
SENATE BILL 5163

State of Washington

60th Legislature

2007 Regular Session

By Senator Jacobsen

Read first time 01/11/2007. Referred to Committee on Natural Resources, Ocean & Recreation.

1 AN ACT Relating to creating the Washington state capitol park;
2 amending RCW 79.24.710, 79.24.730, 46.08.150, 43.34.080, 27.48.040,
3 43.34.090, 46.08.172, 79.24.300, 79.24.540, 79.24.560, and 79.24.570;
4 adding new sections to chapter 79A.05 RCW; repealing RCW 43.19.125 and
5 79.24.530; providing an effective date; and declaring an emergency.

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

7 NEW SECTION. **Sec. 1.** Washington state's legislative building is
8 the most vital and preeminent public building in this state and serves
9 as both a working governmental center and a symbol of Washington's free
10 and democratic government. It is the centerpiece of the five historic
11 capitol buildings and grounds designed by New York architects Walter
12 Wilder and Harry White. This building and its contents reflect the
13 dreams and achievements of many individuals and organizations across
14 the history of Washington. Therefore, it is the intent of the
15 legislature to establish and recognize the capitol campus and grounds
16 as a uniquely valuable cultural and historical resource that should be
17 preserved and promoted as an outstanding example of Washington state
18 heritage. To that end, the legislature creates the Washington state
19 capitol park. As a capstone state park, the capitol campus grounds and

1 buildings will provide an enhanced learning and recreational experience
2 as visitors are exposed to the history of Washington and witness modern
3 lawmaking shaping the future of this great state.

4 NEW SECTION. **Sec. 2.** (1) The capitol campus as described in RCW
5 79.24.710 is designated as a state park.

6 (2) The commission shall develop an action plan for the Washington
7 state capitol state park containing, at a minimum, the following
8 elements:

9 (a) Proposals to promote tourism at the Washington state capitol
10 campus, including but not limited to: Concessionaire enhancements,
11 audio-visual self-guided tour options, a central visitor center with
12 souvenir/retail opportunities, and clear and understandable wayfinding
13 guides;

14 (b) Proposals to enrich the educational experience including but
15 not limited to both the present and historical activities/utilization
16 of the capitol campus as the seat of state government, the unique
17 architectural features of the campus, and horticultural and art
18 collections; and

19 (c) Proposals to increase volunteer opportunities at the campus.

20 The commission shall submit the action plan to the legislature by
21 November 1, 2007.

22 NEW SECTION. **Sec. 3.** (1) The commission shall have custody and
23 control of the capitol buildings and grounds, supervise and direct
24 proper care, heating, lighting, and repair thereof, and designate rooms
25 in the capitol buildings to be occupied by various state officials.

26 (2) The commission may contract with the department of general
27 administration for the maintenance and administration of the buildings
28 and grounds of the state capitol campus.

29 NEW SECTION. **Sec. 4.** The commission shall develop, amend, and
30 modify an overall plan for the design and establishment of state
31 capitol buildings and grounds on the east capitol site in accordance
32 with current and prospective requisites of a state capitol befitting
33 the state of Washington. The overall plan, amendments, and
34 modifications thereto are subject to the approval of the state capitol
35 committee.

1 NEW SECTION. **Sec. 5.** The commission is responsible for the
2 stewardship, preservation, operation, and maintenance of the public and
3 historic facilities of the state capitol, subject to the policy
4 direction of the state capitol committee and the guidance of the
5 capitol campus design advisory committee. In administering this
6 responsibility, the commission shall:

7 (1) Apply the United States secretary for the interior's standards
8 for the treatment of historic properties;

9 (2) Seek to balance the functional requirements of state government
10 operations with public access and the long-term preservation needs of
11 the properties themselves; and

12 (3) Consult with the capitol furnishings preservation committee,
13 the state historic preservation officer, the state arts commission, and
14 the state facilities accessibility advisory committee in fulfilling the
15 responsibilities provided for in this section.

