

SB 5442 - H COMM AMD

By Committee on Capital Budget

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

3 "Sec. 1. RCW 43.160.060 and 2014 c 112 s 108 are each amended to
4 read as follows:

5 (1) The board is authorized to make direct loans to political
6 subdivisions of the state and to federally recognized Indian tribes
7 for the purposes of assisting the political subdivisions and
8 federally recognized Indian tribes in financing the cost of public
9 facilities, including development of land and improvements for public
10 facilities, project-specific environmental, capital facilities, land
11 use, permitting, feasibility, and marketing studies and plans;
12 project design, site planning, and analysis; project debt and revenue
13 impact analysis; as well as the construction, rehabilitation,
14 alteration, expansion, or improvement of the facilities. A grant may
15 also be authorized for purposes designated in this chapter, but only
16 when, and to the extent that, a loan is not reasonably possible,
17 given the limited resources of the political subdivision or the
18 federally recognized Indian tribe and the finding by the board that
19 financial circumstances require grant assistance to enable the
20 project to move forward. However, no more than twenty-five percent of
21 all financial assistance approved by the board in any biennium may
22 consist of grants to political subdivisions and federally recognized
23 Indian tribes.

24 (2) The board must award a minimum of seventy-five percent of the
25 moneys appropriated to it in the omnibus capital appropriations act
26 to projects that are able to demonstrate convincing evidence that the
27 median hourly wage of the private sector jobs created after the
28 project is completed will exceed the countywide median hourly wage
29 for private sector jobs.

30 (3) To increase opportunities for private sector employment in
31 the state's most distressed counties, the board may award up to
32 twenty-five percent of the biennial moneys appropriated to proposed

1 projects located in the twenty-five percent of counties that have the
2 state's highest average unemployment rates over the previous three
3 years that cannot demonstrate convincing evidence that the median
4 hourly wage of the private sector jobs created after the project is
5 completed will exceed the countywide median hourly wage for private
6 sector jobs.

7 (4) The board must give funding priority to eligible projects
8 applying under the committed private sector partner construction
9 program.

10 (5) Application for funds must be made in the form and manner as
11 the board may prescribe. In making grants or loans the board must
12 conform to the following requirements:

13 (a) The board may not provide financial assistance:

14 (i) For a project the primary purpose of which is to facilitate
15 or promote a retail shopping development or expansion.

16 (ii) For any project that evidence exists would result in a
17 development or expansion that would displace existing jobs in any
18 other community in the state.

19 (iii) For a project the primary purpose of which is to facilitate
20 or promote gambling.

21 (iv) For a project located outside the jurisdiction of the
22 applicant political subdivision or federally recognized Indian tribe.

23 (b) The board may only provide financial assistance:

24 (i) For a project demonstrating convincing evidence that a
25 specific private development or expansion is ready to occur and will
26 occur only if the public facility improvement is made that:

27 (A) Results in the creation of significant private sector jobs or
28 significant private sector capital investment as determined by the
29 board; and

30 (B) Will improve the opportunities for the successful
31 maintenance, establishment, or expansion of industrial or commercial
32 plants or will otherwise assist in the creation or retention of long-
33 term economic opportunities;

34 (ii) For a project that cannot meet the requirement of (b)(i) of
35 this subsection but is a project that:

36 (A) Results in the creation of significant private sector jobs or
37 significant private sector capital investment as determined by the
38 board;

39 (B) Is part of a local economic development plan consistent with
40 applicable state planning requirements;

1 (C) Can demonstrate project feasibility using standard economic
2 principles; and

3 (D) Is located in a rural community as defined by the board, or a
4 rural county;

5 (iii) For site-specific plans, studies, and analyses that address
6 environmental impacts, capital facilities, land use, permitting,
7 feasibility, marketing, project engineering, design, site planning,
8 and project debt and revenue impacts, as grants not to exceed fifty
9 thousand dollars.

10 (c) The board must develop guidelines for local participation and
11 allowable match and activities.

12 (d) An application must demonstrate local match and local
13 participation, in accordance with guidelines developed by the board.

14 (e) An application must be approved by the political subdivision
15 and supported by the local associate development organization or
16 local workforce development council or approved by the governing body
17 of the federally recognized Indian tribe.

18 (f) The board may allow de minimis general system improvements to
19 be funded if they are critically linked to the viability of the
20 project.

21 ~~(g) ((An application must demonstrate convincing evidence that
22 the median hourly wage of the private sector jobs created after the
23 project is completed will exceed the countywide median hourly wage.~~

24 ~~(h))~~) The board must prioritize each proposed project according
25 to:

26 (i) The relative benefits provided to the community by the jobs
27 the project would create, not just the total number of jobs it would
28 create after the project is completed, but also giving consideration
29 to the unemployment rate in the area in which the jobs would be
30 located;

31 (ii) The rate of return of the state's investment, including, but
32 not limited to, the leveraging of private sector investment,
33 anticipated job creation and retention, and expected increases in
34 state and local tax revenues associated with the project;

35 (iii) Whether the proposed project offers a health insurance plan
36 for employees that includes an option for dependents of employees;

37 (iv) Whether the public facility investment will increase
38 existing capacity necessary to accommodate projected population and
39 employment growth in a manner that supports infill and redevelopment
40 of existing urban or industrial areas that are served by adequate

1 public facilities. Projects should maximize the use of existing
2 infrastructure and provide for adequate funding of necessary
3 transportation improvements;

4 (v) Whether the applicant's permitting process has been certified
5 as streamlined by the office of regulatory assistance; and

6 (vi) Whether the applicant has developed and adhered to
7 guidelines regarding its permitting process for those applying for
8 development permits consistent with section 1(2), chapter 231, Laws
9 of 2007.

10 ~~((i))~~ (h) A responsible official of the political subdivision
11 or the federally recognized Indian tribe must be present during board
12 deliberations and provide information that the board requests.

13 ~~((3))~~ (6) Before any financial assistance application is
14 approved, the political subdivision or the federally recognized
15 Indian tribe seeking the assistance must demonstrate to the community
16 economic revitalization board that no other timely source of funding
17 is available to it at costs reasonably similar to financing available
18 from the community economic revitalization board.

19 NEW SECTION. **Sec. 2.** This act is necessary for the immediate
20 preservation of the public peace, health, or safety, or support of
21 the state government and its existing public institutions, and takes
22 effect immediately."

23 Correct the title.

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