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**HOUSE BILL 2089**

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**State of Washington 68th Legislature 2024 Regular Session**

**By** Representatives Tharinger, Leavitt, Callan, Reeves, and Hackney; by request of Office of Financial Management

AN ACT Relating to the capital budget; amending RCW 70A.65.240 and 70A.65.305; amending 2023 c 474 ss 1013, 1022, 1025, 1032, 6076, 1038, 1045, 1046, 1047, 1054, 1055, 1061, 1065, 1070, 2026, 6148, 2031, 2035, 2044, 2046, 3046, 6352, 3080, 3083, 3130, 5001, 5002, 5003, 5005, 5006, 5008, 5013, 5014, 5015, 5031, 5032, 5033, 5056, 5072, 6236, 5082, 5085, 5086, 5087, 5089, 6002, 6029, 6043, 6061, 6068, 6097, 6104, 6105, 6135, 6164, 6165, 6179, 6228, 6336, 6337, 6366, 6376, 6392, 6460, 6496, 8001, and 8002 (uncodified); reenacting and amending RCW 43.155.050; adding new sections to 2023 c 474 (uncodified); creating new sections; repealing 2023 c 474 ss 6343, 6489, and 6490 (uncodified); and declaring an emergency.

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

**PART 1**

**GENERAL GOVERNMENT**

NEW SECTION. **Sec.**  A new section is added to 2023 c 474 (uncodified) to read as follows: **FOR THE OFFICE OF THE GOVERNOR**

OCO Tenant Improvements (30000001)

Appropriation:

State Building Construction Account—State $350,000

Prior Biennia (Expenditures) $0

Future Biennia (Projected Costs) $0

TOTAL $350,000

**Sec.**  2023 c 474 s 1013 (uncodified) is amended to read as follows:

**FOR THE DEPARTMENT OF COMMERCE**

2023-25 Broadband Infrastructure Federal Match Projects (40000290)

The appropriations in this section are subject to the following conditions and limitations:

(1)(a) $50,000,000 of the state building construction account—state appropriation and $11,390,000 of the public works assistance account—state appropriation in this section ((~~is~~)) are provided solely as match for federal authority allocated under this section and section 7017 of this act for the statewide broadband office to administer the broadband equity, access, and deployment state grants program in section 60102 of P.L. 117-58 (infrastructure investment and jobs act). Expenditure of the amounts in this subsection ((~~is~~)) are contingent on the receipt of this grant funding.

(b) To the extent permitted by federal law, the office shall provide state match only for projects where the lead applicant is a public entity.

(c) The legislature intends to provide sufficient funds to match federal funds available during the 2025-2027 fiscal biennium.

(2) In addition to scoring and weighting criteria established pursuant to the federal broadband equity, access, and deployment program, the state broadband office must establish additional secondary selection criteria, including, but not limited to, criteria that give weight to projects that:

(a) Provide open-access wholesale last-mile broadband service for the useful life of the subsidized networks on fair, equal, and neutral terms to all potential retail providers; and

(b) Demonstrate support from the local government or any tribal government with oversight over the location or locations to be served.

(3) The statewide broadband office must include, in the five-year action plan developed using initial planning funds from the broadband equity, access, and deployment program funded under P.L. 117-58 (infrastructure investment and jobs act):

(a) Consideration of broadband infrastructure projects that use wireless technology in order to expand access at the lowest cost to the most unserved or underserved residents; and

(b) Steps the office will take to promote: The use of existing infrastructure; dig-once policies; streamlined permitting processes; and cost-effective access to poles, conduits, easements, and rights-of-way. To the extent permitted under federal law, the office must consider creating a pool of grant funds dedicated to pole costs.

(4) $300,000 of the general fund—federal appropriation provided in this section is for a staff position dedicated to advising the statewide broadband office on the availability and feasibility of deploying new and emerging technologies in broadband internet service.

Appropriation:

General Fund—Federal ((~~$150,000,000~~))

 $245,560,000

Public Works Assistance Account—State $11,390,000

State Building Construction Account—State $50,000,000

Subtotal Appropriation ((~~$200,000,000~~))

 $306,950,000

Prior Biennia (Expenditures) $0

Future Biennia (Projected Costs) $150,000,000

TOTAL ((~~$350,000,000~~))

 $456,950,000

NEW SECTION. **Sec.**  A new section is added to 2023 c 474 (uncodified) to read as follows: **FOR THE DEPARTMENT OF COMMERCE**

Crisis Stabilization Facility-Trueblood Phase 3 (40000601)

Appropriation:

State Building Construction Account—State $5,000,000

Prior Biennia (Expenditures) $0

Future Biennia (Projected Costs) $5,000,000

TOTAL $10,000,000

NEW SECTION. **Sec.**  A new section is added to 2023 c 474 (uncodified) to read as follows: **FOR THE DEPARTMENT OF COMMERCE**

Communities of Concern (40000603)

The appropriations in this section are subject to the following conditions and limitations:

(1) The department shall not expend the appropriation in this section unless and until the nonstate share of project costs have been either expended or firmly committed, or both, in an amount sufficient to complete the project or a distinct phase of the project that is useable to the public for the purpose intended by the legislature. This requirement does not apply to projects where a share of the appropriation is for design costs only.

(2) Prior to receiving funds, project recipients must demonstrate that the project site is under control for a minimum of 10 years, either through ownership or a long-term lease. This requirement does not apply to appropriations for preconstruction activities or appropriations in which the sole purpose is to purchase real property that does not include a construction or renovation component.

(3) Projects funded in this section may be required to comply with Washington's high performance building standards under chapter 39.35D RCW.

(4) Project funds are available on a reimbursement basis only and may not be advanced under any circumstances.

(5) In contracts for grants authorized under this section, the department shall include provisions that require that capital improvements be held by the grantee for a specified period of time appropriate to the amount of the grant and that facilities be used for the express purpose of the grant. If the grantee is found to be out of compliance with provisions of the contract, the grantee shall repay to the state general fund the principal amount of the grant plus interest calculated at the rate of interest on state of Washington general obligation bonds issued most closely to the date of authorization of the grant.

(6) Projects funded in this section, including those that are owned and operated by nonprofit organizations, are generally required to pay state prevailing wages.

(7) The department must comply with the requirements set forth in executive order 21-02 and must consult with the department of archaeology and historic preservation and affected tribes on the potential effects of these projects on cultural resources and historic properties. Consultation with the department of archaeology and historic preservation and affected tribes must be initiated before project funds are made available.

(8) The appropriation in this section is provided solely for the following list of projects:

Addis Village (Seattle) $944,000

African Diaspora Cultural Anchor Village (SeaTac) $250,000

Asia Pacific Cultural Center - Facility (Tacoma) $2,000,000

Bryant Manor Redevelopment - Phase II (Seattle) $250,000

FHPM Childcare Project (Bremerton) $200,000

FHPM Kitsap Way Village (Bremerton) $200,000

Monterey Lofts Renovation - Phase 2 (Seattle) $987,000

Nuwe Reis Village at Barker Creek (Bremerton) $2,953,000

Plaza Intramuros Housing Project (Lynnwood) $500,000

PRWA Infrastructure Improvement Project (Rosalia) $267,000

Rainier Valley Homeownership Initiative (Seattle) $500,000

Seattle Indian Services Commission (Seattle) $300,000

Seattle Tibetan Community Center (Seattle) $1,022,000

United Indians All Tribes Foundation (Seattle) $56,000

Appropriation:

State Building Construction Account—State $10,429,000

Prior Biennia (Expenditures) $0

Future Biennia (Projected Costs) $0

TOTAL $10,429,000

NEW SECTION. **Sec.**  A new section is added to 2023 c 474 (uncodified) to read as follows: **FOR THE DEPARTMENT OF COMMERCE**

Green Jobs and Infrastructure Catalytic Funds (40000604)

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

(1) The appropriation in this section is provided solely for grants to eligible entities that help mitigate and reverse the effects of climate change, help communities meet their energy and climate change regulatory requirements, bring increased federal and private investment to the state, help develop the advanced workforce of the future, and ensure Washington state maintains or grows its position as a world leader in developing the projects and processes that are used to fight climate change globally. Eligible activities under this section include, but are not limited to, planning predevelopment, design, engineering, and construction of clean technology projects.

(2) Entities eligible for grants under this section include, but are not limited to, local governments, federally recognized tribal governments and tribes' contracted service providers, public and private utilities, ports, associate development organizations, for-profit entities, academic and research institutions, nonprofit organizations, and state agencies.

(3) Projects eligible for funding must be physically located in Washington state. Eligible projects must be consistent with the state energy strategy adopted under chapter 43.21F RCW and clean energy policies under chapter 19.405 RCW. Projects must further the goals of the climate commitment act as described in RCW 70A.65.260(1)(j).

(4) The department must consider equity and environmental justice when developing the program structures and opportunities for applicant participation and must follow principles established in its community engagement plan adopted under RCW 70A.02.050.

(5) Except for match funds allocated in subsection (7) of this section, when soliciting and evaluating grant application proposals, awarding contracts, and monitoring projects under this section, the department must:

(a) Use competitive processes to select all projects, except as otherwise noted in this section. The department must design a competitive process to allow provision of grant award to projects in a timely manner and consistent with the project timeline. Applications must be accepted on a rolling basis, and final determination must be made by the department;

(b) Ensure compliance with all applicable laws related to the project selection process, project monitoring, and contracting; and

(c) Prioritize projects that leverage the greatest amount of matching funds, such as local levy funding or private investment in advanced manufacturing capability.

(6) Project applicants must disclose all sources of public funding invested in a project. Grant contracts must provide that if, after a grant has been awarded, the department finds that a grantee has violated chapter 42.52 RCW, either in procuring or performing under the grant, the department in its sole discretion may terminate the grant funding by written notice, and that, if the grant is terminated, the department will reserve its right to pursue all available remedies under law to address the violation.

(7) $80,000,000 of the appropriation in this section is provided solely for grants to be used as state match for competitive federal funding and for formula grants that require state match. To the extent practicable, the department shall prioritize grants that provide benefit to vulnerable populations in overburdened communities, with a goal of directing at least 20 percent of funds to this purpose.