16 **Sec. 6.** RCW 79.24.710 and 2005 c 330 s 2 are each amended to read
17 as follows:

18 For the purposes of RCW 79.24.720, 79.24.730, 43.01.090, 43.19.500,
19 and 79.24.087, "state capitol public and historic facilities" includes:

20 (1) The east, west and north capitol campus grounds, Sylvester
21 park, Heritage park, Marathon park, Centennial park, the Deschutes
22 river basin commonly known as Capitol lake, the interpretive center,
23 Deschutes parkway, and the landscape, memorials, artwork, fountains,
24 streets, sidewalks, lighting, and infrastructure in each of these areas
25 not including state-owned aquatic lands in these areas managed by the
26 department of natural resources under RCW (~~(79.90.450)~~) 79.105.010;

27 (2) The public spaces and the historic interior and exterior
28 elements of the following buildings: The visitor center, the
29 Governor's mansion, the legislative building, the John L. O'Brien
30 building, the Cherberg building, the Newhouse building, the Pritchard
31 building, the temple of justice, the insurance building, the Dolliver
32 building, capitol court, and the old capitol buildings, including the
33 historic state-owned furnishings and works of art commissioned for or
34 original to these buildings; and

35 (3) Other facilities or elements of facilities as determined by the
36 state capitol committee, in consultation with the (~~department of~~
37 ~~general administration~~) state parks and recreation commission.

1 **Sec. 7.** RCW 79.24.730 and 2005 c 330 s 4 are each amended to read
2 as follows:

3 (1) To provide for responsible stewardship of the state capitol
4 public and historic facilities, funding for:

5 (a) Maintenance and operational needs shall be authorized in the
6 state's omnibus appropriations act and funded by the general
7 (~~administration services account as provided under RCW 43.19.500~~)
8 general fund and the state parks renewal and stewardship account as
9 provided under RCW 79A.05.215;

10 (b) Development and preservation needs shall be authorized in the
11 state's capital budget. To the extent revenue is available, the
12 capitol building construction account under RCW 79.24.087 shall fund
13 capital budget needs. If capitol building construction account funds
14 are not available, the state building construction account funds may be
15 authorized for this purpose.

16 (2) The (~~department of general administration~~) state parks and
17 recreation commission may seek grants, gifts, or donations to support
18 the stewardship of state capitol public and historic facilities. The
19 (~~department~~) state parks and recreation commission may: (a) Purchase
20 historic state capitol furnishings or artifacts; or (b) sell historic
21 state capitol furnishings and artifacts that have been designated as
22 state surplus by the capitol furnishings preservation committee under
23 RCW 27.48.040(6). Funds generated from grants, gifts, donations, or
24 sales for omnibus appropriations act needs shall be deposited into the
25 (~~general administration services account~~) state parks renewal and
26 stewardship account created in RCW 79A.05.215. Funds generated for
27 capital budget needs shall be deposited into the capitol building
28 construction account.

29 **Sec. 8.** RCW 46.08.150 and 1995 c 384 s 2 are each amended to read
30 as follows:

31 The (~~director of general administration~~) state parks and
32 recreation commission shall have power to devise and (~~promulgate~~)
33 adopt rules and regulations for the control of vehicular and pedestrian
34 traffic and the parking of motor vehicles on the state capitol grounds.
35 However, the monetary penalty for parking a motor vehicle without a
36 valid special license plate or placard in a parking place reserved for
37 (~~physically disabled persons~~) individuals with disabilities shall be

1 the same as provided in RCW 46.16.381. Such rules and regulations
2 shall be (~~promulgated~~) adopted by publication in one issue of a
3 newspaper published at the state capitol and shall be given such
4 further publicity as the (~~director~~) state parks and recreation
5 commission may deem proper.

