 **FOR THE DEPARTMENT OF ENTERPRISE SERVICES**

33 1063 Block Replacement (91000016)

34 The appropriation in this section is subject to the following
35 conditions and limitations: The appropriation in this section is
36 provided solely for predesign and bridging documents, design,

1 competition honoraria, project management, demolition, and other
 2 planning activities including permits. The predesign must specify the
 3 tenants of the building as directed by the office of financial
 4 management. The predesign must indicate the estimated annual cost
 5 increase for state agency tenants compared to the cost of their
 6 existing leases. The estimated cost increase may take into account
 7 estimated cost savings in staff costs and other costs that may result
 8 in more efficient building design and layout of office space. The
 9 director of the office of financial management must review these cost
 10 estimates and submit a report to the appropriate committees of the
 11 legislature indicating the budget increase that would be required sixty
 12 days prior to executing any construction contracts for the building.
 13 The lease for any prospective tenant may not be extended beyond the
 14 anticipated occupancy date of the building. The building will be
 15 alternatively financed as authorized in section 7014 of this act. The
 16 building will be delivered using design build, as defined by chapter
 17 39.10 RCW, with a guarantee for energy, operations, and maintenance
 18 performance. The term for performance validation must not be less than
 19 five years. The state may use state employees for services not related
 20 to building performance. Criteria for selecting a contractor must
 21 include life cycle costs, energy costs, or energy use index. The scope
 22 of the building shall be between two hundred thousand and two hundred
 23 twenty-five thousand square feet of office space based on the office of
 24 financial management's direction for square feet and tenants identified
 25 in the programming phase including the Washington state patrol.
 26 Initial tenant lease costs for the building may not exceed six dollars
 27 per gross square foot not including debt services. This is phase one
 28 of a two-phase process that includes future demolition of the current
 29 general administration building and construction of a similar facility
 30 which may include the state library as a tenant.

31 Appropriation:

32	State Building Construction Account--State	\$13,000,000
33	Prior Biennia (Expenditures) . . . . .	.\$0
34	Future Biennia (Projected Costs)	\$0
35	TOTAL	\$13,000,000

36 NEW SECTION. Sec. 1021. A new section is added to 2013 2nd sp.s.
 37 c 19 (uncodified) to read as follows:

1 **FOR THE DEPARTMENT OF ENTERPRISE SERVICES**

2 Capitol Campus Master Plan (91000017)

3 The appropriation in this section is subject to the following
4 conditions and limitations: The appropriation in this section is
5 provided solely for updating the master plan for the capitol campus.
6 The master plan will include existing sites that are available for
7 development to consolidate or relocate state agencies. Each
8 opportunity site shall include an estimate of building size the site
9 can hold and a project estimate for the building. The master plan
10 shall include a schedule for the site development. The office of
11 financial management shall provide the agencies to be consolidated or
12 relocated within the 2015-2021 six-year facilities plan.

13 Appropriation:

14	State Building Construction Account--State	\$200,000
15	Prior Biennia (Expenditures) . . . . .	.\$0
16	Future Biennia (Projected Costs)	\$0
17	TOTAL	\$200,000

18 NEW SECTION. **Sec. 1022.** A new section is added to 2013 2nd sp.s.
19 c 19 (uncodified) to read as follows:

20 **FOR THE DEPARTMENT OF ENTERPRISE SERVICES**

21 Capitol Campus Dashboards (91000018)

22 The appropriation in this section is subject to the following
23 conditions and limitations: The appropriation in this section is
24 provided solely for installing energy dashboards in the John L. O'Brien
25 building, the John A. Cherberg building, and the legislative building.
26 The dashboards will also be made available on a department web site.

27 Appropriation:

28	State Building Construction Account--State	\$150,000
29	Prior Biennia (Expenditures) . . . . .	.\$0
30	Future Biennia (Projected Costs)	\$0
31	TOTAL	\$150,000

32 NEW SECTION. **Sec. 1023.** A new section is added to 2013 2nd sp.s.
33 c 19 (uncodified) to read as follows:

1 **FOR THE MILITARY DEPARTMENT**

2 Generator Fuel Tank - Emergency Management Division (30000701)

3 Appropriation:

4 Pollution Liability Insurance Program Trust

5 Account--State \$300,000

6 Prior Biennia (Expenditures) \$0

7 Future Biennia (Projected Costs) \$0

8 TOTAL \$300,000

9 **Sec. 1024.** 2013 2nd sp.s c 19 s 1115 (uncodified) is amended to
10 read as follows:

11 **FOR THE MILITARY DEPARTMENT**

12 Thurston County Readiness Center (30000594)

13 Appropriation:

14 General Fund--Federal \$3,979,000

15 State Building Construction Account--State (~~(\$2,800,000)~~)

16 \$3,673,000

17 Subtotal Appropriation \$7,652,000

18 Prior Biennia (Expenditures) \$0

19 Future Biennia (Projected Costs) \$44,249,000

20 TOTAL (~~(\$47,049,000)~~)

21 \$51,901,000

22 NEW SECTION. **Sec. 1025.** A new section is added to 2013 2nd sp.s.
23 c 19 (uncodified) to read as follows:

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

25 Historic Block Public Safety/Code Compliance Feasibility Study
26 (91000004)

27 The appropriation in this section is subject to the following
28 conditions and limitations: The appropriation in this section is
29 provided solely for conducting a feasibility study for making state
30 grants or loans for the purposes of: Seismic upgrades; fire
31 suppression; public safety; and other building code compliance needs in
32 historic buildings, blocks, and districts throughout the state. The
33 study shall include an examination of: The statewide need for the
34 funding; eligible property types; engineering solutions and cost
35 ranges; potential funding sources and mechanisms; and, the feasibility

1 of dispersing state funds to multiple property owners in order to
2 reduce engineering costs. The department must submit the feasibility
3 study to legislative fiscal committees by November 1, 2014.

4 Appropriation:

5	State Building Construction Account--State	\$110,000
6	Prior Biennia (Expenditures) . . . . .	.\$0
7	Future Biennia (Projected Costs)	\$0
8	TOTAL	\$110,000

(End of part)

PART 2
HUMAN SERVICES

NEW SECTION. **Sec. 2001.** A new section is added to 2013 2nd sp.s. c 19 (uncodified) to read as follows:

FOR THE DEPARTMENT OF LABOR AND INDUSTRIES

Relocation of Industrial Hygiene Lab and Safety Training (30000015)

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

(1) The appropriations in this section are provided solely for a predesign to determine: (a) Necessary program space for the industrial hygiene lab and safety training space; and (b) capital budget requirements including the use of fees collected by the department that will support a certificate of participation for the financing of the construction of the facility and future operating costs.

(2) The study will consider the use of 1500 Jefferson Street data center as a possible location. Any benefits or consequences may be identified at this site or other sites considered.

(3) The building shall be a high performance building and the construction shall be procured using a performance based method including design-build or design-build-operate-maintain.

Appropriation:

Medical Aid Account--State	\$75,000
Accident Account--State	\$75,000
Subtotal Appropriation	\$150,000
Prior Biennia (Expenditures) . . . . .	.\$0
Future Biennia (Projected Costs)	\$0
TOTAL	\$150,000

NEW SECTION. **Sec. 2002.** A new section is added to 2013 2nd sp.s. c 19 (uncodified) to read as follows:

FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES

Western State Hospital New Kitchen and Commissary Building
(20081319)

Appropriation:

1	State Building Construction Account--State	\$1,100,000
2	Prior Biennia (Expenditures)	\$828,000
3	Future Biennia (Projected Costs)	\$0
4	TOTAL	\$1,928,000

5 NEW SECTION. **Sec. 2003.** A new section is added to 2013 2nd sp.s.
6 c 19 (uncodified) to read as follows:

7 **FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES**

8 Fircrest Campus Electrical Infrastructure (91000023)

9 The appropriation in this section is subject to the following
10 conditions and limitations: The appropriation in this section is
11 provided solely for design and engineering of electrical infrastructure
12 upgrades including electrical infrastructure feeding the department of
13 health lab.