(8) $50,000,000 of the appropriation in this section is provided solely for grants to projects that demonstrate high-wage, clean job creation in Washington, provide risk reduction for investments in public and private infrastructure to enhance industrial lands in order to increase a community's capacity for clean manufacturing, or provide investments in workforce development to attract and train the workforce required to grow the clean energy economy.

(9) $6,500,000 of the appropriation in this section is provided solely for the department to support access to and to flexibly administer the program. The department may use these funds to hire full-time equivalent positions within the department, as well as contract for additional capacity and subject matter expertise.

(10) The department must strive to allocate all of the amounts appropriated in this section within the 2023-2025 fiscal biennium in the manner prescribed in each subsection. However, no sooner than January 1, 2025, if upon review of applications the department determines there are not adequate suitable projects in a category, the department may reallocate funding among the purposes of subsections (7) and (8) of this section. Beginning January 1, 2025, the department must provide quarterly notice of any funding reallocations to the governor and appropriate fiscal committees of the legislature.

Appropriation:

Climate Commitment Account—State $136,500,000

Prior Biennia (Expenditures) $0

Future Biennia (Projected Costs) $0

TOTAL $136,500,000

NEW SECTION. **Sec.**  A new section is added to 2023 c 474 (uncodified) to read as follows: **FOR THE DEPARTMENT OF COMMERCE**

Clean Energy Community Decarbonization (40000606)

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

(1) The appropriation in this section is provided solely for the department to administer noncompetitive grants to nonprofit organizations, local governments, federally recognized tribal governments and tribal entities, state agencies, housing authorities, ports, transit agencies, research organizations, and eligible third-party administrators for planning, design, and implementation of capital projects and clean energy technologies that reduce greenhouse gas emissions in vulnerable, overburdened, and tribal communities identified by the department. The department must prioritize grants providing meaningful benefit to vulnerable populations in overburdened communities as defined under RCW 70A.02.010.

(2) Eligible uses of grant funds include, but are not limited to, planning for sustainable communities and predesign work, energy efficiency improvements, renewable energy generation, increasing the supply of affordable, energy efficient housing, developing resilient and sustainable infrastructure systems, zero-emission, active mobility, and micromobility transportation infrastructure, education and engagement, and workforce development.

(3) Up to five percent of the appropriation in this section is for the department to administer the grant program. Administration includes, but is not limited to, identifying eligible communities and third-party administrators, providing technical assistance, managing contracts, reporting, and providing planning and implementation assistance.

(4) For the purposes of this section, "eligible third-party administrators" means entities that have sufficient expertise and relationships within the identified community to help plan for, design, or implement capital projects that reduce greenhouse gases or develop clean energy resources for the community.

Appropriation:

Climate Commitment Account—State $100,000,000

Prior Biennia (Expenditures) $0

Future Biennia (Projected Costs) $0

TOTAL $100,000,000

NEW SECTION. **Sec.**  A new section is added to 2023 c 474 (uncodified) to read as follows: **FOR THE DEPARTMENT OF COMMERCE**

Pacific Tower Capital Improvements FY24 Supplemental (40000610)

Appropriation:

State Building Construction Account—State $123,000

Prior Biennia (Expenditures) $0

Future Biennia (Projected Costs) $5,420,000

TOTAL $5,543,000

NEW SECTION. **Sec.**  A new section is added to 2023 c 474 (uncodified) to read as follows: **FOR THE DEPARTMENT OF COMMERCE**

2025 Rapid Capital Acquisition (40000612)

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

(1) $80,000,000 of the appropriation in this section is provided solely for eligible organizations defined under RCW 43.185A.040 to acquire, renovate, and prepare real property for rapid conversion into enhanced emergency shelters, permanent supportive housing, transitional housing, permanent housing, youth housing, or shelter for extremely low-income people, as well as individuals, families, unaccompanied youth, and young people experiencing sheltered and unsheltered homelessness. Acquisitions completed with temporary financing are eligible for funding provided in this section. The department may only approve funding for projects that result in increased shelter or housing capacity.

(a) Acquisition of multifamily housing is a priority, and the department shall prioritize housing projects that rapidly move people experiencing unsheltered homelessness into housing, including, but not limited to, individuals living in unsanctioned encampments, the public rights-of-way, or other public spaces.

(b) Amounts provided in this section may not be used for operating or maintenance costs, supportive services, or debt service.

(2) $5,000,000 of the appropriation in this section is provided solely for acquiring, building, site improvements, and installing transitional tiny homes or similar housing. Awards may be made to noncode compliant structures and may be exempted from the 40-year affordability requirement under RCW 43.185A.060.

(3) $15,000,000 of the appropriation in this section is provided solely for acquisition of manufactured homes for the purpose of preserving and creating new manufactured and mobile home communities. The department must contract with the northwest cooperative development center—resident owned communities to preserve mobile home communities as nonprofits or coop run affordable housing projects that benefit households at or below 80 percent of the area median income. The department, in collaboration with the contractor, must submit an interim report to the governor and the legislature by June 30, 2025, on the number of mobile home parks purchased and the demographics of the residents.

(4) When selecting housing projects funded in this section, the department shall balance the state's interest in quickly approving and financing projects, the degree to which the project will leverage other funds, the extent to which the project promotes racial equity, and the extent to which the project will promote priorities on a statewide basis, including in rural areas and in geographically diverse parts of the state.

(5) If the department finds a recipient to be out of compliance with the provisions of the contract, the recipient shall repay to the state general fund the principal amount of the award plus interest calculated at the rate of interest on state of Washington general obligation bonds issued on the date closest to the date of authorization of the award.

(6) The funding provided under this section is not subject to the 60-day application periods in RCW 43.185A.050.

(7) The department must strive to allocate all of the amounts appropriated in this section within the 2023-2025 fiscal biennium in the manner prescribed in each subsection. However, if upon review of applications the department determines there are not adequate suitable projects in a category, the department may reallocate funding among the purposes of the other subsections of this section.

Appropriation:

State Building Construction Account—State $100,000,000

Prior Biennia (Expenditures) $0

Future Biennia (Projected Costs) $0

TOTAL $100,000,000

NEW SECTION. **Sec.**  A new section is added to 2023 c 474 (uncodified) to read as follows: **FOR THE DEPARTMENT OF COMMERCE**

BEAD Broadband Equity and Affordability Grants (40000613)

The appropriation in this section is subject to the following conditions and limitations: The appropriation in this section is provided solely for the statewide broadband office to administer the broadband equity, access, and deployment state grants program in section 60304 of P.L. 117-58 (infrastructure investment and jobs act). Expenditure of the amount in this subsection is contingent on the receipt of this grant funding.

Appropriation:

General Fund—Federal $5,000,000

Prior Biennia (Expenditures) $0

Future Biennia (Projected Costs) $0

TOTAL $5,000,000

NEW SECTION. **Sec.**  A new section is added to 2023 c 474 (uncodified) to read as follows: **FOR THE DEPARTMENT OF COMMERCE**

2025 Local and Community Project (40000614)

The appropriations in this section are subject to the following conditions and limitations:

(1) The department shall not expend the appropriation in this section unless and until the nonstate share of project costs have been either expended or firmly committed, or both, in an amount sufficient to complete the project or a distinct phase of the project that is useable to the public for the purpose intended by the legislature. This requirement does not apply to projects where a share of the appropriation is for design costs only.

(2) Prior to receiving funds, project recipients must demonstrate that the project site is under control for a minimum of 10 years, either through ownership or a long-term lease. This requirement does not apply to appropriations for preconstruction activities or appropriations in which the sole purpose is to purchase real property that does not include a construction or renovation component.

(3) Projects funded in this section may be required to comply with Washington's high performance building standards under chapter 39.35D RCW.

(4) Project funds are available on a reimbursement basis only and may not be advanced under any circumstances.

(5) In contracts for grants authorized under this section, the department shall include provisions that require that capital improvements be held by the grantee for a specified period of time appropriate to the amount of the grant and that facilities be used for the express purpose of the grant. If the grantee is found to be out of compliance with provisions of the contract, the grantee shall repay to the state general fund the principal amount of the grant plus interest calculated at the rate of interest on state of Washington general obligation bonds issued most closely to the date of authorization of the grant.

(6) Projects funded in this section, including those that are owned and operated by nonprofit organizations, are generally required to pay state prevailing wages.

(7) The department must comply with the requirements set forth in executive order 21-02 and must consult with the department of archaeology and historic preservation and affected tribes on the potential effects of these projects on cultural resources and historic properties. Consultation with the department of archaeology and historic preservation and affected tribes must be initiated before project funds are made available.

(8) The state building construction account—state appropriation in this section is provided solely for the following list of projects:

2026 FIFA World Cup (Seattle) $10,000,000

Algae Carbon Sequestration and Regenerative Soils

(Statewide) $2,500,000

Goodwill Land Acquisition for Redevelopment (Seattle) $3,000,000

Habitat for Humanity (Seattle) $2,000,000

Open Doors for Multicultural Families (Kent) $5,000,000

Opioid Recovery and Care Access (Seattle) $3,500,000

Prototype Electric Hydrofoil Ferry and Shoreside Infrastructure (Statewide) $2,000,000

Seattle Storm Center (Seattle) $1,000,000

Tristate Health Hospital (Clarkston) $3,000,000

(9) $3,250,000 of the natural climate solutions account—state appropriation in this section is provided solely for the following list of projects:

Carbon Sequestration Prairie Restoration (Tumwater) $2,000,000

Silver Bay Logging Property Acquisition (Seattle) $1,250,000

(10) $4,000,000 of the climate commitment account—state appropriation in this section is provided solely for the Nisqually Indian Tribe microgrid system.