6 **Sec. 9.** RCW 43.34.080 and 1990 c 93 s 1 are each amended to read
7 as follows:

8 (1) The capitol campus design advisory committee is established as
9 an advisory group to the capitol committee and the (~~director of~~
10 ~~general administration~~) state parks and recreation commission to
11 review programs, planning, design, and landscaping of state capitol
12 facilities and grounds and to make recommendations that will contribute
13 to the attainment of architectural, aesthetic, functional, and
14 environmental excellence in design and maintenance of capitol
15 facilities on campus and located in neighboring communities.

16 (2) The advisory committee shall consist of the following persons
17 who shall be appointed by and serve at the pleasure of the governor:

- 18 (a) Two architects;
- 19 (b) A landscape architect; and
- 20 (c) An urban planner.

21 The governor shall appoint the chair and vice-chair and (~~shall~~
22 ~~instruct the director of general administration to~~) the state parks
23 and recreation commission shall provide the staff and resources
24 necessary for implementing this section. The advisory committee shall
25 meet at least once every ninety days and at the call of the chair.

26 The members of the committee shall be reimbursed as provided in RCW
27 43.03.220 and 44.04.120.

28 (3) The advisory committee shall also consist of the secretary of
29 state and two members of the house of representatives, one from each
30 caucus, who shall be appointed by the speaker of the house of
31 representatives, and two members of the senate, one from each caucus,
32 who shall be appointed by the president of the senate.

33 (4) The advisory committee shall review plans and designs affecting
34 state capitol facilities as they are developed. The advisory
35 committee's review shall include:

- 36 (a) The process of solicitation and selection of appropriate
37 professional design services including design-build proposals;

1 (b) Compliance with the capitol campus master plan and design
2 concepts as adopted by the capitol committee;

3 (c) The design, siting, and grouping of state capitol facilities
4 relative to the service needs of state government and the impact upon
5 the local community's economy, environment, traffic patterns, and other
6 factors;

7 (d) The relationship of overall state capitol facility planning to
8 the respective comprehensive plans for long-range urban development of
9 the cities of Olympia, Lacey, and Tumwater, and Thurston county; and

10 (e) Landscaping plans and designs, including planting proposals,
11 street furniture, sculpture, monuments, and access to the capitol
12 campus and buildings.

13 **Sec. 10.** RCW 27.48.040 and 1999 c 343 s 2 are each amended to read
14 as follows:

15 (1) Unless the context clearly requires otherwise, the definitions
16 in this section apply throughout this section.

17 (a) "State capitol group" includes the legislative building, the
18 insurance building, the Cherberg building, the John L. O'Brien
19 building, the Newhouse building, and the temple of justice building.

20 (b) "Historic furnishings" means furniture, fixtures, and artwork
21 fifty years of age or older.

22 (2) The capitol furnishings preservation committee is established
23 to promote and encourage the recovery and preservation of the original
24 and historic furnishings of the state capitol group, prevent future
25 loss of historic furnishings, and review and advise future remodeling
26 and restoration projects as they pertain to historic furnishings. The
27 committee's authority does not extend to the placement of any historic
28 furnishings within the state capitol group.

29 (3) The capitol furnishings preservation committee account is
30 created in the custody of the state treasurer. All receipts designated
31 for the account from appropriations and from other sources must be
32 deposited into the account. Expenditures from the account may be used
33 only to finance the activities of the capitol furnishings preservation
34 committee. Only the director of the Washington state historical
35 society or the director's designee may authorize expenditures from the
36 account when authorized to do so by the committee. The account is

1 subject to allotment procedures under chapter 43.88 RCW, but an
2 appropriation is not required for expenditures.

3 (4) The committee may:

4 (a) Authorize the director of the Washington state historical
5 society or the director's designee to expend funds from the capitol
6 furnishings preservation committee account for limited purposes of
7 purchasing and preserving historic furnishings of the state capitol
8 group;

9 (b) Accept monetary donations, grants, and donations of historic
10 furnishings from, but not limited to, (i) current and former
11 legislators, state officials, and lobbyists; (ii) the families of
12 former legislators, state officials, and lobbyists; and (iii) the
13 general public. Moneys received under this section must be deposited
14 in the capitol furnishings preservation committee account; and

15 (c) Engage in or encourage fund-raising activities including the
16 solicitation of charitable gifts, grants, or donations specifically for
17 the limited purpose of the recovery of the original and historic
18 furnishings.