14 Appropriation:

15	State Building Construction Account--State	\$470,000
16	Prior Biennia (Expenditures) . . . . .	.\$0
17	Future Biennia (Projected Costs)	\$2,500,000
18	TOTAL	\$2,970,000

19 NEW SECTION. **Sec. 2004.** A new section is added to 2013 2nd sp.s.
20 c 19 (uncodified) to read as follows:

21 **FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES**

22 McNeil Island Still Harbor Dock Repairs (30002573)

23 Appropriation:

24	State Building Construction Account--State	\$500,000
25	Prior Biennia (Expenditures) . . . . .	.\$0
26	Future Biennia (Projected Costs)	\$0
27	TOTAL	\$500,000

28 NEW SECTION. **Sec. 2005.** A new section is added to 2013 2nd sp.s.
29 c 19 (uncodified) to read as follows:

30 **FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES**

31 State Mental Health Facility Improvements (91000025)

32 Appropriation:

33	State Building Construction Account--State	\$4,259,000
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1 Prior Biennia (Expenditures) \$0
 2 Future Biennia (Projected Costs) \$0
 3 TOTAL \$4,259,000

4 NEW SECTION. **Sec. 2006.** A new section is added to 2013 2nd sp.s.
 5 c 19 (uncodified) to read as follows:

6 **FOR THE DEPARTMENT OF VETERANS AFFAIRS**

7 Veterans Cemetery Expansion (30000145)

8 Appropriation:

9 Charitable, Educational, Penal and Reformatory
 10 Institutions Account--State \$268,000
 11 General Fund--Federal \$2,680,000
 12 Subtotal Appropriation \$2,948,000
 13 Prior Biennia (Expenditures) \$0
 14 Future Biennia (Projected Costs) \$0
 15 TOTAL \$2,948,000

16 **Sec. 2007.** 2013 2nd sp.s. c 19 s 2037 (uncodified) is amended to
 17 read as follows:

18 **FOR THE DEPARTMENT OF CORRECTIONS**

19 Department of Corrections Centralized Pharmacy Westside (92000034)

20 Appropriation:

21 State Building Construction Account--State ((~~\$700,000~~))
 22 \$862,000
 23 Prior Biennia (Expenditures) \$0
 24 Future Biennia (Projected Costs) \$0
 25 TOTAL ((~~\$700,000~~))
 26 \$862,000

27 NEW SECTION. **Sec. 2008.** A new section is added to 2013 2nd sp.s.
 28 c 19 (uncodified) to read as follows:

29 **FOR THE DEPARTMENT OF CORRECTIONS**

30 Monroe Corrections Complex Contaminated Soil Remediation
 31 (30000994)

32 Appropriation:

33 State Toxics Control Account--State \$700,000

1	Prior Biennia (Expenditures)	\$0
2	Future Biennia (Projected Costs)	\$0
3	TOTAL	\$700,000

4 NEW SECTION. Sec. 2009. A new section is added to 2013 2nd sp.s.
5 c 19 (uncodified) to read as follows:

6 **FOR THE DEPARTMENT OF CORRECTIONS**
7 Female Capacity (91000014)

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

10 (1) The appropriation in this section is provided solely for
11 developing a predesign and other planning needs to provide capacity for
12 female offenders. The predesign shall assess the use of the Washington
13 state corrections center for women including any necessary
14 infrastructure.

15 (2) The predesign shall also assess the use of mental health beds
16 to add capacity. Facilities including Western State Hospital, the
17 Yakima jail, and Pine Lodge, shall be considered to provide mental
18 health services to female offenders. Different levels of treatment
19 shall be analyzed with a cost benefit for each level.

20 (3) The department may contract with the Washington state institute
21 for public policy or other entities. The department of social and
22 health services shall provide information as needed.

23 (4) The department shall coordinate any efficiencies with section
24 2010 of this act.

25 Appropriation:

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

30 NEW SECTION. Sec. 2010. A new section is added to 2013 2nd sp.s.
31 c 19 (uncodified) to read as follows:

32 **FOR THE DEPARTMENT OF CORRECTIONS**
33 Male Capacity (91000015)

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

1 (1) The appropriation in this section is provided solely for
2 developing a predesign and other planning needs to provide capacity for
3 male offenders. The predesign shall assess the use of the Maple Lane
4 facility including any necessary infrastructure.

5 (2) The predesign shall also assess the use of mental health beds
6 to add capacity. Facilities including Western State Hospital, the
7 Yakima jail, Pine Lodge, and the use of the Maple Lane facility shall
8 be considered to provide mental health services to male offenders.
9 Different levels of treatment shall be analyzed with a cost benefit for
10 each level.

11 (3) The department may contract with the Washington state institute
12 for public policy or other entities. The department of social and
13 health services shall provide information as needed.

14 (4) The department shall coordinate any efficiencies with section
15 2009 of this act.

16 Appropriation:

17	State Building Construction Account--State	\$1,500,000
18	Prior Biennia (Expenditures) . . . . .	.\$0
19	Future Biennia (Projected Costs)	\$0
20	TOTAL	\$1,500,000

21 NEW SECTION. **Sec. 2011.** A new section is added to 2013 2nd sp.s.
22 c 19 (uncodified) to read as follows:

23 **FOR THE DEPARTMENT OF CORRECTIONS**

24 Washington Corrections Center for Women Diesel Tank Removal
25 (91000016)

26 Appropriation:

27	Pollution Liability Insurance Program Trust	
28	Account--State	\$75,000
29	Prior Biennia (Expenditures) . . . . .	.\$0
30	Future Biennia (Projected Costs)	\$0
31	TOTAL	\$75,000

32 NEW SECTION. **Sec. 2012.** A new section is added to 2013 2nd sp.s.
33 c 19 (uncodified) to read as follows:

34 **FOR THE EMPLOYMENT SECURITY DEPARTMENT**

35 Elevator Repairs (30000003)

1	Appropriation:	
2	Administrative Contingency Account--State	\$469,000
3	Prior Biennia (Expenditures)	\$0
4	Future Biennia (Projected Costs)	\$0
5	TOTAL	\$469,000

(End of part)

PART 3
NATURAL RESOURCES

Sec. 3001. 2013 2nd sp.s. c 19 s 3002 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF ECOLOGY

Low-Level Nuclear Waste Disposal Trench Closure (19972012)

The appropriation in this section is subject to the following conditions and limitations: The departments of ecology and health shall work with the Yakama nation to engage a third party to evaluate the specific technical concerns the tribe has identified with respect to the timing of the phase 1 cover. The consultant will evaluate if the cover would impede additional model toxics control act work and compare the US Ecology closure standards to the adjacent Hanford site. The consultant will work with existing information and shall not have any present or past financial affiliation with any of the parties to the current litigation between Heart of America Northwest, the Yakama nation, and the state of Washington. A report on the above referenced work shall be delivered to the appropriate committees of the legislature by December 1, 2014.

Reappropriation:

Site Closure Account--State \$11,885,000

Appropriation:

Site Closure Account--State \$3,354,000
Prior Biennia (Expenditures) \$3,548,000
Future Biennia (Projected Costs) \$0
TOTAL (~~(\$15,433,000)~~)
\$18,787,000

Sec. 3002. 2013 2nd sp.s. c 19 s 3067 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF ECOLOGY

Water Pollution Control Revolving Program (30000327)

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

1 (~~(1) \$7,750,000 for fiscal year 2014 and \$7,750,000 for fiscal~~
2 ~~year 2015 of the state building construction account—state is provided~~
3 ~~solely as state match for federal clean water funds.~~

4 (2)) For projects involving repair, replacement, or improvement of
5 a wastewater treatment plant or other public works facility for which
6 an investment grade efficiency audit is obtainable, the department of
7 ecology must require as a contract condition that the project sponsor
8 undertake an investment grade efficiency audit. The project sponsor
9 may finance the costs of the audit as part of its water pollution
10 control program loan.

11 Appropriation:

12	((State Building Construction Account—State	\$15,500,000)
13	Water Pollution Control Revolving	
14	Account--State	((\$184,500,000))
15		<u>\$270,500,000</u>
16	Water Pollution Control Revolving	
17	Account--Federal	\$50,000,000
18	Subtotal Appropriation	((\$250,000,000))
19		<u>\$320,500,000</u>
20	Prior Biennia (Expenditures) . . . . .	.\$0
21	Future Biennia (Projected Costs)	\$510,000,000
22	TOTAL	((\$760,000,000))
23		<u>\$830,500,000</u>

24 **Sec. 3003.** 2013 2nd sp.s. c 19 s 3075 (uncodified) is amended to
25 read as follows:

26 **FOR THE DEPARTMENT OF ECOLOGY**

27 Cleanup Toxics Sites - Puget Sound (30000337)

28 Appropriation:

29	Environmental Legacy Stewardship	
30	Account--State	((\$31,500,000))
31		<u>\$46,881,000</u>
32	Prior Biennia (Expenditures) . . . . .	.\$0
33	Future Biennia (Projected Costs)	((\$35,517,000))
34		<u>\$20,136,000</u>
35	TOTAL	\$67,017,000

1 (a) Grants may be distributed on a competitive basis to the
2 following eligible entities: Counties, cities, federally recognized
3 Indian tribes; port districts; flood control districts; conservation
4 districts; and diking and drainage districts.

5 (b) Applicants must provide a twenty percent match from nonstate
6 sources. The nonstate match may include cash on hand, the value of
7 real property when acquired solely for the purpose of the project, the
8 proceeds of a letter of credit or other binding loan commitment, a
9 pledge commitment, and in-kind contributions. Applicants may receive
10 credit for properly documented nonstate matching funds that were
11 contributed no earlier than ten years prior to the grant solicitation
12 round and that are related to the needs identified in the project
13 application. The department may develop additional requirements
14 related to documenting the value of the nonstate match.

15 (c) Priority must first be given to projects that:

16 (i) Are located in a county or counties covered by ten or more
17 state emergency flood proclamations from 1996 to 2012; and

18 (ii) Are part of a basin-wide strategy created by a governor's work
19 group in close collaboration with an Indian tribe and a multicounty
20 flood authority.

21 (d) Priority must next be given to projects in counties that have
22 historically been and are projected to continue to be at greatest risk
23 and most vulnerable to flooding.