Appropriation:

State Building Construction Account—State $32,000,000

Climate Commitment Account—State $4,000,000

Natural Climate Solutions Account—State $3,250,000

Subtotal Appropriation $39,250,000

Prior Biennia (Expenditures) $0

Future Biennia (Projected Costs) $0

TOTAL $39,250,000

NEW SECTION. **Sec.**  A new section is added to 2023 c 474 (uncodified) to read as follows: **FOR THE DEPARTMENT OF COMMERCE**

Housing for People with Intellectual & Developmental Disabilities (40000615)

Appropriation:

Washington Housing Trust Account—State $4,500,000

Prior Biennia (Expenditures) $0

Future Biennia (Projected Costs) $0

TOTAL $4,500,000

NEW SECTION. **Sec.**  A new section is added to 2023 c 474 (uncodified) to read as follows: **FOR THE DEPARTMENT OF COMMERCE**

2023-25 Community Solar Resilience Hubs (40000620)

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

(1) The appropriation in this section is provided solely for grants to increase solar deployment and installation of battery storage in community buildings to enhance grid resiliency and provide backup power for critical needs, such as plug load and refrigeration for medication, during outages, or to provide incentives to support electric utility demand response programs that include customer-sited solar and battery storage systems. Eligible uses of the amounts provided in this section include, but are not limited to, planning and predevelopment work with vulnerable, highly impacted, and rural communities.

(2) For the purposes of this subsection "community buildings" means K-12 schools, community colleges, community centers, recreation centers, libraries, tribal buildings, state and local government buildings, and other publicly owned infrastructure.

Appropriation:

State Building Construction Account—State $74,000,000

Prior Biennia (Expenditures) $0

Future Biennia (Projected Costs) $0

TOTAL $74,000,000

NEW SECTION. **Sec.**  A new section is added to 2023 c 474 (uncodified) to read as follows: **FOR THE DEPARTMENT OF COMMERCE**

2023-25 Community Solar (40000621)

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

(1) The appropriation in this section is provided solely for a grant program to provide solar and battery storage community solar projects for public assistance organizations serving low-income communities. Eligible uses of the amounts provided in this section include, but are not limited to, planning and predevelopment work with vulnerable, highly impacted, and rural communities.

(a) Grants are not to exceed 100 percent of the cost of the project, taking into account any federal tax credits or other federal or nonfederal grants or incentives that the project is benefiting from.

(b) Priority must be given to projects sited on "preferred sites" such as rooftops, structures, existing impervious surfaces, landfills, brownfields, previously developed sites, irrigation canals and ponds, storm water collection ponds, industrial areas, dual-use solar projects that ensure ongoing agricultural operations, and other sites that do not displace critical habitat or productive farmland.

(2) For the purposes of this subsection "low-income" has the same meaning as provided in RCW 19.405.020 and "community solar project" means a solar energy system that: Has a direct current nameplate capacity that is greater than 12 kilowatts but no greater than 1,000 kilowatts; and has, at minimum, either two subscribers or one low-income service provider subscriber.

Appropriation:

State Building Construction Account—State $39,000,000

Prior Biennia (Expenditures) $0

Future Biennia (Projected Costs) $0

TOTAL $39,000,000

NEW SECTION. **Sec.**  A new section is added to 2023 c 474 (uncodified) to read as follows: **FOR THE DEPARTMENT OF COMMERCE**

2023-25 Community EV Charging (40000622)

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

(1) The appropriation in this section is provided solely for the development of community electric vehicle charging infrastructure.

(2) Funding provided in this section must be used for projects that provide a benefit to the public through development, demonstration, and deployment of clean energy technologies that save energy and reduce energy costs, reduce harmful air emissions, or increase energy independence for the state.

(3) Projects that receive funding under this section must be implemented by, or include partners from, one or more of the following: Local governments, federally recognized tribal governments, or public and private electrical utilities that serve retail customers in the state.

(4) Grant funding must be used for level two or higher charging infrastructure and related costs including, but not limited to, construction and site improvements. Projects may include a robust public and private outreach plan that includes engaging with affected parties in conjunction with the new electric vehicle infrastructure.

(5) The department must prioritize funding for projects in the following order:

(a) Multifamily housing;

(b) Publicly available charging at any location;

(c) Schools and school districts;

(d) State and local government buildings and office buildings;

(e) All other eligible projects.

(6) The department must coordinate with other electrification programs, including projects developed by the department of transportation, to determine the most effective distribution of the systems. The department must also collaborate with the interagency electric vehicle coordinating council established in RCW 43.392.030 to implement this section and must work to meet benchmarks established in chapter 182, Laws of 2022.

Appropriation:

State Building Construction Account—State $138,000,000

Prior Biennia (Expenditures) $0

Future Biennia (Projected Costs) $0

TOTAL $138,000,000

NEW SECTION. **Sec.**  A new section is added to 2023 c 474 (uncodified) to read as follows: **FOR THE DEPARTMENT OF COMMERCE**

Opioid Treatment Facility Pool (40000623)

The appropriation in this section is subject to the following conditions and limitations: The appropriation in this section is provided solely for facility acquisition by a state agency for treatment of opioid use disorder. Prior to a purchase, sale bid or offer, the department shall consult with the office of financial management for review and approval of the project and transfer of the property.

Appropriation:

State Building Construction Account—State $5,000,000

Prior Biennia (Expenditures) $0

Future Biennia (Projected Costs) $0

TOTAL $5,000,000

NEW SECTION. **Sec.**  A new section is added to 2023 c 474 (uncodified) to read as follows: **FOR THE DEPARTMENT OF COMMERCE**

Opioid Treatment Expansion Grants (40000626)

The appropriation in this section is subject to the following conditions and limitations: The appropriation in this section is provided solely for grants to community providers to increase opioid treatment program services and access. Consideration must be given to programs that increase access to medication assisted opioid use disorder treatment, including methadone, to populations that are disproportionately impacted or in parts of the state with limited access to those treatment modalities.

Appropriation:

State Building Construction Account—State $5,000,000

Prior Biennia (Expenditures) $0

Future Biennia (Projected Costs) $0

TOTAL $5,000,000

NEW SECTION. **Sec.**  A new section is added to 2023 c 474 (uncodified) to read as follows: **FOR THE DEPARTMENT OF COMMERCE**

BEAD Broadband Subgrantees Technical Assistance (40000628)

Appropriation:

Public Works Assistance Account—State $2,500,000

Prior Biennia (Expenditures) $0

Future Biennia (Projected Costs) $0

TOTAL $2,500,000

NEW SECTION. **Sec.**  A new section is added to 2023 c 474 (uncodified) to read as follows: **FOR THE DEPARTMENT OF COMMERCE**

Energy Efficiency Revolving Loan Fund Capitalization Program (40000629)

The appropriation in this section is subject to the following conditions and limitations: The appropriation in this section is provided solely as expenditure authority for grant funding received by the department for the energy efficiency revolving loan fund capitalization program in section 40502 of P.L. 117-58 (infrastructure investment and jobs act). The department's expenditures under this section may not exceed the actual amount of grant funding awarded.

Appropriation:

General Fund—Federal $1,869,000

Prior Biennia (Expenditures) $0

Future Biennia (Projected Costs) $0

TOTAL $1,869,000

**Sec.**  2023 c 474 s 1022 (uncodified) is amended to read as follows:

**FOR THE DEPARTMENT OF COMMERCE**

Transit Oriented Housing Development Partnership Match (40000298)

The appropriations in this section are subject to the following conditions and limitations: The appropriations in this section are provided solely as match to private investment for grants or loans to for-profit and nonprofit housing developers and public entities to carry out projects designed to increase the supply and affordability of transit-oriented housing development. ((~~Grants~~)) Awards from this appropriation may only be used for the construction of units affordable at 80 percent of area median income or lower, if a project includes a range of affordability levels. The department shall work with the department of transportation to develop and administer a competitive grant or loan program to assist in the financing of housing projects within rapid transit corridors. The department shall implement the program pursuant to the following eligibility criteria and definitions:

(1) Entities eligible to receive ((~~grant~~)) awards are state agencies, local governments, and nonprofit or for-profit housing developers. Eligible uses of ((~~grant~~)) awards include project capital costs and infrastructure costs and addressing gaps in project financing that would prevent ongoing or complete project construction.

(2) Eligible housing projects must meet the following requirements:

(a) Be within a rapid transit corridor. For purposes of this subsection (2), "rapid transit corridor" includes either one-half mile from light rail or commuter rail, or one-quarter mile from bus rapid transit.

(b) Produce at least 100 units of housing; and

(c) Include a covenant on the property requiring at least 10 percent of total housing units in the project remain affordable for households with incomes at or below 60 percent of area median income and at least 10 percent of total housing units in the project remain affordable for households with incomes at or below 80 percent of area median income for at least 99 years.

(3) The department must prioritize eligible projects by occupancy date, with a target occupancy date of December 31, 2025, or sooner.

(4) To source project requests, the department may first review the list of housing trust fund applications from the prior two years to determine if any projects not fully funded would meet the criteria listed in subsection (2) of this section and would be able to proceed to construction. If so, the department must conduct outreach to those project owners to discuss the ((~~grant~~)) program before soliciting new projects.

(5) The department must also consider the following criteria when prioritizing all projects:

(a) Are comprised of the largest number of affordable units;

(b) Have the largest total number of units affordable to households with incomes at or below 60 percent area median income;

(c) Include land acquired at a reduced price or without cost;

(d) Abide by any applicable antidisplacement measures;

(e) Include units with additional bedrooms or intended for occupancy by families with multiple dependents; or

(f) Have acquired all necessary permits.

(6) The department may adopt any necessary guidance or rules to implement the competitive grant or loan program under this section, including any additional project eligibility criteria and prioritization criteria.

(7) The department must report a program update and any projects awarded on their website by June 30, 2024. The report must include project award data at the time of award, such as, but not limited to, the awardee, total project cost, amount of the award, number of households being served by household income, project location, and any other relevant information.

(8) The department must strive to allocate the amounts appropriated in this section by September 30, 2024, in the manner prescribed in this section. However, if upon review of applications the department determines there are not adequate suitable projects to receive awards, the department may allocate state funding to other affordable housing projects serving other low-income and special needs populations.