19 (5) The membership of the committee shall include: Two members of
20 the house of representatives, one from each major caucus, appointed by
21 the speaker of the house of representatives; two members of the senate,
22 one from each major caucus, appointed by the president of the senate;
23 the chief clerk of the house of representatives; the secretary of the
24 senate; the governor or the governor's designee; the lieutenant
25 governor or the lieutenant governor's designee; a representative from
26 the office of the secretary of state, the office of the state
27 treasurer, the office of the state auditor, and the office of the
28 insurance commissioner; a representative from the supreme court; a
29 representative from the Washington state historical society, (~~the~~
30 ~~department of general administration~~) a representative designated by
31 the state parks and recreation commission, and the Thurston county
32 planning council, each appointed by the governor; and three private
33 citizens, appointed by the governor.

34 (6) Original or historic furnishings from the state capitol group
35 are not surplus property under chapter 43.19 RCW or other authority
36 unless designated as such by the committee.

1 **Sec. 11.** RCW 43.34.090 and 2002 c 164 s 1 are each amended to read
2 as follows:

3 (1) The legislature shall approve names for new or existing
4 buildings on the state capitol grounds based upon recommendations from
5 the state capitol committee and the (~~director of the department of~~
6 ~~general administration~~) state parks and recreation commission, with
7 the advice of the capitol campus design advisory committee, subject to
8 the following limitations:

9 (a) An existing building may be renamed only after a substantial
10 renovation or a change in the predominant tenant agency headquartered
11 in the building.

12 (b) A new or existing building may be named or renamed after:

13 (i) An individual who has played a significant role in Washington
14 history;

15 (ii) The purpose of the building;

16 (iii) The single or predominant tenant agency headquartered in the
17 building;

18 (iv) A significant place name or natural place in Washington;

19 (v) A Native American tribe located in Washington;

20 (vi) A group of people or type of person;

21 (vii) Any other appropriate person consistent with this section as
22 recommended by the (~~director of the department of~~
23 ~~general administration~~) state parks and recreation commission.

24 (c) The names on the facades of the state capitol group shall not
25 be removed.

26 (2) The legislature shall approve names for new or existing public
27 rooms or spaces on the west capitol campus based upon recommendations
28 from the state capitol committee and the (~~director of the department~~
29 ~~of general administration~~) state parks and recreation commission, with
30 the advice of the capitol campus design advisory committee, subject to
31 the following limitations:

32 (a) An existing room or space may be renamed only after a
33 substantial renovation;

34 (b) A new or existing room or space may be named or renamed only
35 after:

36 (i) An individual who has played a significant role in Washington
37 history;

38 (ii) The purpose of the room or space;

- 1 (iii) A significant place name or natural place in Washington;
- 2 (iv) A Native American tribe located in Washington;
- 3 (v) A group of people or type of person;
- 4 (vi) Any other appropriate person consistent with this section as
- 5 recommended by the (~~director of the department of general~~
- 6 ~~administration~~) state parks and recreation commission.

7 (3) When naming or renaming buildings, rooms, and spaces under this
8 section, consideration must be given to: (a) Any disparity that exists
9 with respect to the gender of persons after whom buildings, rooms, and
10 spaces are named on the state capitol grounds; (b) the diversity of
11 human achievement; and (c) the diversity of the state's citizenry and
12 history.

13 (4) For purposes of this section, "state capitol grounds" means
14 buildings and land owned by the state and otherwise designated as state
15 capitol grounds, including the west capitol campus, the east capitol
16 campus, the north capitol campus, the Tumwater campus, the Lacey
17 campus, Sylvester Park, Centennial Park, the Old Capitol Building, and
18 Capitol Lake.

