

SSB 5991 - S AMD 58

By Senators King, Hobbs, Lillas, Fain

ADOPTED 2/27/2015

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

3 "Sec. 1. RCW 70.105D.170 and 2013 2nd sp.s. c 28 s 1, 2013 2nd
4 sp.s. c 19 s 7042, and 2013 2nd sp.s. c 4 s 991 are each reenacted
5 and amended to read as follows:

6 (1) The environmental legacy stewardship account is created in
7 the state treasury. Beginning July 1, 2013, and every fiscal year
8 thereafter, the annual amount received from the tax imposed by RCW
9 82.21.030 that exceeds one hundred forty million dollars must be
10 deposited into the environmental legacy stewardship account, twenty
11 percent of which must be used solely for the purposes identified in
12 subsection (2) (e) and (f) of this section beginning July 1, 2015,
13 and every fiscal year thereafter. The state treasurer may make
14 periodic deposits into the environmental legacy stewardship account
15 based on forecasted revenue. Moneys in the account may only be spent
16 after appropriation.

17 (2) Moneys in the environmental legacy stewardship account may be
18 spent on:

19 (a) Grants or loans to local governments for performance and
20 outcome-based projects, model remedies, demonstration projects,
21 procedures, contracts, and project management and oversight that
22 result in significant reductions in the time to complete compared to
23 baseline averages;

24 (b) Purposes authorized under RCW 70.105D.070 (3) and (4);

25 (c) Grants or loans awarded through a competitive grant program
26 administered by the department to fund design and construction of
27 low-impact development retrofit projects and other high quality
28 projects that reduce storm water pollution from existing
29 infrastructure. The competitive grant program must apply criteria to
30 review, rank, and prioritize projects for funding based on their
31 water quality benefits, ecological benefits, and effectiveness at
32 reducing environmental degradation; (~~and~~)

1 (d) Cleanup and disposal of hazardous substances from abandoned
2 or derelict vessels, defined for the purposes of this section as
3 vessels that have little or no value and either have no identified
4 owner or have an identified owner lacking financial resources to
5 clean up and dispose of the vessel, that pose a threat to human
6 health or the environment;

7 (e) Legacy storm water permit compliance activities at the
8 department of transportation; and

9 (f) Fish passage barrier removal activities at the department of
10 transportation.

11 (3) Except as provided under RCW 70.105D.070(3) (k) and (q),
12 nothing in chapter 1, Laws of 2013 2nd sp. sess. expands the ability
13 of a potentially liable person to receive public funding.

14 (4) Moneys in the environmental legacy stewardship account may
15 also be used as follows:

16 (a) During the 2013-2015 fiscal biennia, shoreline update
17 technical assistance and for local government shoreline master
18 program update grants;

19 (b) During the 2013-2015 fiscal biennium, solid and hazardous
20 waste compliance at the department of corrections;

21 (c) During the 2013-2015 fiscal biennium, activities at the
22 department of fish and wildlife concerning water quality monitoring,
23 hatchery water quality regulatory compliance, and technical
24 assistance to local governments on growth management and shoreline
25 management;

26 (d) During the 2013-2015 fiscal biennium, forest practices
27 regulation and aquatic land investigation and cleanup activities at
28 the department of natural resources.

29 (5) For the 2013-2015 fiscal biennium, moneys in the
30 environmental legacy stewardship account may be transferred to the
31 local toxics control account.

32 NEW SECTION. Sec. 2. The provisions of this act apply to
33 projects identified as connecting Washington projects and supported
34 by revenues generated under chapter ... (Substitute Senate Bill No.
35 5987), Laws of 2015.

36 NEW SECTION. Sec. 3. This act is necessary for the immediate
37 preservation of the public peace, health, or safety, or support of

1 the state government and its existing public institutions, and takes
2 effect July 1, 2015.

3 NEW SECTION. **Sec. 4.** This act takes effect only if chapter ...
4 (Senate Bill No. ... (S-1301/15)), Laws of 2015 is enacted by June
5 30, 2015."

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6 On page 1, line 2 of the title, after "account;" strike the
7 remainder of the title and insert "reenacting and amending RCW
8 70.105D.170; creating a new section; providing an effective date;
9 providing a contingent effective date; and declaring an emergency."

EFFECT: Clarifies that the provisions of this act apply to
projects funded by SSB 5987.

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