Appropriation:

General Fund—Private/Local $25,000,000

State Taxable Building Construction Account—

State $25,000,000

Subtotal Appropriation $50,000,000

Prior Biennia (Expenditures) $0

Future Biennia (Projected Costs) $200,000,000

TOTAL $250,000,000

**Sec.**  2023 c 474 s 1025 (uncodified) is amended to read as follows:

**FOR THE DEPARTMENT OF COMMERCE**

2024 Local and Community Projects (40000301)

The appropriations in this section are subject to the following conditions and limitations:

(1) The department shall not expend the appropriation in this section unless and until the nonstate share of project costs have been either expended or firmly committed, or both, in an amount sufficient to complete the project or a distinct phase of the project that is useable to the public for the purpose intended by the legislature. This requirement does not apply to projects where a share of the appropriation is for design costs only.

(2) Prior to receiving funds, project recipients must demonstrate that the project site is under control for a minimum of 10 years, either through ownership or a long-term lease. This requirement does not apply to appropriations for preconstruction activities or appropriations in which the sole purpose is to purchase real property that does not include a construction or renovation component.

(3) Projects funded in this section may be required to comply with Washington's high performance building standards under chapter 39.35D RCW.

(4) Project funds are available on a reimbursement basis only and may not be advanced under any circumstances.

(5) In contracts for grants authorized under this section, the department shall include provisions that require that capital improvements be held by the grantee for a specified period of time appropriate to the amount of the grant and that facilities be used for the express purpose of the grant. If the grantee is found to be out of compliance with provisions of the contract, the grantee shall repay to the state general fund the principal amount of the grant plus interest calculated at the rate of interest on state of Washington general obligation bonds issued most closely to the date of authorization of the grant.

(6) Projects funded in this section, including those that are owned and operated by nonprofit organizations, are generally required to pay state prevailing wages.

(7) The department must comply with the requirements set forth in executive order 21-02 and must consult with the department of archaeology and historic preservation and affected tribes on the potential effects of these projects on cultural resources and historic properties. Consultation with the department of archaeology and historic preservation and affected tribes must be initiated before project funds are made available.

(8) The state building construction account—state appropriation in this section is provided solely for the following list of projects:

57th Ave Sewer Project (University Place) $200,000

ACT Historic Landmark Roof Restoration (Seattle) $539,000

ADA For Northwest Center Janitorial (Spokane

Valley) $20,000

Admiral Theatre Facility Improvements (Bremerton) $165,000

Affordable Housing Land Acquisition (Tacoma) $1,500,000

Afterschool Program Expansion (Walla Walla) $45,000

Agricultural Innovation Center (Pasco) $200,000

Airlift Northwest Hangar (East Wenatchee) $500,000

Airway Heights Public Safety (Airway Heights) $1,340,000

Algona Wetland Preserve Interpretive Trail

(Algona) $600,000

American Indian Community Center (Spokane) $1,000,000

American Legion Post 79 Roof Replacement

(Snoqualmie) $49,000

Anderson Island Multipurpose Building (Anderson

Island) $258,000

Angleside Reservoir Capacity Upgrades (Shelton) $1,850,000

Arlington Commercial Kitchen (Arlington) $581,000

ARTE NOIR Capital Construction Completion

(Seattle) $381,000

Asbestos Abatement Old City Hall (Benton City) $309,000

Ashley House (Spokane) $515,000

Ashley House (Tacoma) $500,000

Asia Pacific Cultural Center (Tacoma) $2,000,000

ASUW Shell House (Seattle) $3,000,000

Athletic Field Lights For Ridgefield Outdoor

(Ridgefield) $250,000

Auburn Avenue Theater Rebuild (Auburn) $1,545,000

Avista Stadium Improvements (Spokane Valley) $543,000

B5 Community Learning Center (Kennewick) $773,000

Ball Field at Historic Petes (Enumclaw) $439,000

Ballard Boys & Girls Clubs Flooring Replacement

(Seattle) $49,000

Behavioral Health Wellbeing Clinic (Spokane) $1,571,000

Bonney Lake Senior Center Rehab Project (Bonney

Lake) $650,000

Boys & Girls Club Parking Lot Renovation (Federal

Way) $168,000

Boys & Girls Club Seismic Upgrade & Roof

Replacement (Vancouver) $412,000

Brewster Boys and Girls Club Facility (Brewster) $300,000

Bridge Meadows Pre-Development (Tacoma) $515,000

Bringing It Home II 24-Hour Domestic Violence

Shelter (Yakima) $125,000

Browse Infrastructure (Seattle) $144,000

Camp Thunderbird Wastewater Treatment Facility

(Olympia) $618,000

Cannery Parking Lot & Sidewalk Rehab (Anacortes) $110,000

Capitol Land Trust Public Access Preconstruction

(Olympia) $77,000

Cathlamet Waterfront Park (Cathlamet) $86,000

Cedarwood Community Recreation Ctr Redevelopment

(Lake Stevens) $1,123,000

Celebration Park Synthetic Turf Upgrade (Federal

Way) $822,000

Center Senior Living Housing Development (Grand

Coulee) $361,000

Central Colville Apartments (Colville) $52,000

Central Whidbey Fire & Rescue Station 53

(Coupeville) $2,750,000

Centralia Quad Infield Turf Project (Centralia) $2,480,000

Chehalis River Raw Water (Chehalis) $250,000

Chelan Butte Acquisition Feasibility Study

(Chelan) $125,000

Children's Therapy Center (University Place) $500,000

Chinese Reconciliation Project Design (Tacoma) $1,000,000

City Hall Structural Assessment (Toledo) $53,000

City of Longview Mint Valley Golf Course

Irrigation Replacement (Longview) $2,000,000

City of Othello Lions Park (Othello) $600,000

City of Selah Wastewater Treatment Plant

Improvements (Selah) $1,442,000

City of Sequim Park Acquisition (Sequim) $375,000

Clallam Joint Public Safety Facility (Port

Angeles) $5,750,000

Cloney Inclusive Playground (Longview) $1,000,000

Colfax Community Center (Colfax) $72,000

Colfax Pool (Colfax) $1,030,000

Columbia Grove Community Playground (East

Wenatchee) $72,000

Columbia Play Project Children's Museum

(Vancouver) $515,000

Commercial Pumpouts to Save Puget Sound

(Anacortes) $800,000

Communications Devices for Officials (Olympia) $15,000

Community Center at Lake Chelan (Chelan) $1,723,000

Community Center Roof Replacement (Aberdeen) $165,000

Community Homes Renovations 41st LD (Bellevue) $106,000

Community Homes Renovations 45th LD (Woodinville) $77,000

Community Homes Renovations 48th LD (Bellevue) $243,000

Community Homes Upgrades 1st LD (Bothell) $104,000

Conconully Service Complex/Fire Hall (Conconully) $2,050,000

Coupeville Food Bank & Workforce Housing

Apartments (Coupeville) $230,000

Cross Kirkland Corridor 132nd Avenue NE

Improvements (Kirkland) $515,000

Day Island Bridge Design Project (University

Place) $200,000

Des Moines Marina Steps (Des Moines) $1,000,000

deWilde Rugby Fields (Ferndale) $150,000

Diking District 7 Fish Passage and Levee

(Stanwood) $1,900,000

Dishman Hills Conservancy Education Ctr Site

Planning (Spokane) $46,000

Double Culvert Replacement (Castle Rock) $2,000,000

Downtown Pasco North Plaza (Pasco) $155,000

Eagle Track Raceway Stadium Light Project

(Republic) $117,000

East Hill North Community Park Phase 1 (Kent) $1,000,000

Eaton Urban Pathway Project (Battle Ground) $1,000,000

Ebey Waterfront Trail Phase 4 (Marysville) $1,030,000

Edmonds Boys & Girls Clubs Capital Project

(Edmonds) $1,385,000

Edmonds Center for the Arts Design (Edmonds) $200,000

Ejidos Community Farm (Everson) $824,000

El Centro de la Raza Federal Way Campus (Federal

Way) $1,545,000

Electron Way & Contra Costa Ave Intersection

Improvemt (Fircrest) $153,000

Ellensburg Rodeo Grandstands (Ellensburg) $1,030,000

Emergency Operation Generator (Coupeville) $386,000

Emergency Shelter Capital Improvements (Shelton) $103,000

Enumclaw Community Center (Enumclaw) $500,000

Evans Creek Relocation Project (Redmond) $1,030,000

EWAM Handicap Parking Improvement Project

(Pomeroy) $98,000

Fair Building Improvements (Graham) $77,000

Fall City Business District Septic Project (Fall

City) $1,550,000

Family Resource Center at Cedar Crossing (Seattle) $360,000

Felts Field Gateway Improvement (Spokane) $515,000

Ferndale Civic and Community Organization Campus

(Ferndale) $3,050,000

Ferry County Fairgrounds (Republic) $50,000

Fife Aquatic & Community Center Improvements

(Fife) $1,500,000

Fire Panel Replacement & Integration (Seattle) $294,000

FISH Food Bank Expansion (Ellensburg) $573,000

Foothills Trail Crossing at Main Street (Buckley) $128,000

Forest Park Pickleball Court Installation

(Everett) $345,000

Free Clinic & Central Construction Project (Walla

Walla) $515,000

Frontier Park Horse Cover (Graham) $1,388,000

Ft Steilacoom Park Nisqually Indian Tribe

Improvements (Lakewood) $309,000

Gibson Hall Improvement Project (Issaquah) $206,000

Glen Tana (Spokane) $3,000,000

Golden Tiger Multi-Use Trail Phase 2 (Republic) $168,000

Goldendale Municipal Airport - Land Acquisition

(Goldendale) $361,000

Greater Wenatchee Irrigation Dist Infrastructure

(East Wenatchee) $2,000,000

Greenwood Early Learning Playground (Seattle) $69,000

Greg Cuoio Park Accessibility Improvements (Lacey) $515,000

Harbour Point Boulevard Pathway (Mukilteo) $258,000

Harlequin Theater Renovation (Olympia) $700,000

Heritage Center at Meeker Mansion (Puyallup) $496,000

Heritage Heights Remodel and Conversion to Medical

Care (Chelan) $824,000

High Prairie Fire District 14 Emergency

Preparedness (Lyle) $248,000

Highland Park Improvement Club Rebuild (Seattle) $500,000

Historic Lamar Cabin Preservation (Prescott) $267,000

HUB Sports Fields (Liberty Lake) $1,030,000

ICOM 911 Microwave Radio Broadband System (Oak

Harbor) $500,000

Indian American Community Services Community

Center (Kent) $794,000

Interurban Trail War Memorials (Pacific) $400,000

Issaquah Senior Ctr Veterans Memorial Consolidated

Prk (Issaquah) $721,000

Japanese American Exclusion Memorial Vis Ctr

(Bainbridge Island) $350,000

Jarstad Aquatic Center Assessment & Roof Repair

(Bremerton) $309,000

Jenkins Creek Recreation Trail (Covington) $250,000

Kalama Creek Hatchery Renovation (Olympia) $3,350,000

KCFD #50 Generator (Baring) $20,000

Kelso School District-Construction & Renovation

Projects (Kelso) $165,000

Kelso Train Station Roof Replacement (Kelso) $575,000

Kennewick Kiwanis Playground (Kennewick) $258,000

King County Sheriff's Office Air Support Unit

(Seattle) $1,000,000

King Street Station Creative Youth Empowerment Hub

(Seattle) $500,000

Kirkland Boys & Girls Clubs Community Playfield

(Kirkland) $150,000

Kirkland Performance Center Safety Improvements

(Kirkland) $1,288,000

Kitsap Humane Society Veterinary Lifesaving Center

(Silverdale) $412,000

Klineline Bridge and ADA Improvements (Vancouver) $1,365,000

Kulshan View (Mount Vernon) $309,000

Lacamas Lake Water Improvements (Camas) $515,000

Lake Boren CrossTown Recreational Trail

(Newcastle) $824,000

Lake Chelan Food Bank Building Remodel & Addition

(Chelan) $2,000,000

Lake Hills Clubhouse Renovation (Bellevue) $583,000

Lake Wilderness Arboretum Improvements (Maple

Valley) $450,000

Lakebay Marina (Lakebay) $300,000

Lambert House Flood Abatement & Foundation

Replacement (Seattle) $1,030,000

Larson Playfield Irrigation Conversion (Moses

Lake) $258,000

Latah Water System Rehabilitation Project (Latah) $180,000

Latino Community Service Center (Lynnwood ) $515,000

Lester Creek Personnel to Water Intake (Pe Ell) $640,000

Lewis County Senior Centers (Chehalis) $500,000

Lincoln County Fair and Livestock (Davenport) $1,000,000

Local Grain Conveyance & Storage System (Tumwater) $255,000

Logistics Facility (Vancouver) $874,000

Lynden Senior and Community Center (Lynden) $309,000

Lynnwood Neighborhood Center (Lynnwood) $2,050,000

Lyon Creek Culvert at SR 104 (Lake Forest Park) $1,820,000

Madison Street School Sidewalk Project (South

Bend) $175,000

Manson Fire Station - Training Room and Living

Quarters (Manson) $206,000

Marine Spills Operations Base (Friday Harbor) $210,000

Marshall Park Inclusive Community Playground

(Vancouver) $685,000

Mason County Jail Expansion (Shelton) $1,030,000

Mason PUD 1 Vuecrest Water System Storage Project

(Union) $618,000

Mason PUD Water Infrastructure (Matlock) $1,000,000

Masonic Building Roof Renovation (Centralia) $170,000

Mays Pond Playground (Bothell) $650,000

Medical Lake Storm Water Mitigation (Medical Lake) $1,000,000

Medically-Tailored Meals & Groceries Expansion

(Seattle) $1,175,000

Memorial Stadium (Seattle) $4,000,000

Menastash Grange Revitalization and Expansion

(Ellensburg) $85,000

Mental Health Quiet Room (Moses Lake) $31,000

Mill Creek City Hall North Renovation (Mill Creek) $515,000

Mill Creek Multiuse Recreational Property (Mill

Creek) $1,030,000

MLK Jr. Resource & Technology Center (Pasco) $250,000

MLK Jr.Park & Swimming Pool (Yakima) $1,160,000

Modernization of Pacific County Jail Facility

(South Bend) $464,000

Monroe Therapeutic Facility (Monroe) $1,100,000

Montesano Economic Development (Montesano) $700,000

Mt. Spokane Ski & Snowboard Park (Mead) $100,000

Mukilteo First Responder Wellness Center

(Mukilteo) $258,000

Muslim American Youth Foundation Center (Burien) $500,000

National Nordic Museum East Garden Capital Project

(Seattle) $258,000

Nespelem Community Longhouse (Nespelem) $1,850,000

New Beginnings Homes (Puyallup) $440,000

No. County Rec. Association Youth Sports (Castle

Rock) $256,000

Nooksack Community Housing (Deming) $470,000

North Fork Skykomish River 911 Extension Project

(Index) $420,000

North Seattle Boys & Girls Clubs Flooring

Replacement (Seattle) $134,000

NW Stream Center Sustainable Infrastructure

(Everett) $273,000

Oak Harbor Boys & Girls Club Sports Court (Oak

Harbor) $250,000

Oak Harbor Economic Development (Oak Harbor) $621,000

ODT Land Purchase (Port Townsend) $750,000

Old Fort Lake Subarea Remediation & Public Access

Proj (DuPont) $215,000

Othello's Regional Water Plan (Othello) $412,000

Parkland School (Parkland) $500,000

Pasado's Safe Haven Water and Safety Upgrades

(Monroe) $485,000

Pasco Boulevard Soccer Field (Pasco) $750,000

Pasco Clubhouse Safety Modernization (Pasco) $840,000

Peninsula Medical Respite & Housing Center

(Bremerton) $1,000,000

Peninsula Senior Activity (Ocean Park) $272,000

PenMet Parks Community Recreation Center (Gig

Harbor) $1,030,000

Perfect Passage (Tonasket) $730,000

Pierce County Food Hub (Bonney Lake) $300,000

Pike Place Market Elevator & Stair Replacement

(Seattle) $515,000

Plaza Retreat Space (Vashon) $544,000

Pond to Pines Infrastructure (Ellensburg) $518,000

Port Gamble Shoreline Restoration (Port Gamble) $2,400,000

Port of Allyn Public Pier Replacement (Allyn) $515,000

Port of Anacortes T-Dock Reconfiguration

(Anacortes) $1,000,000

Port of Mattawa Event Center Phase 3 Upgrade

Project (Mattawa) $361,000

Port of Skamania Cascades Business Park (North

Bonneville) $1,000,000

Port of Willapa Harbor (South Bend) $800,000

Port Orchard Breakwater Replacement (Port Orchard) $1,000,000

Port Remediation (Olympia) $2,200,000

Portland Avenue Park Sprayground (Tacoma) $500,000

Poulsbo Historical Society - Nilsen-Sonju House

(Poulsbo) $300,000

Prosser City Entrance Sign (Prosser) $110,000

Public Works Facility & Vehicle Storage (Sedro

Woolley) $500,000

Puyallup Elks Roof Replacement (Puyallup) $370,000

Rainier Court Phase V (Seattle) $750,000

Raze Development Capital Project (Spokane) $500,000

Redondo Fishing Pier Replacement Phase 1 (Des

Moines) $1,000,000

Refugee Welcoming & Healing Center (SeaTac) $515,000

Regional Athletic Complex Transformer Upgrade

(Olympia) $103,000

Regional Water & Sewer Upgrades ((~~(Rochester)~~))

Mason County $250,000

Rejuvenation Community Day Center (Bremerton) $200,000

Remembrance Gallery (Puyallup) $257,000

Renovation and Addition to RP Theater Building

(Richland) $350,000

Renton Public Square (Renton) $1,485,000

Republic Community Library (Republic) $183,000

Reservoir Capacity & Seismic (Battle Ground) $1,288,000

Ritzville Legion Hall Renovation (Ritzville) $165,000

Ritzville Rodeo Bleachers Replacement (Ritzville) $194,000

Ritzville Theater (Ritzville) $75,000

Rock Creek Horse Park (Ravensdale) $206,000

Roslyn Old City Hall Community Center (Roslyn) $77,000

Rotary Boys & Girls Clubs HVAC Replacement

(Seattle) $309,000

Rotary Morrow Community Park (Poulsbo) $100,000

Roy Water Preliminary Design (Roy) $250,000

Sail Sand Point (Seattle) $258,000

Sam Chastain Trail (Renton) $500,000

School Based Health Care Facility (Tacoma) $515,000

Scott Hill Park & Sports Complex of Woodland

(Woodland) $350,000

Scriber Place Housing for Homeless Students

(Lynnwood) $2,050,000

Search & Rescue Headquarters Feasibility Study

(Snoqualmie) $103,000

Seattle Aquarium (Seattle) $3,000,000

Seattle Public Library Holds Pick-Up Locker

(Seattle) $93,000

Seattle Public Theater Accessibility Upgrades

(Seattle) $77,000

Security & Access Improvements (Shelton) $250,000

Sentinel Gap Community Park (Mattawa) $1,000,000

Sewer Pump Station 12 & Force Main (Bellevue) $1,030,000

Shelton Day Care & Building Project (Shelton) $215,000

Short's Farm Purchase (Chimacum) $1,000,000

Skagit PUD 10th District Waterlines (Skagit) $650,000

Skagit PUD 39th District Waterline Relocations

(Mt. Vernon) $600,000

Skagit PUD Headquarters Public Meeting Room (Mt.