24 (e) The department, in consultation with the office of financial
25 management, must evaluate, score, and rank applications based on the
26 following criteria:

27 (i) Projects that achieve multiple benefits including, but not
28 limited to, cost-effective flood hazard reduction to people, property,
29 critical facilities, and transportation corridors, flood risk
30 reduction, salmon recovery, water quality improvements, habitat
31 restoration, agricultural viability, public access, and channel
32 migration zone protection. Projects must address both reduction and
33 prevention of flood risks, and protection or restoration of floodplain
34 ecosystem functions. For the Chehalis river basin, projects may also
35 include, but not be limited to, an upstream water retention facility;

36 (ii) Projects that are consistent with and recommended by a
37 collaborative planning and approval process that includes public

1 comment, such as a comprehensive flood hazard management plan, a hazard
2 mitigation plan, a comprehensive plan, a watershed plan, or other
3 applicable plans;

4 (iii) Projects that minimize or eliminate future costs for
5 maintenance, operation, or emergency response; and

6 (iv) Projects that are ready to proceed with the scope of work, and
7 whose sponsors have the capacity to complete the project successfully.

8 (2) \$2,000,000 of the appropriation in this section is provided
9 solely for a grant to the Moses Lake irrigation and rehabilitation
10 district for phase 1 of the Moses Lake north dam replacement project
11 and associated design, permitting and management costs.

12 (3) \$85,000 of the appropriation in this section is provided solely
13 for a grant to the city of Stanwood for the state route number 532
14 flood protection berm and shared use path project.

15 Appropriation:

16	State Building Construction Account--State	\$25,000,000
17	Prior Biennia (Expenditures) . . . . .	.\$0
18	Future Biennia (Projected Costs)	\$0
19	TOTAL	\$25,000,000

20 NEW SECTION. **Sec. 3007.** A new section is added to 2013 2nd sp.s.
21 c 19 (uncodified) to read as follows:

22 **FOR THE DEPARTMENT OF ECOLOGY**

23 Headquarters Energy Conservation and HVAC Replacement (30000396)

24 Appropriation:

25	State Building Construction Account--State	\$250,000
26	Prior Biennia (Expenditures) . . . . .	.\$0
27	Future Biennia (Projected Costs)	\$11,773,000
28	TOTAL	\$12,023,000

29 NEW SECTION. **Sec. 3008.** A new section is added to 2013 2nd sp.s.
30 c 19 (uncodified) to read as follows:

31 **FOR THE DEPARTMENT OF ECOLOGY**

32 Clean Water Act Mitigation (91000242)

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

1 (1) \$24,600,000 of the appropriation in this section is provided
2 solely for a statewide competitive grant program for local governments
3 for storm water projects that provide a water quality or ecological
4 benefit, address pollution from existing development, and support
5 partnerships to reduce toxic water pollution. Prior to awarding a
6 grant in a water body that is in Indian tribe reservation lands or in
7 a usual and accustomed fishing area, the department must seek comment
8 and agreement from the tribe.

9 (2) \$400,000 of the appropriation in this section is provided
10 solely for the Meeker Creek stream and riparian restoration project.

11 Appropriation:

12	State Building Construction Account--State	\$25,000,000
13	Prior Biennia (Expenditures) . . . . .	.\$0
14	Future Biennia (Projected Costs)	\$0
15	TOTAL	\$25,000,000

16 **Sec. 3009.** 2013 2nd sp.s. c 19 s 3104 (uncodified) is amended to
17 read as follows:

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

19 Lake Sammamish State Park: Sunset Beach Bathhouse Replacement
20 (30000653)

21 The appropriation in this section is subject to the following
22 conditions and limitations: The state parks and recreation commission
23 shall enter into an interagency agreement with the office of financial
24 management to provide funding for a budget evaluation study. The
25 office of financial management shall use a budget evaluation study team
26 approach using value engineering techniques and life cycle cost
27 analysis in conducting the study. The office of financial management
28 shall select the budget evaluation team members, contract for the
29 study, and report the results to the legislature and agencies in a
30 timely manner following the study. Funds must not be allotted until
31 the scope of work is approved by the office of financial management as
32 recommended by the study.

33 Appropriation:

34	State Building Construction Account--State	(\$2,984,000)
35		<u>\$2,300,000</u>
36	Prior Biennia (Expenditures) . . . . .	.\$0

1 Future Biennia (Projected Costs) \$0
 2 TOTAL ((~~\$2,984,000~~))
 3 \$2,300,000

4 NEW SECTION. Sec. 3010. A new section is added to 2013 2nd sp.s.
 5 c 19 (uncodified) to read as follows:

6 **FOR THE RECREATION AND CONSERVATION FUNDING BOARD**
 7 Boating Facilities Program (30000219)

8 Appropriation:
 9 State Building Construction Account--State \$3,300,000
 10 Prior Biennia (Expenditures) \$0
 11 Future Biennia (Projected Costs) \$0
 12 TOTAL \$3,300,000

13 NEW SECTION. Sec. 3011. A new section is added to 2013 2nd sp.s.
 14 c 19 (uncodified) to read as follows:

15 **FOR THE RECREATION AND CONSERVATION FUNDING BOARD**
 16 Coastal Restoration Grants (90000243)

17 The appropriation in this section is subject to the following
 18 conditions and limitations: The appropriation in this section is
 19 provided solely for grants to projects that restore forests, water
 20 quality, fish and wildlife habitat on the Washington Pacific Coast and
 21 are on the list of projects in LEAP capital document No. 2014-1A
 22 developed February 21, 2014.

23 Appropriation:
 24 State Building Construction Account--State \$9,050,000
 25 Prior Biennia (Expenditures) \$0
 26 Future Biennia (Projected Costs) \$0
 27 TOTAL \$9,050,000

28 NEW SECTION. Sec. 3012. A new section is added to 2013 2nd sp.s.
 29 c 19 (uncodified) to read as follows:

30 **FOR THE DEPARTMENT OF FISH AND WILDLIFE**
 31 Marblemount Hatchery Replace Barrier Culverts (30000657)

32 Appropriation:
 33 State Building Construction Account--State \$1,098,000

1 Prior Biennia (Expenditures) \$0
 2 Future Biennia (Projected Costs) \$0
 3 TOTAL \$1,098,000

4 NEW SECTION. Sec. 3013. A new section is added to 2013 2nd sp.s.
 5 c 19 (uncodified) to read as follows:

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

7 Lake Rufus Woods Agreement Fishing Area Facilities (91000149)

8 Appropriation:

9 State Building Construction Account--State \$1,000,000
 10 Prior Biennia (Expenditures) \$0
 11 Future Biennia (Projected Costs) \$0
 12 TOTAL \$1,000,000

13 NEW SECTION. Sec. 3014. A new section is added to 2013 2nd sp.s.
 14 c 19 (uncodified) to read as follows:

15 **FOR THE DEPARTMENT OF NATURAL RESOURCES**

16 Replace Barrier Culverts on Department of Natural Resources Land
 17 (30000232)

18 Appropriation:

19 State Building Construction Account--State \$3,350,000
 20 Prior Biennia (Expenditures) \$0
 21 Future Biennia (Projected Costs) \$0
 22 TOTAL \$3,350,000

23 NEW SECTION. Sec. 3015. A new section is added to 2013 2nd sp.s.
 24 c 19 (uncodified) to read as follows:

25 **FOR THE DEPARTMENT OF NATURAL RESOURCES**

26 Olympic Region Shop Fire Recovery (30000226)

27 Appropriation:

28 State Building Construction Account--State \$1,471,000
 29 Park Land Trust Revolving Account--State \$639,000
 30 Subtotal Appropriation \$2,110,000
 31 Prior Biennia (Expenditures) \$0
 32 Future Biennia (Projected Costs) \$0
 33 TOTAL \$2,110,000

1 NEW SECTION. **Sec. 3016.** A new section is added to 2013 2nd sp.s.
2 c 19 (uncodified) to read as follows:

3 **FOR THE DEPARTMENT OF NATURAL RESOURCES**

4 Marine Station (30000229)

5 Appropriation:

6 Aquatic Lands Enhancement Account--State	\$535,000
7 Prior Biennia (Expenditures) . . . . .	.\$0
8 Future Biennia (Projected Costs)	\$8,000,000
9 TOTAL	\$8,535,000

10 **Sec. 3017.** 2013 2nd sp.s. c 19 s 3220 (uncodified) is amended to
11 read as follows:

12 **FOR THE DEPARTMENT OF NATURAL RESOURCES**

13 Derelict Vessel Removal and Disposal (91000049)

14 The appropriations in this section are subject to the following
15 conditions and limitations: The appropriations are provided solely for
16 the expedited removal and disposal of derelict vessels under RCW
17 79.100.100 and for vessels eligible for the voluntary vessel turn-in
18 program established in chapter 291, Laws of 2013 (Engrossed Substitute
19 House Bill No. 1245).

20 (1) The department must streamline the process for removing and
21 disposing of derelict vessels in order to expedite the elimination of
22 the backlog of identified derelict vessels. Department staff resources
23 must prioritize their time on the legal process of identifying legal
24 ownership and responsibility and contracting for the removal and
25 disposal of identified derelict vessels. The department must develop
26 and execute contracts for removal and disposal of derelict vessels
27 that:

- 28 (a) Ensure proper management of any hazardous wastes;
- 29 (b) Expedite the removal of identified derelict vessels; and
- 30 (c) Balance costs of removal and disposal after accounting for
31 salvage value with the need to develop contractor capacity to achieve
32 the expedited elimination of the backlog of identified derelict
33 vessels.

34 (2) The department may expend up to three percent of the
35 appropriations for administration of the project.

