



1 state's public facilities furthers the policy goals of the state and is  
2 intended to enhance the ability of the state to fulfill its essential  
3 role in stimulating the state's economy by creating jobs.

4 It is the intent of the legislature that this new source of funding  
5 will not displace funding levels for the capital and operating budgets  
6 of the state. It is instead intended that the new funding will allow  
7 the public entities to use the current level of capital funding to  
8 provide for many of those urgent needs. The legislature also intends  
9 that the funds made available in this act be expended as quickly as  
10 possible consistent with good management practices in order to provide  
11 jobs for Washington families and realize long-term economic benefits  
12 for our state.

13 **PART II**  
14 **BOND AUTHORIZATION**

15 NEW SECTION. **Sec. 201.** (1) For the purpose of creating jobs by  
16 constructing needed capital improvements for the safety, health, and  
17 energy efficiency of public facilities, the state finance committee is  
18 authorized to issue general obligation bonds of the state of Washington  
19 in the sum of three billion dollars, or so much thereof as may be  
20 required, for this purpose and all costs incidental thereto. The bonds  
21 issued under the authority of this section shall be known as Washington  
22 works bonds.

23 (2) Bonds authorized in this section shall be sold in the manner,  
24 at the time or times, in amounts, and at such prices as the state  
25 finance committee shall determine.

26 (3) The authorization to issue bonds contained in this chapter does  
27 not expire until the full authorization has been issued.

28 (4) No bonds authorized in this section may be offered for sale  
29 without prior legislative appropriation of the net proceeds of the sale  
30 of the bonds.

31 NEW SECTION. **Sec. 202.** (1) The nondebt-limit reimbursable bond  
32 retirement account shall be used for the payment of the principal of  
33 and interest on the bonds authorized in section 201 of this act.

34 (2) The state finance committee shall, on or before June 30th of

1 each year, certify to the state treasurer the amount needed in the  
2 ensuing twelve months to meet the bond retirement and interest  
3 requirements on the bonds authorized in section 201 of this act.

4 (3) On each date on which any interest or principal and interest  
5 payment is due on bonds issued for the purposes of section 201 of this  
6 act, the state treasurer shall transfer from the stabilization debt  
7 payment account created in section 204 of this act for deposit into the  
8 nondebt-limit reimbursable bond retirement account the amount computed  
9 in subsection (2) of this section for bonds issued for the purposes of  
10 section 201 of this act.

11 (4) If the stabilization debt payment account has insufficient  
12 revenues to pay the principal and interest computed in subsection (2)  
13 of this section, then the nondebt-limit general fund bond retirement  
14 account shall be used for the payment of the remaining principal and  
15 interest computed in subsection (2) of this section from any additional  
16 means provided by the legislature.

17 NEW SECTION. **Sec. 203.** (1) Bonds issued under part II of this act  
18 shall state that they are a general obligation of the state of  
19 Washington, shall pledge the full faith and credit of the state to the  
20 payment of the principal thereof and the interest thereon, and shall  
21 contain an unconditional promise to pay the principal and interest as  
22 the same shall become due.

23 (2) The owner and holder of each of the bonds or the trustee for  
24 the owner and holder of any of the bonds may by mandamus or other  
25 appropriate proceeding require the transfer and payment of funds as  
26 directed in this section.

27 NEW SECTION. **Sec. 204.** The stabilization debt payment account is  
28 created in the state treasury. All receipts from energy savings  
29 authorized in section 309 of this act must be deposited in the account.  
30 Moneys in the account may be spent only after appropriation.

31 **PART III**  
32 **APPROPRIATIONS**

33 NEW SECTION. **Sec. 301. FOR THE SUPERINTENDENT OF PUBLIC**

1 **INSTRUCTION**

2 K-12 School Safety, Health, and Energy Efficiency

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

5 (1) The appropriation is provided solely for modernization and  
6 renovation of school facilities to address the safety and health needs  
7 and to improve the energy efficiency of school facilities. Immediate  
8 safety and health improvements shall be considered the highest  
9 priority. Within the total amount, the office of the superintendent of  
10 public instruction shall provide \$100,000 to each school district and  
11 distribute the remainder by equal amounts per full-time equivalent  
12 student in each school district.

13 (2) The superintendent of public instruction shall report to the  
14 appropriate committees of the legislature and the office of financial  
15 management on the timing and use of the funds by the end of each fiscal  
16 year, until the funds are fully expended.