Vernon) $206,000

Slavonian Hall (Tacoma) $472,000

Snohomish Boys & Girls Club Teen Center

(Snohomish) $412,000

Snohomish Public Safety & City Services Campus

(Snohomish) $700,000

Snoqualmie Indian Tribe Consultation

(Snoqualmie) $150,000

Snoqualmie Valley Youth Center Barn with Storage

(North Bend) $232,000

South Seattle Community Food Hub (Seattle) $499,000

South Thurston Fire & EMS New Fire Station

(Tenino) $3,050,000

South UGA Water and Sewer Extensions (Kennewick) $1,122,000

South Whidbey Aquatic Wellness Center (Langley) $360,000

Southwest Boys & Girls Clubs Safety & Security

Improve (Seattle) $3,000

SPARC Capital Campaign (Mount Vernon) $750,000

Spokane Civic Theatre Facility (Spokane) $1,500,000

Spokane International Airport (Spokane) $1,000,000

Spokane Scale House Market (Spokane Valley) $750,000

Spring Box Replacement/Water (Concrete) $450,000

St. Mary Medical Center (Walla Walla) $75,000

Stanwood Art Center Design (Stanwood) $327,000

Stonerose Fossil Center (Republic) $721,000

Storm Upgrades Downtown Phase N2 (Puyallup) $696,000

Sue Bird and Lenny Wilkens Statues (Seattle) $412,000

Sultan Basin Park (Sultan) $500,000

Sumas Ave Water Pipe Replacement (Sumas) $150,000

SW WA Agricultural Business (Tenino) $1,250,000

Swede Hall Renovation Project (Rochester) $198,000

Take-A-Break Park Playground (Maple Valley) $412,000

Tam O'Shanter Multi-Purpose Court Fencing and

Lighting (Kelso) $46,000

Taproot Theatre Jewell Mainstage Renovation

(Seattle) $515,000

Tasveer Art Center (Bellevue) $258,000

Tenino Stone Carvers Guild Workshop and Classroom

(Tenino) $160,000

Terminal 4 Expansion & Redevelopment Project

(Aberdeen) $3,500,000

Thun Field - Emergency Response and Meeting Space

(Puyallup) $1,000,000

Town of Elmer City Fire Station Improvements

(Elmer City) $537,000

Town of Index Water Line Repair and Replacement

(Index) $628,000

Township Hall North & West (Spokane) $100,000

Tribal Cultural Center & Museum Restoration

(Steilacoom) $200,000

Tugboat Parthia Pavilion Construction (Olympia) $148,000

Tukwila Community Center HVAC Replacement

(Tukwila) $515,000

Tukwila Immigrant & Refugee Wadajir Land

Acquisition (Tukwila) $2,250,000

Tulalip Creek Hatchery (Marysville) $1,000,000

United Way Elevator and Disability Access (Tacoma) $129,000

Van Zandt Community Hall Renovation (Deming) $502,000

Veterans Memorial Balfour Park (Spokane Valley) $207,000

VFW Post 2224 Critical Renovations (Puyallup) $206,000

Village Theatre's Francis J Gaudette HVAC

Replacement (Issaquah) $489,000

Wallace Heights Septic Elimination Program

(Vancouver) $500,000

Washougal Civic Campus Project (Washougal) $2,000,000

Washtucna Town Hall (Washtucna) $20,000

Wastewater Lift Stations (Concrete) $450,000

Wastewater Treatment Facility & Loss Project

(Carbonado) $500,000

Wastewater Treatment System Upgrades (Long Beach) $340,000

Waterfront Organic Soil Removal (Washougal) $2,000,000

Weld Seattle Reentry Resource Center (Seattle) $5,000,000

Wenatchee Valley Museum Expansion and Redesign

(Wenatchee) $1,000,000

Wenatchee Valley YMCA (Wenatchee) $1,030,000

West Biddle Lake Dam Restoration (Vancouver) $412,000

Whatcom Ag Research Station (Lynden) $764,000

What-Comm Dispatch Center (Bellingham) $1,000,000

White Bluffs Rail/Rail Replacement (Richland) $1,250,000

White Center Community Hub (Seattle) $1,000,000

White Center Food Bank Renovation (Seattle) $275,000

Wilkeson Infrastructure (Wilkeson) $824,000

Windermere Park Playground (Longview) $155,000

WRF Upgrades Solid Side (Yelm) $442,000

Yakama Nation "Creator Law Sculpture" (Roslyn) $99,000

Yakima Co Fire Emergency Responder Radio System

(Yakima) $139,000

Yakima County Fire District 12 Wildfire Response

(Yakima) $38,000

Yakima County Meals on Wheels (Union Gap) $1,000,000

Yakima Trolley Museum (Yakima) $25,000

Youth Assist Program Skills Training Center

(Tacoma) $500,000

Youth Emergency Shelter (Longview) $250,000

Zillah Park Renovation (Zillah) $300,000

(9) The model toxics control capital account—state appropriation in this section is provided solely for the Port of Vancouver Dock Demo and Removal of Creosote project in Vancouver.

Appropriation:

Model Toxics Control Capital Account—State $3,500,000

State Building Construction Account—State $228,343,000

Subtotal Appropriation $231,843,000

Prior Biennia (Expenditures) $0

Future Biennia (Projected Costs) $912,000,000

TOTAL $1,143,843,000

**Sec.**  2023 c 474 s 1032 (uncodified) is amended to read as follows:

**FOR THE DEPARTMENT OF COMMERCE**

2023-25 Defense Community Compatibility Projects (40000572)

The appropriation in this section is subject to the following conditions and limitations: The appropriation in this section is provided solely for the following list of projects:

City of Lakewood, McChord North Clear Zone

(Lakewood) $900,000

Compatible Lands Foundation, Fairchild REPI

Easement Acquisition (Spokane) $2,500,000

Crescent Elementary (Oak Harbor) $13,600,000

Lakewood Water District, Water Well (K-3, G-4)

(Lakewood) ((~~$1,860,000~~)) $3,720,000

Oak Harbor Early Learning Center (Oak Harbor) $13,900,000

Quincy Square Civic Improvements (Bremerton) $1,750,000

Whidbey Camano Land Trust, Keystone Preserve

(Greenbank) $1,300,000

Appropriation:

State Building Construction Account—State ((~~$35,810,000~~))

 $37,670,000

Prior Biennia (Expenditures) $0

Future Biennia (Projected Costs) $48,800,000

TOTAL ((~~$84,610,000~~))

 $86,470,000

**Sec.**  2023 c 474 s 6076 (uncodified) is amended to read as follows:

**FOR THE DEPARTMENT OF COMMERCE**

2021-23 Broadband Office (92000953)

The reappropriations in this section are subject to the following conditions and limitations: The reappropriations are subject to the provisions of section 7016 of this act, except that the $225,000 provided for the Point Roberts rural broadband project is appropriated from the state building construction account—state, and not the coronavirus capital projects account—federal.

Reappropriation:

Coronavirus Capital Projects Account—Federal $124,726,000

Coronavirus State Fiscal Recovery Fund—Federal $150,522,000

State Building Construction Account—State $26,878,000

Subtotal Reappropriation $302,126,000

Appropriation:

State Building Construction Account—State $225,000

Prior Biennia (Expenditures) $1,468,000

Future Biennia (Projected Costs) $0

TOTAL ((~~$303,594,000~~))

 $303,819,000

**Sec.**  2023 c 474 s 1038 (uncodified) is amended to read as follows:

**FOR THE DEPARTMENT OF COMMERCE**

Public Facility Improvement Fund (92001367)

The appropriations in this section are subject to the following conditions and limitations:

(1) $24,000,000 of the youth athletic facility account—state appropriation in this section is provided solely for the following list of projects:

Bellingham: Joe Martin Stadium $700,000

City of Everett ((~~School District: Everett~~

~~Memorial~~)): New Stadium $7,400,000

Lower Columbia College: David Story Field $1,300,000

Pasco: Gesa Stadium $3,000,000

Port Angeles: Civic Field $600,000

Ridgefield: Ridgefield Outdoor Recreational Complex $450,000

Spokane County: Avista Stadium $5,800,000

Tacoma: Cheney Stadium $3,000,000

Walla Walla: Borleske Stadium $525,000

Wenatchee Valley College: Paul Thomas Sr. Field $700,000

Yakima County: Yakima County Stadium $525,000

(2) The funding appropriated under this section must be combined with local funds.

(3) The department may not expend funding for a project in this section unless and until the nonstate share of that project's costs have been either expended or firmly committed, or both, in an amount sufficient to complete the project or a distinct phase of the project. This requirement does not apply to projects where a share of the appropriation is for design costs only.

(4) Prior to receiving funding, grant recipients must demonstrate that the project site is under control for a minimum of 10 years, either through ownership or a long-term lease. This requirement does not apply to grants for preconstruction activities or grants in which the sole purpose is to purchase real property that does not include a construction or renovation component.

(5) In contracts for grants authorized under this section, the department must include provisions that require that capital improvements be held by the grantee for a specified period of time appropriate to the amount of the grant and that facilities be used for the express purpose of the grant. If the department finds the grantee to be out of compliance with provisions of the contract, the grantee shall repay to the state general fund the principal amount of the grant plus interest calculated at the rate of interest on state of Washington general obligation bonds issued most closely to the date of authorization of the grant.

(6) $360,000 of the state building construction account—state appropriation in this section is provided solely for administrative costs.

Appropriation:

State Building Construction Account—State $360,000

Youth Athletic Facility Account—State $24,000,000

Subtotal Appropriation $24,360,000

Prior Biennia (Expenditures) $0

Future Biennia (Projected Costs) $0

TOTAL $24,360,000

**Sec.**  2023 c 474 s 1045 (uncodified) is amended to read as follows:

**FOR THE DEPARTMENT OF ENTERPRISE SERVICES**

Capitol Campus Security & Safety Enhancements (40000226)

The appropriations in this section are subject to the following conditions and limitations:

(1) The reappropriation is subject to the provisions of section 1110, chapter 332, Laws of 2021.

(2) The appropriation in this section is provided solely for the following list of projects:

Capitol Campus Access Controls - Exterior Doors $1,000,000

Executive Residence Video Surveillance and Lighting

Improvements $540,000

Wedge Barriers - Syd Snyder & Water Street $1,570,000

Mansion – Exec Residence – Fencing, Gates, Bollards $1,621,000

Reappropriation:

State Building Construction Account—State $5,135,000

Appropriation:

State Building Construction Account—State ((~~$3,110,000~~))

 $4,731,000

Prior Biennia (Expenditures) $922,000

Future Biennia (Projected Costs) $11,682,000

TOTAL ((~~$20,849,000~~))

 $22,470,000

**Sec.**  2023 c 474 s 1046 (uncodified) is amended to read as follows:

**FOR THE DEPARTMENT OF ENTERPRISE SERVICES**

Facility Professional Services Staffing (40000244)

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

(1) The appropriation in this section is provided solely for architectural and engineering services to manage public works contracting for all state facilities pursuant to RCW 43.19.450.