1 (3) The department must submit a progress report each December 1st
2 and May 1st of each year of the biennium. The report must include a
3 list of the vessels removed and disposed of, the costs incurred for
4 administration, removal, and disposal, and the number of vessels
5 remaining to be removed and disposed of at the end of the reporting
6 period.

7 (4) Up to \$350,000 of the appropriation in this section is for
8 predesign of a publicly owned derelict vessel deconstruction facility.
9 The department may consult with the office of financial management and
10 the department of enterprise services for development of a request for
11 proposal for the predesign analysis.

12 (a) The predesign analysis must include, but is not limited to,
13 project scope, proposed alternatives, siting considerations including
14 upland storage, cost estimates, and the potential for public and
15 private partnerships.

16 (b) The department must provide a report on proposed
17 recommendations to the legislature by January 1, 2015.

18 Reappropriation:

19 State Building Construction Account--State \$589,000

20 Appropriation:

21 Environmental Legacy Stewardship Account--State ((~~\$4,500,000~~))
22 \$4,850,000

23 Prior Biennia (Expenditures) \$2,411,000

24 Future Biennia (Projected Costs) \$0

25 TOTAL ((~~\$7,500,000~~))

26 \$7,850,000

(End of part)

PART 4
TRANSPORTATION

NEW SECTION. **Sec. 4001.** A new section is added to 2013 2nd sp.s.
c 19 (uncodified) to read as follows:

FOR THE WASHINGTON STATE PATROL

Fire Training Academy Facility Improvements (91000006)

Appropriation:

State Building Construction Account--State	\$400,000
Prior Biennia (Expenditures) . . . . .	.\$0
Future Biennia (Projected Costs)	\$0
TOTAL	\$400,000

PART 5
EDUCATION

1
2
3 **Sec. 5001.** 2013 2nd sp.s. c 19 s 5020 (uncodified) is amended to
4 read as follows:

5 **FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION**

6 2013-2015 School Construction Assistance Program - Maintenance
7 (30000145)

8 The appropriations in this section are subject to the following
9 conditions and limitations:

10 (1) \$1,340,000 of the common school construction account--state
11 appropriation is provided solely for study and survey grants and for
12 completing inventory and building condition assessments for all public
13 school districts once every six years.

14 (2) \$933,000 of the common school construction account--state
15 appropriation is provided solely for mapping the design of new
16 facilities and remapping the design of facilities to be remodeled, for
17 school construction projects funded through the school construction
18 assistance program.

19 (3) The office of the superintendent of public instruction must
20 improve web-based access by taxpayers to school capacity and actual
21 enrollment in order to understand possible opportunities to increase
22 efficiency through consolidation. The office of the superintendent of
23 public instruction must post this capacity and enrollment information
24 on its web site.

25 (4) Funds from this appropriation may be used to match federal
26 dollars provided by the office of economic adjustment for school
27 replacement facilities located on military bases.

28 (5) The office of the superintendent of public instruction must
29 expedite allocation and distribution of any eligible funds under the
30 school construction assistance grant program to the Evergreen (Clark
31 County) School District to address the school construction emergency
32 resulting from the fire that destroyed the Crestline School.

33 (6) The space allocations for state funding assistance purposes for
34 districts with senior or four-year high schools with fewer than four

1 hundred students, as outlined in WAC 392-343-035, must be computed in
2 accordance with the following formula:

	Number of Headcount	Maximum Space
	Student-Grades 9-12	Allocation Per Facility
3		
4		
5		
6	0-200	42,000 square feet
7	201-300	48,000 square feet
8	301-or more	52,000 square feet

9 Appropriation:

10	State Building Construction Account--State	((\$285,355,000))
11		<u>\$230,681,000</u>
12	Common School Construction Account--State	((\$208,232,000))
13		<u>\$172,684,000</u>
14	Common School Construction Account--Federal	\$1,500,000
15	Subtotal Appropriation	((\$495,087,000))
16		<u>\$404,865,000</u>
17	Prior Biennia (Expenditures)	\$0
18	Future Biennia (Projected Costs)	((\$3,099,310,000))
19		<u>\$3,099,270,000</u>
20	TOTAL	((\$3,594,397,000))
21		<u>\$3,504,135,000</u>

22 **Sec. 5002.** 2013 2nd sp.s. c 19 s 5019 (uncodified) is amended to
23 read as follows:

24 **FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION**

25 Capital Program Administration (30000128)

26 The appropriation in this section is subject to the following
27 conditions and limitations:

28 (1) The superintendent of public instruction shall publish to its
29 web site and report to the office of financial management, the
30 appropriate committees of the legislature, and the legislative
31 evaluation and accountability program a list of local school district
32 projects submitted for approval for school construction assistance
33 within seven business days of the school district deadline to submit
34 items for approval. The report must include, but not be limited to:

1 Appropriation:

2	State Building Construction Account--State	\$750,000
3	Prior Biennia (Expenditures) . . . . .	.\$0
4	Future Biennia (Projected Costs)	\$0
5	TOTAL	\$750,000

6 NEW SECTION. **Sec. 5005.** A new section is added to 2013 2nd sp.s.
7 c 19 (uncodified) to read as follows:
8 **FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION**
9 Kiona-Benton City High School Parking Lot (91000029)

10 Appropriation:

11	State Building Construction Account--State	\$125,000
12	Prior Biennia (Expenditures) . . . . .	.\$0
13	Future Biennia (Projected Costs)	\$0
14	TOTAL	\$125,000

15 NEW SECTION. **Sec. 5006.** A new section is added to 2013 2nd sp.s.
16 c 19 (uncodified) to read as follows:
17 **FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION**
18 Nutrition Equipment Assistance Grants (91000030)

19 The appropriation in this section is subject to the following
20 conditions and limitations: The appropriation is provided solely for
21 competitive equipment assistance grants consistent with chapter . . . ,
22 Laws of 2014 (Substitute House Bill No. 2410).

23 Appropriation:

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

28 NEW SECTION. **Sec. 5007.** A new section is added to 2013 2nd sp.s.
29 c 19 (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:

1	State Building Construction Account--State	\$260,000
2	Prior Biennia (Expenditures)	\$2,350,000
3	Future Biennia (Projected Costs)	\$0
4	TOTAL	\$2,610,000

5 NEW SECTION. Sec. 5008. A new section is added to 2013 2nd sp.s.
6 c 19 (uncodified) to read as follows:

7 **FOR THE UNIVERSITY OF WASHINGTON**
8 Net Pen Aquaculture Research (91000015)

9 The appropriation in this section is subject to the following
10 conditions and limitations: The appropriation in this section is
11 provided solely for the University of Washington sea grant program to:
12 Create an index of net pen scientific literature and policy research
13 applicable to Washington state; establish a technical steering group to
14 assess net pen research needs and to estimate costs of implementing net
15 pen research proposals; and, initiate a net pen outreach program to
16 engage relevant stakeholders. The University of Washington sea grant
17 program shall report to the appropriate committees of the legislature
18 by January 20, 2015.

19 Appropriation:

20	Aquatic Lands Enhancement Account--State	\$94,000
21	Prior Biennia (Expenditures)	\$0
22	Future Biennia (Projected Costs)	\$0
23	TOTAL	\$94,000

24 NEW SECTION. Sec. 5009. A new section is added to 2013 2nd sp.s.
25 c 19 (uncodified) to read as follows:

26 **FOR THE CENTRAL WASHINGTON UNIVERSITY**
27 Buried Oil Storage Tank Remediation (30000681)

28 Appropriation:

29	Pollution Liability Insurance Program Trust	
30	Account--State	\$2,000,000
31	Prior Biennia (Expenditures)	\$0
32	Future Biennia (Projected Costs)	\$0
33	TOTAL	\$2,000,000

1 TOTAL (~~(\$35,592,000)~~)
2 \$37,472,000

(End of part)

PART 6

MISCELLANEOUS PROVISIONS

Sec. 6001. 2013 2nd sp.s. c 19 s 7043 (uncodified) is amended to read as follows:

FOR THE STATE TREASURER--TRANSFERS

State Toxic Control Account: For transfer to the Local Toxic Control Account \$4,000,000
Environmental Legacy Stewardship Account: For transfer to the Local Toxic Control Account \$12,000,000
Enterprise Services Account: For transfer to the Thurston County Capital Facilities Account \$922,900
State Taxable Building Construction Account: For transfer to the drinking water assistance account, \$4,400,000 for fiscal year 2015 \$4,400,000
State Taxable Building Construction Account: For transfer to the water pollution control revolving account, \$7,750,000 for fiscal year 2014 and \$7,750,000 for fiscal year 2015 \$15,500,000

Sec. 6002. 2013 2nd sp.s. c 19 s 7014 (uncodified) is amended to read as follows:

ACQUISITION OF PROPERTIES AND FACILITIES THROUGH FINANCIAL CONTRACTS. The following agencies may enter into financial contracts, paid from any funds of an agency, appropriated or nonappropriated, for the purposes indicated and in not more than the principal amounts indicated, plus financing expenses and required reserves pursuant to chapter 39.94 RCW. When securing properties under this section, agencies shall use the most economical financial contract option available, including long-term leases, lease-purchase agreements, lease-development with option to purchase agreements or financial contracts using certificates of participation. Expenditures made by an agency for one of the indicated purposes before the issue date of the authorized financial contract and any certificates of participation therein are intended to be reimbursed from proceeds of the financial

1 contract and any certificates of participation therein to the extent
2 provided in the agency's financing plan approved by the state finance
3 committee.