17 Appropriation:

18	Washington Works Account--State . . . . .	\$2,002,000,000
19	Prior Biennia (Expenditures) . . . . .	\$0
20	Future Biennia (Projected Costs) . . . . .	\$0
21	TOTAL . . . . .	\$2,002,000,000

22 NEW SECTION. **Sec. 302. FOR THE COMMUNITY AND TECHNICAL COLLEGE**  
23 **SYSTEM**

24 Community and Technical College Safety, Health, and Energy  
25 Efficiency

26 The appropriation in this section is subject to the following  
27 conditions and limitations: The appropriation is provided solely for  
28 improvements related to safety, health, and energy efficiency of  
29 facilities. Energy efficiency projects shall take priority for the  
30 funds received from this appropriation. The state board for community  
31 and technical colleges system board shall report to the appropriate  
32 committees of the legislature and the office of financial management on  
33 the timing and use of the funds by the end of each fiscal year, until  
34 the funds are fully expended.

35 Appropriation:

1	Washington Works Account--State . . . . .	\$286,000,000
2	Prior Biennia (Expenditures) . . . . .	.\$0
3	Future Biennia (Projected Costs) . . . . .	\$0
4	TOTAL . . . . .	\$286,000,000

5 **NEW SECTION. Sec. 303. FOR THE UNIVERSITY OF WASHINGTON**

6 University of Washington Safety, Health, and Energy Efficiency

7 The appropriation in this section is subject to the following  
8 conditions and limitations: The appropriation is provided solely for  
9 improvements related to safety, health, and energy efficiency of  
10 facilities. Energy efficiency projects shall take priority for the  
11 funds received from this appropriation. The University of Washington  
12 shall report to the appropriate committees of the legislature and the  
13 office of financial management on the timing and use of the funds by  
14 the end of each fiscal year, until the funds are fully expended.

15 Appropriation:

16	Washington Works Account--State . . . . .	\$79,100,000
17	Prior Biennia (Expenditures) . . . . .	.\$0
18	Future Biennia (Projected Costs) . . . . .	\$0
19	TOTAL . . . . .	\$79,100,000

20 **NEW SECTION. Sec. 304. FOR WASHINGTON STATE UNIVERSITY**

21 Washington State University Safety, Health, and Energy Efficiency

22 The appropriation in this section is subject to the following  
23 conditions and limitations: The appropriation is provided solely for  
24 improvements related to safety, health, and energy efficiency of  
25 facilities. Energy efficiency projects shall take priority for the  
26 funds received from this appropriation. Washington State University  
27 shall report to the appropriate committees of the legislature and the  
28 office of financial management on the timing and use of the funds by  
29 the end of each fiscal year, until the funds are fully expended.

30 Appropriation:

31	Washington Works Account--State . . . . .	\$45,700,000
32	Prior Biennia (Expenditures) . . . . .	.\$0
33	Future Biennia (Projected Costs) . . . . .	\$0

1 TOTAL . . . . . \$45,700,000

2 NEW SECTION. **Sec. 305. FOR WESTERN WASHINGTON UNIVERSITY**

3 Western Washington University Safety, Health, and Energy Efficiency

4 The appropriation in this section is subject to the following  
5 conditions and limitations: The appropriation is provided solely for  
6 improvements related to safety, health, and energy efficiency of  
7 facilities. Energy efficiency projects shall take priority for the  
8 funds received from this appropriation. Western Washington University  
9 shall report to the appropriate committees of the legislature and the  
10 office of financial management on the timing and use of the funds by  
11 the end of each fiscal year, until the funds are fully expended.

12 Appropriation:

13	Washington Works Account--State . . . . .	\$25,000,000
14	Prior Biennia (Expenditures) . . . . .	.\$0
15	Future Biennia (Projected Costs) . . . . .	\$0
16	TOTAL . . . . .	\$25,000,000

17 NEW SECTION. **Sec. 306. FOR EASTERN WASHINGTON UNIVERSITY**

18 Eastern Washington University Safety, Health, and Energy Efficiency

19 The appropriation in this section is subject to the following  
20 conditions and limitations: The appropriation is provided solely for  
21 improvements related to safety, health, and energy efficiency of  
22 facilities. Energy efficiency projects shall take priority for the  
23 funds received from this appropriation. Eastern Washington University  
24 shall report to the appropriate committees of the legislature and the  
25 office of financial management on the timing and use of the funds by  
26 the end of each fiscal year, until the funds are fully expended.

27 Appropriation:

28	Washington Works Account--State . . . . .	\$19,100,000
29	Prior Biennia (Expenditures) . . . . .	.\$0
30	Future Biennia (Projected Costs) . . . . .	\$0
31	TOTAL . . . . .	\$19,100,000

32 NEW SECTION. **Sec. 307. FOR CENTRAL WASHINGTON UNIVERSITY**

33 Central Washington University Safety, Health, and Energy Efficiency

1 The appropriation in this section is subject to the following  
2 conditions and limitations: The appropriation is provided solely for  
3 improvements related to safety, health, and energy efficiency of  
4 facilities. Energy efficiency projects shall take priority for the  
5 funds received from this appropriation. Central Washington University  
6 shall report to the appropriate committees of the legislature and the  
7 office of financial management on the timing and use of the funds by  
8 the end of each fiscal year, until the funds are fully expended.