(2) At the end of each biennium, the department must report to the office of financial management and the appropriate committees of the legislature on performance, including the following:

(a) The number of projects managed by each project manager by fiscal year;

(b) The number of project predesigns completed on time, reported by project and fiscal year;

(c) The number of project designs completed, reported by project and fiscal year;

(d) The number of project constructions completed on time, reported by project and fiscal year and in total;

(e) Projects that were not completed on schedule, how many days they were delayed, and the reasons for the delays;

(f) The number and cost of the change orders and the reason for each change order; and

(g) A list of the interagency agreements executed with state agencies during the 2023-2025 fiscal biennium to provide staff support to state agencies that is over and above the allocation provided in this section. The list must include the agency, the amount of dollars by fiscal year, and the rationale for the additional service.

Appropriation:

State Building Construction Account—State ((~~$23,951,000~~))

 $28,258,000

Prior Biennia (Expenditures) $0

Future Biennia (Projected Costs) $95,804,000

TOTAL ((~~$119,755,000~~))

 $124,062,000

**Sec.**  2023 c 474 s 1047 (uncodified) is amended to read as follows:

**FOR THE DEPARTMENT OF ENTERPRISE SERVICES**

Campus - Critical Fire System Upgrades (40000245)

((~~The appropriation in this section is subject to the following conditions and limitations: The appropriation in this section is provided to fund the first item on the department's prioritized list of critical fire system upgrades. The legislature intends to fund further priorities in the 2024 supplemental capital budget upon completion of the department's evaluation and final prioritization of fire system upgrades.~~))

Appropriation:

State Building Construction Account—State ((~~$1,020,000~~))

 $3,673,000

Prior Biennia (Expenditures) $0

Future Biennia (Projected Costs) $8,000,000

TOTAL ((~~$9,020,000~~))

 $11,673,000

**Sec.**  2023 c 474 s 1054 (uncodified) is amended to read as follows:

**FOR THE DEPARTMENT OF ENTERPRISE SERVICES**

Washington Building (40000331)

((~~The appropriations in this section are subject to the following conditions and limitations:~~

~~(1) $2,200,000 of the state building construction account—state appropriation is provided solely for replacement of the roof and for asbestos abatement.~~

~~(2) $2,801,000 of the climate commitment account—state appropriation is provided solely for replacement of the HVAC system.~~))

Appropriation:

((~~Climate Commitment Account—State~~ ~~$2,801,000~~))

State Building Construction Account—State ((~~$2,200,000~~))

 $1,001,000

((~~Subtotal Appropriation~~ ~~$5,001,000~~))

Prior Biennia (Expenditures) $0

Future Biennia (Projected Costs) $0

TOTAL ((~~$5,001,000~~))

 $1,001,000

**Sec.**  2023 c 474 s 1055 (uncodified) is amended to read as follows:

**FOR THE DEPARTMENT OF ENTERPRISE SERVICES**

Old Cap - Roof Replacement (40000338)

Appropriation:

State Building Construction Account—State $5,276,000

Thurston County Capital Facilities Account—State $1,474,000

Subtotal Appropriation $6,750,000

Prior Biennia (Expenditures) $0

Future Biennia (Projected Costs) $5,579,000

TOTAL ((~~$7,053,000~~))

 $12,329,000

**Sec.**  2023 c 474 s 1061 (uncodified) is amended to read as follows:

**FOR THE DEPARTMENT OF ENTERPRISE SERVICES**

Legislative Campus Modernization (92000020)

The appropriations in this section are subject to the following conditions and limitations:

(1) The reappropriations are subject to the provisions of section 1059, chapter 296, Laws of 2022.

(2) The department must consult with the senate facilities and operations committee or its designees and the house of representatives' executive rules committee or its designees at least every other month.

(3) All appropriations must be coded and tracked as separate discrete subprojects in the agency financial reporting system.

(4) If the department receives information, after value engineering has been performed, that projected costs for any of the subprojects in subsections (5), (6), or (7) of this section will exceed the amount provided in the respective subsections, including projected costs in future biennia, the department must timely notify and provide that information in writing to the project executive team. Prior to proceeding with design or construction, the department must:

(a) Provide at least three options that do not include square footage reduction to reduce the subproject costs to stay within the amount provided for that subproject and the project schedule;

(b) Consult with the project executive team on the options offered, prior to proceeding with a reduced cost option; and

(c) Receive majority consensus from the project executive team to either adopt and move forward with reduced cost options that bring the subproject costs within amounts appropriated or adopt a tentative modified budget for the subproject. If a tentative modified budget is adopted, the department must seek additional funding in the next agency budget submittal.

(5) ((~~$20,751,000~~)) $24,851,000 of the amount provided in this section is provided solely for the Irv Newhouse building replacement design and construction subproject on opportunity site six west. The department must:

(a) Start Newhouse building construction by July 1, 2023;

(b) Complete Newhouse building construction by October 31, 2024; and

(c) Consult with the leadership of the senate, or their designees, at least every month, beginning July 1, 2023.

(6) $87,000,000 of the amount provided in this section is provided solely for the rehabilitation, design, and construction of the Pritchard building and the renovation of the John L. O'Brien building subproject. The legislature intends to provide funding in the amount of $136,504,000 over the course of the 2023-2025 and the 2025-2027 fiscal biennia for design and construction of this project. Pursuant to RCW 43.88.130, the department may enter into a multibiennium contract for the construction of the subproject. Nothing in this section authorizes the agency to make an expenditure without an appropriation.

(7) $4,865,000 of the amount provided in this section is provided solely for the legislative campus modernization global subproject that includes, but is not limited to, the visitor lot (opportunity site six east), Columbia street site work, the legislative modular building, and Water street site work.

(8) $500,000 of the model toxics control capital account—state appropriation is provided solely for Newhouse parcel soil decontamination.

Reappropriation:

State Building Construction Account—State $72,346,000

Thurston County Capital Facilities Account—State $2,665,000

Subtotal Reappropriation $75,011,000

Appropriation:

State Building Construction Account—State ((~~$112,616,000~~))

 $116,716,000

Model Toxics Control Capital Account—State $500,000

Subtotal Appropriation $117,216,000

Prior Biennia (Expenditures) $14,925,000

Future Biennia (Projected Costs) $49,504,000

TOTAL ((~~$252,056,000~~))

 $256,656,000

**Sec.**  2023 c 474 s 1065 (uncodified) is amended to read as follows:

**FOR THE MILITARY DEPARTMENT**

Tri-Cities Readiness Center (30000808)

Reappropriation:

General Fund—Federal $1,421,000

((~~Military Department Capital Account—State~~ ~~$204,000~~))

State Building Construction Account—State $265,000

Subtotal Reappropriation ((~~$1,890,000~~))

 $1,686,000

Appropriation:

General Fund—Federal $2,000,000

State Building Construction Account—State $944,000

Subtotal Appropriation $2,944,000

Prior Biennia (Expenditures) $16,010,000

Future Biennia (Projected Costs) $0

TOTAL ((~~$20,844,000~~))

 $20,640,000

**Sec.**  2023 c 474 s 1070 (uncodified) is amended to read as follows:

**FOR THE MILITARY DEPARTMENT**

Camp Murray Bldg 34 Renovation (40000192)

Appropriation:

General Fund—Federal ((~~$4,915,000~~))

 $5,410,000

State Building Construction Account—State ((~~$3,425,000~~))

 $4,589,000

Subtotal Appropriation ((~~$8,340,000~~))

 $9,999,000

Prior Biennia (Expenditures) $0

Future Biennia (Projected Costs) $0

TOTAL ((~~$8,340,000~~))

 $9,999,000

**PART 2**

**HUMAN SERVICES**

NEW SECTION. **Sec.**  A new section is added to 2023 c 474 (uncodified) to read as follows: **FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES**

Child Study & Treatment Center-Gymnasium: Floor Replacement (40000555)

Appropriation:

State Building Construction Account—State $1,925,000

Prior Biennia (Expenditures) $0

Future Biennia (Projected Costs) $0

TOTAL $1,925,000

NEW SECTION. **Sec.**  A new section is added to 2023 c 474 (uncodified) to read as follows: **FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES**

Rainier School-Laundry: Commercial Washing Machines Replacement (40000971)

Appropriation:

State Building Construction Account—State $2,430,000

Prior Biennia (Expenditures) $0

Future Biennia (Projected Costs) $0

TOTAL $2,430,000

**Sec.**  2023 c 474 s 2026 (uncodified) is amended to read as follows:

**FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES**

Western State Hospital-Water System: Assessment and Improvements (40001089)

The appropriation in this section is subject to the following conditions and limitations: As part of its assessment, the department must conduct a long-term cost-benefit analysis of transitioning the water system to the ((~~City of~~)) Lakewood Water District and any cost mitigation strategies available to the state.