4 State agencies may enter into agreements with the department of
5 enterprise services and the state treasurer's office to develop
6 requests to the legislature for acquisition of properties and
7 facilities through financial contracts. The agreements may include
8 charges for services rendered.

9 Those noninstructional facilities of higher education institutions
10 authorized in this section to enter into financial contracts are not
11 eligible for state funded maintenance and operations. Instructional
12 space that is available for regularly scheduled classes for academic
13 transfer, basic skills, and workforce training programs may be eligible
14 for state funded maintenance and operations.

15 (1) Community and technical colleges:

16 (a) Enter into a financing contract on behalf of Peninsula College
17 for up to \$2,000,000 plus financing expenses and required reserves
18 pursuant to chapter 39.94 RCW to renovate or replace the Forks
19 satellite building.

20 (b) Enter into a financing contract on behalf of South Puget Sound
21 Community College for up to \$5,000,000 plus financing expenses and
22 required reserves pursuant to chapter 39.94 RCW to renovate the
23 downtown Lacey campus.

24 (c) Enter into a financing contract on behalf of Walla Walla
25 Community College for up to \$1,000,000 plus financing expenses and
26 required reserves pursuant to chapter 39.94 RCW to purchase up to forty
27 acres of land.

28 (d) Enter into a financing contract on behalf of Green River
29 Community College for up to \$15,000,000 plus financing expenses and
30 required reserves pursuant to chapter 39.94 RCW to construct a
31 replacement facility for the student life center.

32 (e) Enter into a financing contract on behalf of Whatcom Community
33 College for up to \$11,000,000 plus financing expenses and required
34 reserves pursuant to chapter 39.94 RCW to construct a student
35 recreation center.

36 (f) Enter into a financing contract on behalf of Spokane Community
37 College for up to \$3,100,000 plus financing expenses and required

1 reserves pursuant to chapter 39.94 RCW to construct an addition to the
2 student services building.

3 (g) Enter into a long-term lease on behalf of Spokane Community
4 College at Felts Field suitable for the aerospace training center
5 program, subject to the approval of the office of financial management
6 as required by chapter 43.82 RCW.

7 (h) Enter into a financing contract on behalf of Lower Columbia
8 College for up to \$3,000,000 plus financing expenses and required
9 reserves pursuant to chapter 39.94 RCW to renovate the main building.

10 (i) Enter into a financing contract on behalf of Lower Columbia
11 College for up to \$3,000,000 plus financing expenses and required
12 reserves pursuant to chapter 39.94 RCW to purchase interest in a mixed
13 use building for student housing.

14 (2) Department of enterprise services:

15 (a) Enter into a financing contract for up to \$1,000,000 plus
16 financing expenses and required reserves pursuant to chapter 39.94 RCW
17 for the modifications to the Yakima office building in preparation for
18 the department of social and health services use of the building.

19 (b) Enter into a financing contract for up to \$69,000,000 plus
20 financing expenses and required reserves pursuant to chapter 39.94 RCW
21 to construct a new office building at 1063 Capitol Way South, Olympia.
22 ~~((The building will be delivered using design build, as defined by~~
23 ~~chapter 39.10 RCW, with a guarantee for energy, operations and~~
24 ~~maintenance performance. The term for performance validation must not~~
25 ~~be less than five years. The state may use state employees for~~
26 ~~services not related to building performance. Criteria for selecting~~
27 ~~a contractor must include life cycle costs, energy costs or energy use~~
28 ~~index. The scope of the building shall be between two hundred thousand~~
29 ~~and two hundred twenty five thousand square feet of office space based~~
30 ~~on the office of financial management's direction for square feet and~~
31 ~~tenants identified in the programming phase including the Washington~~
32 ~~State Patrol. Tenant lease costs for the building may not exceed \$26~~
33 ~~per gross square foot including debt services and operating expenses.~~
34 ~~Proposals must be received by January 31, 2014. This is phase one of~~
35 ~~a two phase process that includes future demolition of the current~~
36 ~~general administration building and construction of a similar facility~~
37 ~~which may include the state library as a tenant.))~~

1 (3) Eastern Washington University: Enter into a financing contract
2 for up to \$19,000,000 plus financing expenses and required reserves
3 pursuant to chapter 39.94 RCW to improve and expand recreational and
4 athletic facilities on the Cheney campus.

5 (4) The Evergreen State College: Enter into a financing contract
6 for up to \$12,500,000 plus financing expenses and required reserves
7 pursuant to chapter 39.94 RCW to purchase the currently leased
8 facilities for the Tacoma program.

9 (5) Central Washington University: Enter into a financing contract
10 for up to \$8,461,000 plus financing expenses and required reserves
11 pursuant to chapter 39.94 RCW to construct a welcome center.

12 **Sec. 6003.** RCW 43.155.070 and 2013 2nd sp.s. c 19 s 7032 are each
13 amended to read as follows:

14 (1) To qualify for financial assistance under this chapter the
15 board must determine that a local government meets all of the following
16 conditions:

17 (a) The city or county must be imposing a tax under chapter 82.46
18 RCW at a rate of at least one-quarter of one percent;

19 (b) The local government must have developed a capital facility
20 plan; and

21 (c) The local government must be using all local revenue sources
22 which are reasonably available for funding public works, taking into
23 consideration local employment and economic factors.

24 (2) Except where necessary to address a public health need or
25 substantial environmental degradation, a county, city, or town planning
26 under RCW 36.70A.040 may not receive financial assistance under this
27 chapter unless it has adopted a comprehensive plan, including a capital
28 facilities plan element, and development regulations as required by RCW
29 36.70A.040. This subsection does not require any county, city, or town
30 planning under RCW 36.70A.040 to adopt a comprehensive plan or
31 development regulations before requesting or receiving financial
32 assistance under this chapter if such request is made before the
33 expiration of the time periods specified in RCW 36.70A.040. A county,
34 city, or town planning under RCW 36.70A.040 that has not adopted a
35 comprehensive plan and development regulations within the time periods
36 specified in RCW 36.70A.040 may apply for and receive financial

1 assistance under this chapter if the comprehensive plan and development
2 regulations are adopted as required by RCW 36.70A.040 before executing
3 a contractual agreement for financial assistance with the board.

4 (3) In considering awarding financial assistance for public
5 facilities to special districts requesting funding for a proposed
6 facility located in a county, city, or town planning under RCW
7 36.70A.040, the board must consider whether the county, city, or town
8 planning under RCW 36.70A.040 in whose planning jurisdiction the
9 proposed facility is located has adopted a comprehensive plan and
10 development regulations as required by RCW 36.70A.040.

11 (4) The board must develop a priority process for public works
12 projects as provided in this section. The intent of the priority
13 process is to maximize the value of public works projects accomplished
14 with assistance under this chapter. The board must attempt to assure
15 a geographical balance in assigning priorities to projects. The board
16 must consider at least the following factors in assigning a priority to
17 a project:

18 (a) Whether the local government receiving assistance has
19 experienced severe fiscal distress resulting from natural disaster or
20 emergency public works needs;

21 (b) Except as otherwise conditioned by RCW 43.155.110, whether the
22 entity receiving assistance is a Puget Sound partner, as defined in RCW
23 90.71.010;

24 (c) Whether the project is referenced in the action agenda
25 developed by the Puget Sound partnership under RCW 90.71.310;

26 (d) Whether the project is critical in nature and would affect the
27 health and safety of a great number of citizens;

28 (e) Whether the applicant's permitting process has been certified
29 as streamlined by the office of regulatory assistance;

30 (f) Whether the applicant has developed and adhered to guidelines
31 regarding its permitting process for those applying for development
32 permits consistent with section 1(2), chapter 231, Laws of 2007;

33 (g) The cost of the project compared to the size of the local
34 government and amount of loan money available;

35 (h) The number of communities served by or funding the project;

36 (i) Whether the project is located in an area of high unemployment,
37 compared to the average state unemployment;

1 (j) Whether the project is the acquisition, expansion, improvement,
2 or renovation by a local government of a public water system that is in
3 violation of health and safety standards, including the cost of
4 extending existing service to such a system;

5 (k) Except as otherwise conditioned by RCW 43.155.120, and
6 effective one calendar year following the development of model
7 evergreen community management plans and ordinances under RCW
8 35.105.050, whether the entity receiving assistance has been
9 recognized, and what gradation of recognition was received, in the
10 evergreen community recognition program created in RCW 35.105.030;

11 (l) The relative benefit of the project to the community,
12 considering the present level of economic activity in the community and
13 the existing local capacity to increase local economic activity in
14 communities that have low economic growth; and

15 (m) Other criteria that the board considers advisable.

