

2 SHB 1071 - H AMD 956 ADOPTED 5/23/95
3 By Representative Sehlin

4

5 Strike everything after the enacting clause and insert the
6 following:

7 "NEW SECTION. **Sec. 1.** For the purpose of providing funds to
8 finance the projects described and authorized by the legislature in the
9 capital and operating appropriations acts for the 1995-97 fiscal
10 biennium, and all costs incidental thereto, the state finance committee
11 is authorized to issue general obligation bonds of the state of
12 Washington in the sum of eight hundred eleven million dollars, or as
13 much thereof as may be required, to finance these projects and all
14 costs incidental thereto. Bonds authorized in this section may be sold
15 at such price as the state finance committee shall determine. No bonds
16 authorized in this section may be offered for sale without prior
17 legislative appropriation of the net proceeds of the sale of the bonds.

18 NEW SECTION. **Sec. 2.** The proceeds from the sale of the bonds
19 authorized in section 1 of this act shall be deposited in the state
20 building construction account created by RCW 43.83.020. The proceeds
21 shall be transferred as follows:

22 (1) Seven hundred eighty million dollars to remain in the state
23 building construction account created by RCW 43.83.020;

24 (2) Twenty million dollars to the outdoor recreation account
25 created by RCW 43.99.060;

26 (3) Eighteen million six hundred thousand dollars to the habitat
27 conservation account created by RCW 43.98A.020;

28 (4) Two million nine hundred twelve thousand dollars to the public
29 safety reimbursable bond account; and

30 (5) Ten million dollars to the higher education construction
31 account created by RCW 28B.14D.040.

32 These proceeds shall be used exclusively for the purposes specified
33 in this section and for the payment of expenses incurred in the
34 issuance and sale of the bonds issued for the purposes of this section,

1 and shall be administered by the office of financial management subject
2 to legislative appropriation.

3 NEW SECTION. **Sec. 3.** (1) The state general obligation bond
4 retirement fund shall be used for the payment of the principal of and
5 interest on the bonds authorized in section 2 (1), (2), (3), (4), and
6 (5) of this act.

7 (2) The state finance committee shall, on or before June 30th of
8 each year, certify to the state treasurer the amount needed in the
9 ensuing twelve months to meet the bond retirement and interest
10 requirements. Not less than thirty days prior to the date on which any
11 interest or principal and interest payment is due, the state treasurer
12 shall withdraw from any general state revenues received in the state
13 treasury and deposit in the general obligation bond retirement fund an
14 amount equal to the amount certified by the state finance committee to
15 be due on the payment date.

16 (3) On each date on which any interest or principal and interest
17 payment is due on bonds issued for the purposes of section 2(4) of this
18 act, the state treasurer shall transfer from the public safety and
19 education account to the general fund of the state treasury the amount
20 computed in subsection (2) of this section for the bonds issued for the
21 purposes of section 2(4) of this act.

22 (4) On each date on which any interest or principal and interest
23 payment is due on bonds issued for the purposes of section 2(5) of this
24 act, the board of regents of the University of Washington shall cause
25 to be paid out of University of Washington nonappropriated local funds
26 to the state treasurer for deposit into the general fund of the state
27 treasury the amount computed in subsection (2) of this section for
28 bonds issued for the purposes of section 2(5) of this act.

29 (5) Bonds issued under this section and sections 1 and 2 of this
30 act shall state that they are a general obligation of the state of
31 Washington, shall pledge the full faith and credit of the state to the
32 payment of the principal thereof and the interest thereon, and shall
33 contain an unconditional promise to pay the principal and interest as
34 the same shall become due.

35 (6) The owner and holder of each of the bonds or the trustee for
36 the owner and holder of any of the bonds may by mandamus or other
37 appropriate proceeding require the transfer and payment of funds as
38 directed in this section.

1 NEW SECTION. **Sec. 4.** The legislature may provide additional means
2 for raising moneys for the payment of the principal of and interest on
3 the bonds authorized in section 1 of this act, and section 3 of this
4 act shall not be deemed to provide an exclusive method for the payment.

5 NEW SECTION. **Sec. 5.** The bonds authorized in section 1 of this
6 act shall be a legal investment for all state funds or funds under
7 state control and for all funds of any other public body.

8 **Sec. 6.** RCW 39.52.010 and 1984 c 186 s 36 are each amended to read
9 as follows:

10 Any county, city, or town in the state of Washington which now has
11 or may hereafter have an outstanding indebtedness evidenced by warrants
12 or bonds, including warrants or bonds of any county, city, or town
13 which are special fund obligations of and constitute a lien upon the
14 waterworks or other public utilities of such county, city, or town, and
15 are payable only from the income or funds derived or to be derived
16 therefrom, whether issued originally within the limitations of the
17 Constitution of this state, or of any law thereof, or whether such
18 outstanding indebtedness has been or may hereafter be validated or
19 legalized in the manner prescribed by law, may, by its corporate
20 authorities, provide by ordinance or resolution for the issuance of
21 funding bonds with which to take up and cancel such outstanding
22 indebtedness in the manner hereinafter described, said bonds to
23 constitute general obligations of such county, city, or town:
24 PROVIDED, That special fund obligations payable only from the income
25 funds of the public utility, shall not be refunded by the issuance of
26 general municipal bonds where voter approval is required before general
27 municipal bonds may be issued for such public utility purposes, unless
28 such general municipal bonds shall have been previously authorized.
29 Nothing in this chapter shall be so construed as to prevent any such
30 county, city, or town from funding its indebtedness as now provided by
31 law.

32 **Sec. 7.** RCW 39.52.020 and 1984 c 186 s 37 are each amended to read
33 as follows:

34 No bonds issued under this chapter shall be issued for a longer
35 period than twenty years. Nothing in this chapter shall be deemed to
36 authorize the issuing of any funding bonds which exceeds any

1 constitutional or statutory limitations of indebtedness. Such bonds
2 shall be issued and sold in accordance with chapters 39.46 and 39.53
3 RCW, exclusive of RCW 39.53.120.

4 NEW SECTION. **Sec. 8.** If any provision of this act or its
5 application to any person or circumstance is held invalid, the
6 remainder of the act or the application of the provision to other
7 persons or circumstances is not affected.

8 NEW SECTION. **Sec. 9.** Sections 1 through 5 of this act shall
9 constitute a new chapter in Title 43 RCW."

10 **SHB 1071** - H AMD
11 By Representative

12

13 On page 1, line 1 of the title, after "bonds;" strike the remainder
14 of the title and insert "amending RCW 39.52.010 and 39.52.020; and
15 adding a new chapter to Title 43 RCW."

--- END ---