19 **Sec. 12.** RCW 46.08.172 and 1995 c 215 s 4 are each amended to read
20 as follows:

21 The director of the department of general administration, in
22 conjunction with the state parks and recreation commission, shall
23 establish equitable and consistent parking rental fees for the capitol
24 campus and may, if requested by agencies, establish equitable and
25 consistent parking rental fees for agencies off the capitol campus, to
26 be charged to employees, visitors, clients, service providers, and
27 others, that reflect the legislature's intent to reduce state
28 subsidization of parking or to meet the commute trip reduction goals
29 established in RCW 70.94.527. All fees shall take into account the
30 market rate of comparable privately owned rental parking, as determined
31 by the director. However, parking rental fees are not to exceed the
32 local market rate of comparable privately owned rental parking.

33 The director may delegate the responsibility for the collection of
34 parking fees to other agencies of state government when cost-effective.

35 **Sec. 13.** RCW 79.24.300 and 1977 c 75 s 90 are each amended to read
36 as follows:

1 The state capitol committee may construct parking facilities for
2 the state capitol adequate to provide parking space for automobiles,
3 said parking facilities to be either of a single level, multiple level,
4 or both, and to be either on one site or more than one site and located
5 either on or in close proximity to the capitol grounds, though not
6 necessarily contiguous thereto. The state capitol committee may select
7 such lands as are necessary therefor and acquire them by purchase or
8 condemnation. As an aid to such selection the committee may cause
9 location, topographical, economic, traffic, and other surveys to be
10 conducted, and for this purpose may utilize the services of existing
11 state agencies, may employ personnel, or may contract for the services
12 of any person, firm or corporation. In selecting the location and
13 plans for the construction of the parking facilities the committee
14 shall consider recommendations of the director of general
15 administration.

16 Space in parking facilities may be rented to the officers and
17 employees of the state on a monthly basis at a rental to be determined
18 by the director of general administration, in conjunction with the
19 state parks and recreation commission. The state shall not sell
20 gasoline, oil, or any other commodities or perform any services for any
21 vehicles or equipment other than state equipment.

22 **Sec. 14.** RCW 79.24.540 and 1961 c 167 s 5 are each amended to read
23 as follows:

24 State agencies which are authorized by law to acquire land and
25 construct buildings, whether from appropriated funds or from funds not
26 subject to appropriation by the legislature, may buy land in the east
27 capitol site and construct buildings thereon so long as the location,
28 design, and construction meet the requirements established by the
29 (~~department of general administration~~) state parks and recreation
30 commission and approved by the state capitol committee.

31 **Sec. 15.** RCW 79.24.560 and 1961 c 167 s 7 are each amended to read
32 as follows:

33 The (~~department of general administration~~) state parks and
34 recreation commission shall have the power to rent, lease, or otherwise
35 use any of the properties acquired in the east capitol site.

1 **Sec. 16.** RCW 79.24.570 and 2000 c 11 s 24 are each amended to read
2 as follows:

3 All moneys received by the (~~department of general administration~~)
4 state parks and recreation commission from the management of the east
5 capitol site, excepting (1) funds otherwise dedicated prior to April
6 28, 1967((~~τ~~)); (2) parking and rental charges and fines which are
7 required to be deposited in other accounts((~~τ~~)); and (3) reimbursements
8 of service and other utility charges made to the (~~department of~~
9 ~~general administration~~) state parks and recreation commission, shall
10 be deposited in the capitol purchase and development account of the
11 state general fund.

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

14 (1) RCW 43.19.125 (Powers and duties--Division of capitol
15 buildings) and 1965 c 8 s 43.19.125; and

16 (2) RCW 79.24.530 (Department of general administration to design
17 and develop site and buildings--Approval of capitol committee) and 1961
18 c 167 s 4.

19 NEW SECTION. **Sec. 18.** Sections 1 through 5 of this act are each
20 added to chapter 79A.05 RCW.

21 NEW SECTION. **Sec. 19.** Section 17 of this act is necessary for the
22 immediate preservation of the public peace, health, or safety, or
23 support of the state government and its existing public institutions,
24 and takes effect June 30, 2007.

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