16 (5) For the 2013-2015 fiscal biennium, in place of the criteria,
17 ranking, and submission processes for construction loan lists provided
18 in subsections (4) and (7) of this section:

19 (a) The board must develop a process for numerically ranking
20 applications for construction loans submitted by local governments.
21 The board must consider, at a minimum and in any order, the following
22 factors in assigning a numerical ranking to a project:

23 (i) Whether the project is critical in nature and would affect the
24 health and safety of many people;

25 (ii) The extent to which the project leverages nonstate funds;

26 (iii) The extent to which the project is ready to proceed to
27 construction;

28 (iv) Whether the project is located in an area of high
29 unemployment, compared to the average state unemployment;

30 (v) Whether the project promotes the sustainable use of resources
31 and environmental quality;

32 (vi) Whether the project consolidates or regionalizes systems;

33 (vii) Whether the project encourages economic development through
34 mixed-use and mixed income development consistent with chapter 36.70A
35 RCW;

36 (viii) Whether the system is being well-managed in the present and
37 for long-term sustainability;

1 (ix) Achieving equitable distribution of funds by geography and
2 population;

3 (x) The extent to which the project meets the following state
4 policy objectives:

5 (A) Efficient use of state resources;

6 (B) Preservation and enhancement of health and safety;

7 (C) Abatement of pollution and protection of the environment;

8 (D) Creation of new, family wage jobs, and avoidance of shifting
9 existing jobs from one Washington state community to another;

10 (E) Fostering economic development consistent with chapter 36.70A
11 RCW;

12 (F) Efficiency in delivery of goods and services, public transit,
13 and transportation;

14 (G) Avoidance of additional costs to state and local governments
15 that adversely impact local residents and small businesses; and

16 (H) Reduction of the overall cost of public infrastructure; and

17 (xi) Other criteria that the board considers necessary to achieve
18 the purposes of this chapter.

19 (b) Before November 1, 2014, the board must develop and submit to
20 the appropriate fiscal committees of the senate and house of
21 representatives a ranked list of qualified public works projects which
22 have been evaluated by the board and are recommended for funding by the
23 legislature. The maximum amount of funding that the board may
24 recommend for any jurisdiction is ten million dollars per biennium.
25 For each project on the ranked list, as well as for eligible projects
26 not recommended for funding, the board must document the numerical
27 ranking that was assigned.

28 (6) Existing debt or financial obligations of local governments may
29 not be refinanced under this chapter. Each local government applicant
30 must provide documentation of attempts to secure additional local or
31 other sources of funding for each public works project for which
32 financial assistance is sought under this chapter.

33 (7) Before November 1st of each even-numbered year, the board must
34 develop and submit to the appropriate fiscal committees of the senate
35 and house of representatives a description of the loans made under RCW
36 43.155.065, 43.155.068, and subsection (10) of this section during the
37 preceding fiscal year and a prioritized list of projects which are
38 recommended for funding by the legislature, including one copy to the

1 staff of each of the committees. The list must include, but not be
2 limited to, a description of each project and recommended financing,
3 the terms and conditions of the loan or financial guarantee, the local
4 government jurisdiction and unemployment rate, demonstration of the
5 jurisdiction's critical need for the project and documentation of local
6 funds being used to finance the public works project. The list must
7 also include measures of fiscal capacity for each jurisdiction
8 recommended for financial assistance, compared to authorized limits and
9 state averages, including local government sales taxes; real estate
10 excise taxes; property taxes; and charges for or taxes on sewerage,
11 water, garbage, and other utilities.

12 (8) The board may not sign contracts or otherwise financially
13 obligate funds from the public works assistance account before the
14 legislature has appropriated funds for a specific list of public works
15 projects. The legislature may remove projects from the list
16 recommended by the board. The legislature may not change the order of
17 the priorities recommended for funding by the board.

18 (9) Subsection (8) of this section does not apply to loans made
19 under RCW 43.155.065, 43.155.068, and subsection (10) of this section.

20 (10) Loans made for the purpose of capital facilities plans are
21 exempted from subsection (8) of this section.

22 (11) To qualify for loans or pledges for solid waste or recycling
23 facilities under this chapter, a city or county must demonstrate that
24 the solid waste or recycling facility is consistent with and necessary
25 to implement the comprehensive solid waste management plan adopted by
26 the city or county under chapter 70.95 RCW.

27 (12) After January 1, 2010, any project designed to address the
28 effects of storm water or wastewater on Puget Sound may be funded under
29 this section only if the project is not in conflict with the action
30 agenda developed by the Puget Sound partnership under RCW 90.71.310.

31 (13) During the 2013-2015 fiscal biennium, for projects involving
32 repair, replacement, or improvement of a wastewater treatment plant or
33 other public works facility for which an investment grade efficiency
34 audit is obtainable, the public works board must require as a contract
35 condition that the project sponsor undertake an investment grade
36 efficiency audit. The project sponsor may finance the costs of the
37 audit as part of its public works assistance account program loan.

1 (14)(a) For public works assistance account application rounds
2 conducted during the 2013-2015 fiscal biennium, the board must
3 implement policies and procedures designed to maximize local government
4 use of federally funded drinking water and clean water state revolving
5 funds operated by the state departments of health and ecology. The
6 board, department of ecology, and department of health must jointly
7 develop evaluation criteria and application procedures that will
8 increase access of eligible drinking water and wastewater projects to
9 the public works assistance account for short-term preconstruction
10 financing and to the federally funded state revolving funds for
11 construction financing. The procedures must also strengthen
12 coordinated funding of preconstruction and construction projects.

13 (b) For all construction loan projects proposed to the legislature
14 for funding during the 2013-2015 fiscal biennium, the board must (~~base~~
15 ~~interest rates on the average daily market interest rate for tax-exempt~~
16 ~~municipal bonds as published in the bond buyer's index for the period~~
17 ~~from sixty to thirty days before the start of the application cycle.~~
18 ~~For projects with a repayment period between five and twenty years, the~~
19 ~~rate must be sixty percent of the market rate. For projects with a~~
20 ~~repayment period under five years, the rate must be thirty percent of~~
21 ~~the market rate)) establish lending policies and procedures that are
22 consistent with managing the public works assistance account for long-
23 term sustainability. When determining loan terms that will be in
24 effect for an application round, the board must take into account
25 applicable market rates, but may, at its discretion, use additional
26 factors to set the final loan terms. The board must also provide
27 reduced interest rates((~~7~~)) or extended repayment periods((~~7~~
28 ~~or forgivable principal loans~~)) for projects that meet financial hardship
29 criteria as measured by the affordability index or similar standard
30 measure of financial hardship.~~

31 (c) By December 1, 2013, the board must recommend to the
32 appropriate committees of the legislature statutory language to make
33 permanent these new criteria, procedures, and financing policies.

34 **Sec. 6004.** RCW 70.105D.070 and 2013 2nd sp.s. c 19 s 7033 and 2013
35 2nd sp.s. c 4 s 992 are each reenacted and amended to read as follows:

36 (1) The state toxics control account and the local toxics control
37 account are hereby created in the state treasury.

1 (2)(a) Moneys collected under RCW 82.21.030 must be deposited as
2 follows: Fifty-six percent to the state toxics control account under
3 subsection (3) of this section and forty-four percent to the local
4 toxics control account under subsection (4) of this section. When the
5 cumulative amount of deposits made to the state and local toxics
6 control accounts under this section reaches the limit during a fiscal
7 year as established in (b) of this subsection, the remainder of the
8 moneys collected under RCW 82.21.030 during that fiscal year must be
9 deposited into the environmental legacy stewardship account created in
10 RCW 70.105D.170.

11 (b) The limit on distributions of moneys collected under RCW
12 82.21.030 to the state and local toxics control accounts for the fiscal
13 year beginning July 1, 2013, is one hundred forty million dollars.

14 (c) In addition to the funds required under (a) of this subsection,
15 the following moneys must be deposited into the state toxics control
16 account: (i) The costs of remedial actions recovered under this
17 chapter or chapter 70.105A RCW; (ii) penalties collected or recovered
18 under this chapter; and (iii) any other money appropriated or
19 transferred to the account by the legislature.

20 (3) Moneys in the state toxics control account must be used only to
21 carry out the purposes of this chapter, including but not limited to
22 the following activities:

23 (a) The state's responsibility for hazardous waste planning,
24 management, regulation, enforcement, technical assistance, and public
25 education required under chapter 70.105 RCW;

26 (b) The state's responsibility for solid waste planning,
27 management, regulation, enforcement, technical assistance, and public
28 education required under chapter 70.95 RCW;

29 (c) The hazardous waste clean-up program required under this
30 chapter;

31 (d) State matching funds required under federal cleanup law;

32 (e) Financial assistance for local programs in accordance with
33 chapters 70.95, 70.95C, 70.95I, and 70.105 RCW;

34 (f) State government programs for the safe reduction, recycling, or
35 disposal of paint and hazardous wastes from households, small
36 businesses, and agriculture;

37 (g) Oil and hazardous materials spill prevention, preparedness,
38 training, and response activities;