9 Appropriation:

10	Washington Works Account--State . . . . .	\$18,800,000
11	Prior Biennia (Expenditures) . . . . .	.\$0
12	Future Biennia (Projected Costs) . . . . .	\$0
13	TOTAL . . . . .	\$18,800,000

14 NEW SECTION. **Sec. 308. FOR THE EVERGREEN STATE COLLEGE**

15 The Evergreen State College Safety, Health, and Energy Efficiency

16 The appropriation in this section is subject to the following  
17 conditions and limitations: The appropriation is provided solely for  
18 improvements related to safety, health, and energy efficiency of  
19 facilities. Energy efficiency projects shall take priority for the  
20 funds received from this appropriation. The Evergreen State College  
21 shall report to the appropriate committees of the legislature and the  
22 office of financial management on the timing and use of the funds by  
23 the end of each fiscal year, until the funds are fully expended.

24 Appropriation:

25	Washington Works Account--State . . . . .	\$8,600,000
26	Prior Biennia (Expenditures) . . . . .	.\$0
27	Future Biennia (Projected Costs) . . . . .	\$0
28	TOTAL . . . . .	\$8,600,000

29 NEW SECTION. **Sec. 309. FOR THE DEPARTMENT OF GENERAL**  
30 **ADMINISTRATION**

31 Public Facility Energy Efficiency

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

1 (1) The appropriation is provided solely for energy efficiency  
2 improvements to public facilities. The director of general  
3 administration, in consultation with the Washington State University  
4 energy extension program and the department of community, trade, and  
5 economic development, shall provide energy efficiency services as soon  
6 as practicable for all public facilities. Performance-based  
7 contracting shall be the preferred method of delivering energy  
8 efficiency services, unless the department of general administration  
9 finds another method of delivering energy efficiency services will be  
10 more efficient or cost-effective.

11 (2) One-half of the funds provided from the Washington works bonds  
12 for energy efficiency improvements must be repaid from the energy  
13 savings within ten years. The repayments shall be deposited into the  
14 stabilization debt payment account.

15 (3) Up to \$200,000,000 of the appropriation is provided for energy  
16 efficiency improvements in public schools, including K-12 schools,  
17 community and technical colleges, state universities, regional  
18 universities, and The Evergreen State College.

19 (4) The department shall report to the appropriate committees of  
20 the legislature and the office of financial management on the timing  
21 and use of the funds by the end of each fiscal year, until the funds  
22 are fully expended.

23 (5) The definitions in this section apply throughout this act  
24 unless the context clearly requires otherwise.

25 (a) "Energy-saving performance contracting" means the process  
26 authorized by chapter 39.35C RCW by which a company contracts with a  
27 state agency to conduct no-cost energy audits, guarantee energy savings  
28 from energy efficiency, provide financing for energy efficiency  
29 improvements, and agree to be paid for its investment solely from  
30 savings resulted from the energy efficiency improvement installed or  
31 implemented.

32 (b) "Energy efficiency services" includes energy audits,  
33 weatherization, energy efficiency retrofits, and energy efficiency  
34 measures or improvements.

35 (c) "Public facilities" means buildings, building components, and  
36 major equipment or systems.

37 Appropriation:

38 Washington Works Account--State . . . . . \$500,000,000





1 (2) The payment of the expenses incurred in connection with the  
2 sale and issuance of the bonds.

3 **PART V**  
4 **REFERENDUM PROVISIONS**

5 NEW SECTION. **Sec. 501.** (1) The secretary of state shall submit  
6 parts I and II of this act to the people for their adoption and  
7 ratification, or rejection, at the next general election to be held in  
8 this state, in accordance with Article II, section 1 and Article VIII,  
9 section 3 of the state Constitution and the laws adopted to facilitate  
10 their operation.

11 (2) If the people ratify this act as specified under subsection (1)  
12 of this section, revenues generated shall be spent as detailed in this  
13 act.

14 (3) Pursuant to RCW 29A.72.050(6), the statement of subject and  
15 concise description for the ballot title shall read: "The legislature  
16 has passed House Bill No . . . . (this act), concerning funding  
17 improvements for schools and other public facilities. This bill would  
18 authorize bonds to construct safety, health, and energy efficiency  
19 improvements to schools and other public facilities."

20 NEW SECTION. **Sec. 502.** This act is contingent upon approval by  
21 the voters of parts I and II of this act. If parts I and II of this  
22 act are not approved by the voters by December 1, 2009, this act is  
23 null and void.

24 NEW SECTION. **Sec. 503.** Part headings used in this act are not any  
25 part of the law.

26 NEW SECTION. **Sec. 504.** Sections 201 through 204 and 401 through  
27 403 of this act constitute a new chapter in Title 43 RCW.

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