- 1 (h) Water and environmental health protection and monitoring
- 2 programs;
- 3 (i) Programs authorized under chapter 70.146 RCW;
- 4 (j) A public participation program;
- 5 (k) Public funding to assist potentially liable persons to pay for
- 6 the costs of remedial action in compliance with clean-up standards
- 7 under RCW 70.105D.030(2)(e) but only when the amount and terms of such
- 8 funding are established under a settlement agreement under RCW
- 9 70.105D.040(4) and when the director has found that the funding will
- 10 achieve both: (i) A substantially more expeditious or enhanced cleanup
- 11 than would otherwise occur; and (ii) the prevention or mitigation of
- 12 unfair economic hardship;
- 13 (l) Development and demonstration of alternative management
- 14 technologies designed to carry out the hazardous waste management
- 15 priorities of RCW 70.105.150;
- 16 (m) State agriculture and health programs for the safe use,
- 17 reduction, recycling, or disposal of pesticides;
- 18 (n) Storm water pollution control projects and activities that
- 19 protect or preserve existing remedial actions or prevent hazardous
- 20 clean-up sites;
- 21 (o) Funding requirements to maintain receipt of federal funds under
- 22 the federal solid waste disposal act (42 U.S.C. Sec. 6901 et seq.);
- 23 (p) Air quality programs and actions for reducing public exposure
- 24 to toxic air pollution;
- 25 (q) Public funding to assist prospective purchasers to pay for the
- 26 costs of remedial action in compliance with clean-up standards under
- 27 RCW 70.105D.030(2)(e) if:
- 28 (i) The facility is located within a redevelopment opportunity zone
- 29 designated under RCW 70.105D.150;
- 30 (ii) The amount and terms of the funding are established under a
- 31 settlement agreement under RCW 70.105D.040(5); and
- 32 (iii) The director has found the funding meets any additional
- 33 criteria established in rule by the department, will achieve a
- 34 substantially more expeditious or enhanced cleanup than would otherwise
- 35 occur, and will provide a public benefit in addition to cleanup
- 36 commensurate with the scope of the public funding;
- 37 (r) Petroleum-based plastic or expanded polystyrene foam debris
- 38 cleanup activities in fresh or marine waters;

1 (s) Appropriations to the local toxics control account or the
2 environmental legacy stewardship account created in RCW 70.105D.170, if
3 the legislature determines that priorities for spending exceed
4 available funds in those accounts;

5 (t) During the 2013-2015 fiscal biennium, the department of
6 ecology's water quality, shorelands, environmental assessment,
7 administration, and air quality programs;

8 (u) During the 2013-2015 fiscal biennium, actions at the state
9 conservation commission to improve water quality for shellfish; ~~((and))~~

10 (v) During the 2013-2015 fiscal biennium, actions at the University
11 of Washington for reducing ocean acidification;

12 (w) For the 2013-2015 fiscal biennium, moneys in the state toxics
13 control account may be spent on projects in section ~~((3159))~~ 3160,
14 chapter 19, Laws of 2013 2nd sp. sess. and for transfer to the local
15 toxics control account; and

16 (x) For the 2013-2015 fiscal biennium, moneys in the state toxics
17 control account may be transferred to the radioactive mixed waste
18 account.

19 (4)(a) The department shall use moneys deposited in the local
20 toxics control account for grants or loans to local governments for the
21 following purposes in descending order of priority:

22 (i) Extended grant agreements entered into under ~~((e)(e))~~
23 (e)(i) of this subsection;

24 (ii) Remedial actions, including planning for adaptive reuse of
25 properties as provided for under ~~((e)(e))~~ (e)(iv) of this
26 subsection. The department must prioritize funding of remedial actions
27 at:

28 (A) Facilities on the department's hazardous sites list with a high
29 hazard ranking for which there is an approved remedial action work plan
30 or an equivalent document under federal cleanup law;

31 (B) Brownfield properties within a redevelopment opportunity zone
32 if the local government is a prospective purchaser of the property and
33 there is a department-approved remedial action work plan or equivalent
34 document under the federal cleanup law;

35 (iii) Storm water pollution source projects that: (A) Work in
36 conjunction with a remedial action; (B) protect completed remedial
37 actions against recontamination; or (C) prevent hazardous clean-up
38 sites;

1 (iv) Hazardous waste plans and programs under chapter 70.105 RCW;

2 (v) Solid waste plans and programs under chapters 70.95, 70.95C,
3 70.95I, and 70.105 RCW;

4 (vi) Petroleum-based plastic or expanded polystyrene foam debris
5 cleanup activities in fresh or marine waters; and

6 (vii) Appropriations to the state toxics control account or the
7 environmental legacy stewardship account created in RCW 70.105D.170, if
8 the legislature determines that priorities for spending exceed
9 available funds in those accounts.

10 (b) Funds for plans and programs must be allocated consistent with
11 the priorities and matching requirements established in chapters
12 70.105, 70.95C, 70.95I, and 70.95 RCW.

13 (c) During the 2013-2015 fiscal biennium, the local toxics control
14 account may also be used for local government storm water planning and
15 implementation activities.

16 (d) During the 2013-2015 fiscal biennium, the legislature may
17 transfer from the local toxics control account to the state general
18 fund, such amounts as reflect the excess fund balance in the account.

19 (e) To expedite cleanups throughout the state, the department may
20 use the following strategies when providing grants to local governments
21 under this subsection:

22 (i) Enter into an extended grant agreement with a local government
23 conducting remedial actions at a facility where those actions extend
24 over multiple biennia and the total eligible cost of those actions
25 exceeds twenty million dollars. The agreement is subject to the
26 following limitations:

27 (A) The initial duration of such an agreement may not exceed ten
28 years. The department may extend the duration of such an agreement
29 upon finding substantial progress has been made on remedial actions at
30 the facility;

31 (B) Extended grant agreements may not exceed fifty percent of the
32 total eligible remedial action costs at the facility; and

33 (C) The department may not allocate future funding to an extended
34 grant agreement unless the local government has demonstrated to the
35 department that funds awarded under the agreement during the previous
36 biennium have been substantially expended or contracts have been
37 entered into to substantially expend the funds;

1 (ii) Enter into a grant agreement with a local government
2 conducting a remedial action that provides for periodic reimbursement
3 of remedial action costs as they are incurred as established in the
4 agreement;

5 (iii) Enter into a grant agreement with a local government prior to
6 it acquiring a property or obtaining necessary access to conduct
7 remedial actions, provided the agreement is conditioned upon the local
8 government acquiring the property or obtaining the access in accordance
9 with a schedule specified in the agreement;

10 (iv) Provide integrated planning grants to local governments to
11 fund studies necessary to facilitate remedial actions at brownfield
12 properties and adaptive reuse of properties following remediation.
13 Eligible activities include, but are not limited to: Environmental
14 site assessments; remedial investigations; health assessments;
15 feasibility studies; site planning; community involvement; land use and
16 regulatory analyses; building and infrastructure assessments; economic
17 and fiscal analyses; and any environmental analyses under chapter
18 43.21C RCW;

19 (v) Provide grants to local governments for remedial actions
20 related to areawide groundwater contamination. To receive the funding,
21 the local government does not need to be a potentially liable person or
22 be required to seek reimbursement of grant funds from a potentially
23 liable person;

24 (vi) The director may alter grant matching requirements to create
25 incentives for local governments to expedite cleanups when one of the
26 following conditions exists:

27 (A) Funding would prevent or mitigate unfair economic hardship
28 imposed by the clean-up liability;

29 (B) Funding would create new substantial economic development,
30 public recreational opportunities, or habitat restoration opportunities
31 that would not otherwise occur; or

32 (C) Funding would create an opportunity for acquisition and
33 redevelopment of brownfield property under RCW 70.105D.040(5) that
34 would not otherwise occur;

35 (vii) When pending grant applications under ~~((e)+(e))~~ (e)(iv)
36 and (v) of this subsection (4) exceed the amount of funds available,
37 designated redevelopment opportunity zones must receive priority for
38 distribution of available funds.

1 (~~(d)~~—~~(f)~~)) (f) To expedite multiparty clean-up efforts, the
2 department may purchase remedial action cost-cap insurance. For the
3 2013-2015 fiscal biennium, moneys in the local toxics control account
4 may be spent on projects in sections 3024, 3035, 3036, and 3059,
5 chapter 19, Laws of 2013 2nd sp. sess.

6 (5) Except for unanticipated receipts under RCW 43.79.260 through
7 43.79.282, moneys in the state and local toxics control accounts may be
8 spent only after appropriation by statute.

9 (6) No moneys deposited into either the state or local toxics
10 control account may be used for: Natural disasters where there is no
11 hazardous substance contamination; high performance buildings; solid
12 waste incinerator facility feasibility studies, construction,
13 maintenance, or operation; or after January 1, 2010, for projects
14 designed to address the restoration of Puget Sound, funded in a
15 competitive grant process, that are in conflict with the action agenda
16 developed by the Puget Sound partnership under RCW 90.71.310. However,
17 this subsection does not prevent an appropriation from the state toxics
18 control account to the department of revenue to enforce compliance with
19 the hazardous substance tax imposed in chapter 82.21 RCW.

20 (7) Except during the 2011-2013 fiscal biennium, one percent of the
21 moneys collected under RCW 82.21.030 shall be allocated only for public
22 participation grants to persons who may be adversely affected by a
23 release or threatened release of a hazardous substance and to not-for-
24 profit public interest organizations. The primary purpose of these
25 grants is to facilitate the participation by persons and organizations
26 in the investigation and remedying of releases or threatened releases
27 of hazardous substances and to implement the state's solid and
28 hazardous waste management priorities. No grant may exceed sixty
29 thousand dollars. Grants may be renewed annually. Moneys appropriated
30 for public participation that are not expended at the close of any
31 biennium revert to the state toxics control account.

32 (8) The department shall adopt rules for grant or loan issuance and
33 performance. To accelerate both remedial action and economic recovery,
34 the department may expedite the adoption of rules necessary to
35 implement chapter 1, Laws of 2013 2nd sp. sess. using the expedited
36 procedures in RCW 34.05.353. The department shall initiate the award
37 of financial assistance by August 1, 2013. To ensure the adoption of

1 rules will not delay financial assistance, the department may
2 administer the award of financial assistance through interpretive
3 guidance pending the adoption of rules through July 1, 2014.

4 (9) Except as provided under subsection (3)(k) and (q) of this
5 section, nothing in chapter 1, Laws of 2013 2nd sp. sess. effects
6 [affects] the ability of a potentially liable person to receive public
7 funding.

8 (10) During the 2013-2015 fiscal biennium the local toxics control
9 account may also be used for the centennial clean water program and for
10 storm water grants.

11 **Sec. 6005.** RCW 43.160.080 and 2010 1st sp.s. c 36 s 6011 are each
12 amended to read as follows:

13 There shall be a fund in the state treasury known as the public
14 facilities construction loan revolving account, which shall consist of
15 all moneys collected under this chapter and any moneys appropriated to
16 it by law. Disbursements from the revolving account shall be on
17 authorization of the board. In order to maintain an effective
18 expenditure and revenue control, the public facilities construction
19 loan revolving account shall be subject in all respects to chapter
20 43.88 RCW. During the 2009-2011 biennium, sums in the public
21 facilities construction loan revolving account may be used for
22 community economic revitalization board export assistance grants and
23 loans in section 1018, chapter 36, Laws of 2010 1st sp. sess. and for
24 matching funds for the federal energy regional innovation cluster in
25 section 1017, chapter 36, Laws of 2010 1st sp. sess. During the 2013-
26 2015 biennium, sums in the public facilities construction loan
27 revolving account may be used for the animal disease traceability
28 project in section 3247, chapter 19, Laws of 2013 2nd sp. sess.,
29 administered by the department of agriculture.

30 **Sec. 6006.** RCW 70.148.020 and 2013 2nd sp.s. c 4 s 993 are each
31 amended to read as follows:

32 (1) The pollution liability insurance program trust account is
33 established in the custody of the state treasurer. All funds
34 appropriated for this chapter and all premiums collected for
35 reinsurance shall be deposited in the account. Expenditures from the
36 account shall be used exclusively for the purposes of this chapter

1 including payment of costs of administering the pollution liability
2 insurance and underground storage tank community assistance programs.
3 Expenditures for payment of administrative and operating costs of the
4 agency are subject to the allotment procedures under chapter 43.88 RCW
5 and may be made only after appropriation by statute. No appropriation
6 is required for other expenditures from the account.

7 (2) Each calendar quarter, the director shall report to the
8 insurance commissioner the loss and surplus reserves required for the
9 calendar quarter. The director shall notify the department of revenue
10 of this amount by the fifteenth day of each calendar quarter.

11 (3) Each calendar quarter the director shall determine the amount
12 of reserves necessary to fund commitments made to provide financial
13 assistance under RCW 70.148.130 to the extent that the financial
14 assistance reserves do not jeopardize the operations and liabilities of
15 the pollution liability insurance program. The director shall notify
16 the department of revenue of this amount by the fifteenth day of each
17 calendar quarter. The director may immediately establish an initial
18 financial assistance reserve of five million dollars from available
19 revenues. The director may not expend more than fifteen million
20 dollars for the financial assistance program.

21 (4) During the 2013-2015 fiscal biennium, the legislature may
22 transfer from the pollution liability insurance program trust account
23 to the state general fund such amounts as reflect the excess fund
24 balance of the account.

25 (5) During the 2013-2015 fiscal biennium, the pollution liability
26 insurance program trust account may be used for other underground
27 storage tank cleanup projects as provided in sections 1023, 2011, and
28 5009, chapter . . ., Laws of 2014 (this act).

29 (6) This section expires July 1, 2020.

30 **Sec. 6007.** RCW 27.34.330 and 2006 c 371 s 232 are each amended to
31 read as follows:

32 The Washington state historical society shall establish a
33 competitive process to solicit proposals for and prioritize heritage
34 capital projects for potential funding in the state capital budget.
35 The society shall adopt rules governing project eligibility and
36 evaluation criteria. Application for funding of specific heritage
37 projects may be made to the society by local governments, public

1 development authorities, nonprofit corporations, tribal governments,
2 and other entities, as determined by the society. The society, with
3 the advice of (~~leaders in the heritage field~~) an advisory panel,
4 including but not limited to leaders in the fields of heritage,
5 architecture, and finance, representatives from the office of the
6 secretary of state, the department of enterprise services, the eastern
7 Washington state historical society, and the department of archaeology
8 and historic preservation, shall establish and submit a prioritized
9 list of heritage capital projects to the governor and the legislature
10 in the society's biennial capital budget request. The list shall
11 include a description of each project, the amount of recommended state
12 funding, and documentation of nonstate funds to be used for the
13 project. The total amount of recommended state funding for projects on
14 a biennial project list shall not exceed ten million dollars. The
15 prioritized list shall be developed through open and public meetings
16 and the amount of state funding shall not exceed thirty-three and one-
17 third percent of the total cost of the project. The nonstate portion
18 of the total project cost may include cash, the value of real property
19 when acquired solely for the purpose of the project, and in-kind
20 contributions. The department shall not sign contracts or otherwise
21 financially obligate funds under this section until the legislature has
22 approved a specific list of projects. In contracts for grants
23 authorized under this section, the society shall include provisions
24 requiring that capital improvements be held by the grantee for a
25 specified period of time appropriate to the amount of the grant and
26 that facilities be used for the express purpose of the grant. If the
27 grantee is found to be out of compliance with provisions of the
28 contract, the grantee shall repay to the state general fund the
29 principal amount of the grant plus interest calculated at the rate of
30 interest on state of Washington general obligation bonds issued most
31 closely to the date of authorization of the grant. Program
32 administration costs retained by the society must be consistent with
33 capital budget guidelines established by the office of financial
34 management.

35 NEW SECTION. Sec. 6008. A new section is added to 2013 2nd sp.s.
36 c 19 (uncodified) to read as follows:

37 To the extent that any appropriation authorizes expenditures of

1 state funds from the state building construction account, or from any
2 other capital project account in the state treasury, for a capital
3 project or program that is specified to be funded with proceeds from
4 the sale of bonds, the legislature declares that any such expenditures
5 for that project or program made prior to the issue date of the
6 applicable bonds are intended to be reimbursed from proceeds of those
7 bonds in a maximum amount equal to the amount of such appropriation.

8 NEW SECTION. **Sec. 6009.** A new section is added to 2013 2nd sp.s.
9 c 19 (uncodified) to read as follows:

10 The legislative evaluation and accountability program committee
11 shall develop a new K-12 capital budget model in consultation with the
12 superintendent of public instruction, the office of financial
13 management, the caseload forecast council, and legislative fiscal staff
14 for use in forecasting biennial appropriations to support the school
15 construction assistance program. The model must include improved
16 forecasting of the school construction assistance program through
17 analysis of existing data including, but not limited to:

- 18 (1) Local school district bond and levy elections and bond sales;
- 19 (2) Actual pace of state assistance reimbursement including front-
20 funded projects and other conditions that contribute to variations in
21 reimbursements;
- 22 (3) Local school district study and survey results specific to
23 estimated capital costs, cost/benefit analyses on the need to modernize
24 and/or replace existing school facilities, timelines for completing
25 school facilities projects, and ability to provide capital funds by
26 local efforts;
- 27 (4) Analysis of actual inventory and condition of schools; and
- 28 (5) State population forecasts of school aged children.

29 NEW SECTION. **Sec. 6010.** A new section is added to chapter 43.330
30 RCW to read as follows:

31 The historic building rehabilitation revolving loan fund is created
32 in the state treasury. All receipts from the repayment of historic
33 building rehabilitation loans must be deposited into the fund. Moneys
34 in the fund may be spent only after appropriation. Expenditures from
35 the fund may be used only for loans to historic building rehabilitation
36 projects as provided for in section 1017 of this act.

1 NEW SECTION. **Sec. 6011.** A new section is added to 2013 2nd sp.s.
2 c 19 (uncodified) to read as follows:

3 The department of enterprise services shall develop a city/state
4 impact summary in partnership with the city of Olympia. The analysis
5 must describe physical spaces and related operations that jointly
6 impact state facilities and the host capital city. At a minimum, the
7 transition of Sylvester park in downtown Olympia from a state facility
8 to a local facility must be considered in the analysis. The analysis
9 must also include a menu of city-wide revenue sources to be considered
10 by the 2015 legislature that will increase city revenues and ultimately
11 city expenditures by the host capital city to mitigate impacts that the
12 city has on state government facilities and the operations of those
13 facilities. A final report is due to the office of financial
14 management, the house capital budget committee, and the senate ways and
15 means committee by December 1, 2014.

16 NEW SECTION. **Sec. 6012.** The following acts or parts of acts are
17 each repealed:

- 18 (1) 2013 2nd sp.s. c 19 s 7004 (uncodified); and
19 (2) 2013 2nd sp.s. c 19 s 7013 (uncodified).

20 NEW SECTION. **Sec. 6013.** This act is necessary for the immediate
21 preservation of the public peace, health, or safety, or support of the
22 state government and its existing public institutions, and takes effect
23 immediately.

(End of bill)"

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1 Correct the title.

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