Appropriation:

State Building Construction Account—State $2,490,000

Prior Biennia (Expenditures) $0

Future Biennia (Projected Costs) $0

TOTAL $2,490,000

NEW SECTION. **Sec.**  A new section is added to 2023 c 474 (uncodified) to read as follows: **FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES**

Olympic Heritage Behavioral Health – Facility Modernization (40001145)

Appropriation:

State Building Construction Account—State $14,555,000

Prior Biennia (Expenditures) $0

Future Biennia (Projected Costs) $10,350,000

TOTAL $24,905,000

NEW SECTION. **Sec.**  A new section is added to 2023 c 474 (uncodified) to read as follows: **FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES**

Western State Hospital-East Campus: Well Replacement (40001149)

Appropriation:

State Building Construction Account—State $4,540,000

Prior Biennia (Expenditures) $0

Future Biennia (Projected Costs) $0

TOTAL $4,540,000

NEW SECTION. **Sec.**  A new section is added to 2023 c 474 (uncodified) to read as follows: **FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES**

Olympic Heritage Behavioral Health - Facility Purchase (40001153)

Appropriation:

State Building Construction Account—State $30,000,000

Prior Biennia (Expenditures) $0

Future Biennia (Projected Costs) $0

TOTAL $30,000,000

**Sec.**  2023 c 474 s 6148 (uncodified) is amended to read as follows:

**FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES**

Child Study & Treatment Center – Youth Housing (91000084)

Reappropriation:

State Building Construction Account—State $350,000

Appropriation:

State Building Construction Account~~—~~State $5,061,000

Prior Biennia (Expenditures) $0

Future Biennia (Projected Costs) ((~~$0~~))

 $31,849,000

TOTAL ((~~$350,000~~))

 $37,260,000

**Sec.**  2023 c 474 s 2031 (uncodified) is amended to read as follows:

**FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES**

Maple Lane - Rapid BH Bed Capacity (92000046)

Reappropriation:

State Building Construction Account—State $800,000

Appropriation:

State Building Construction Account~~—~~

State $21,070,000

Prior Biennia (Expenditures) $0

Future Biennia (Projected Costs) $20,200,000

TOTAL ((~~$41,270,000~~))

 $42,070,000

**Sec.**  2023 c 474 s 2035 (uncodified) is amended to read as follows:

**FOR THE DEPARTMENT OF HEALTH**

Drinking Water System Rehabilitations and Consolidations (40000065)

The appropriation in this section is subject to the following conditions and limitations: $2,214,000 of the state building construction account—state appropriation is provided solely for the department to facilitate a water supply agreement between the City of North Bend and the Sallal Water System. Of that amount, $1,507,000 must be distributed to the Sallal Water System and $707,000 to the City of North Bend, conditional on a signed water supply agreement that ensures ((~~a minimum of~~)) up to 100 acre feet per year of ((~~permanent~~)) mitigation water supply ((~~for~~)) to the city for a minimum of 30 years.

Appropriation:

State Building Construction Account—State $5,000,000

Prior Biennia (Expenditures) $0

Future Biennia (Projected Costs) $12,000,000

TOTAL $17,000,000

NEW SECTION. **Sec.**  A new section is added to 2023 c 474 (uncodified) to read as follows: **FOR THE DEPARTMENT OF HEALTH**

Emergency Generator for Environmental Laboratory Wing (40000072)

Appropriation:

State Building Construction Account—State $3,219,000

Prior Biennia (Expenditures) $0

Future Biennia (Projected Costs) $0

TOTAL $3,219,000

**Sec.**  2023 c 474 s 2044 (uncodified) is amended to read as follows:

**FOR THE DEPARTMENT OF VETERANS AFFAIRS**

WSVC - Burial and Columbarium Expansion Grant (40000092)

Appropriation:

General Fund—Federal ((~~$3,000,000~~))

 $4,868,000

State Building Construction Account—State ((~~$300,000~~))

 $541,000

Subtotal Appropriation ((~~$3,300,000~~))

 $5,409,000

Prior Biennia (Expenditures) $0

Future Biennia (Projected Costs) $0

TOTAL ((~~$3,300,000~~))

 $5,409,000

**Sec.**  2023 c 474 s 2046 (uncodified) is amended to read as follows:

**FOR THE DEPARTMENT OF VETERANS AFFAIRS**

DVA ARPA Federal Funds & State Match (91000013)

The appropriations in this section are subject to the following conditions and limitations: The appropriations are subject to the provisions of section 7064 of this act, except that the department may apply for federal funding other than that under section 8004 of the American rescue plan act of 2021, P.L. 117.2, and minor works projects funded under this section need not meet the requirements of section 8004 of the American rescue plan act of 2021, P.L. 117.2.

Reappropriation:

General Fund—Federal ((~~$24,495,000~~))

 $24,515,000

State Building Construction Account—State ((~~$10,849,000~~))

 $10,882,000

Subtotal Reappropriation ((~~$35,344,000~~))

 $35,397,000

Appropriation:

State Building Construction Account—State $6,810,000

Prior Biennia (Expenditures) ((~~$55,000~~))

 $2,000

Future Biennia (Projected Costs) $0

TOTAL $42,209,000

NEW SECTION. **Sec.**  A new section is added to 2023 c 474 (uncodified) to read as follows: **FOR THE DEPARTMENT OF CHILDREN, YOUTH, AND FAMILIES**

Echo Glen Security Upgrades (40000583)

Appropriation:

State Building Construction Account—State $5,564,000

Prior Biennia (Expenditures) $0

Future Biennia (Projected Costs) $0

TOTAL $5,564,000

NEW SECTION. **Sec.**  A new section is added to 2023 c 474 (uncodified) to read as follows: **FOR THE DEPARTMENT OF CHILDREN, YOUTH, AND FAMILIES**

Green Hill School HVAC Upgrades (40000584)

Appropriation:

State Building Construction Account—State $6,897,000

Prior Biennia (Expenditures) $0

Future Biennia (Projected Costs) $0

TOTAL $6,897,000

NEW SECTION. **Sec.**  A new section is added to 2023 c 474 (uncodified) to read as follows: **FOR THE DEPARTMENT OF CHILDREN, YOUTH, AND FAMILIES**

Echo Glen Academic School Walkway Roofing & Lighting (40000586)

Appropriation:

State Building Construction Account—State $500,000

Prior Biennia (Expenditures) $0

Future Biennia (Projected Costs) $0

TOTAL $500,000

NEW SECTION. **Sec.**  A new section is added to 2023 c 474 (uncodified) to read as follows: **FOR THE DEPARTMENT OF CORRECTIONS**

SW: Electric Car Chargers (40000178)

Appropriation:

State Building Construction Account—State $600,000

Prior Biennia (Expenditures) $0

Future Biennia (Projected Costs) $3,744,000

TOTAL $4,344,000

NEW SECTION. **Sec.**  A new section is added to 2023 c 474 (uncodified) to read as follows: **FOR THE DEPARTMENT OF CORRECTIONS**

WCCW: MSC Living Unit Bathroom Renovations (40000263)

Appropriation:

State Building Construction Account—State $500,000

Prior Biennia (Expenditures) $0

Future Biennia (Projected Costs) $8,290,000

TOTAL $8,790,000

NEW SECTION. **Sec.**  A new section is added to 2023 c 474 (uncodified) to read as follows: **FOR THE DEPARTMENT OF CORRECTIONS**

SW: Security Electronics Renewal & Adaptation (40000523)

Appropriation:

State Building Construction Account—State $1,000,000

Prior Biennia (Expenditures) $0

Future Biennia (Projected Costs) $0

TOTAL $1,000,000

NEW SECTION. **Sec.**  A new section is added to 2023 c 474 (uncodified) to read as follows: **FOR THE DEPARTMENT OF CORRECTIONS**

SW: Fire Alarm Systems Stabilization Project (40000524)

Appropriation:

State Building Construction Account—State $750,000

Prior Biennia (Expenditures) $0

Future Biennia (Projected Costs) $0

TOTAL $750,000

NEW SECTION. **Sec.**  A new section is added to 2023 c 474 (uncodified) to read as follows: **FOR THE DEPARTMENT OF CORRECTIONS**

SW: Perimeter Fence Detection Stabilization Project (40000525)

Appropriation:

State Building Construction Account—State $750,000

Prior Biennia (Expenditures) $0

Future Biennia (Projected Costs) $0

TOTAL $750,000

NEW SECTION. **Sec.**  A new section is added to 2023 c 474 (uncodified) to read as follows: **FOR THE DEPARTMENT OF CORRECTIONS**

WSP: IMU South Fire Protection & Smoke Dampers (40000526)

Appropriation:

State Building Construction Account—State $4,622,000

Prior Biennia (Expenditures) $0

Future Biennia (Projected Costs) $0

TOTAL $4,622,000

NEW SECTION. **Sec.**  A new section is added to 2023 c 474 (uncodified) to read as follows: **FOR THE DEPARTMENT OF CORRECTIONS**

CBPS: WCCW Women's Elder Care Unit (40000527)

Appropriation:

State Building Construction Account—State $400,000

Prior Biennia (Expenditures) $0

Future Biennia (Projected Costs) $0

TOTAL $400,000

NEW SECTION. **Sec.**  A new section is added to 2023 c 474 (uncodified) to read as follows: **FOR THE DEPARTMENT OF CORRECTIONS**

WCC: Medical Intake Tent Replacement (40000528)

Appropriation:

State Building Construction Account—State $1,400,000

Prior Biennia (Expenditures) $0

Future Biennia (Projected Costs) $0

TOTAL $1,400,000

**PART 3**

**NATURAL RESOURCES**

NEW SECTION. **Sec.**  A new section is added to 2023 c 474 (uncodified) to read as follows: **FOR THE DEPARTMENT OF ECOLOGY**

Cleanup Settlement Account Projects (40000613)

Appropriation:

Cleanup Settlement Account—State $2,200,000

Prior Biennia (Expenditures) $0

Future Biennia (Projected Costs) $0

TOTAL $2,200,000

NEW SECTION. **Sec.**  A new section is added to 2023 c 474 (uncodified) to read as follows: **FOR THE DEPARTMENT OF ECOLOGY**

Eastside Fire and Rescue Pilot PFAS Cleanup (40000618)

Appropriation:

Model Toxics Control Capital Account—State $2,000,000

Prior Biennia (Expenditures) $0

Future Biennia (Projected Costs) $0

TOTAL $2,000,000

NEW SECTION. **Sec.**  A new section is added to 2023 c 474 (uncodified) to read as follows: **FOR THE DEPARTMENT OF ECOLOGY**

Electric School Bus Program (40000620)

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

(1) The appropriation in this section is provided solely for the department to provide grants to transition from diesel school buses and other student transport vehicles to zero emission vehicles and for the necessary fueling infrastructure needed for zero emission student transportation. The department must prioritize school districts serving tribes and vulnerable populations in overburdened communities as defined under RCW 70A.02.010.

(2) Up to $1,430,000 of the appropriation in this section is for technical assistance and grant administration.

Appropriation:

Carbon Emissions Reduction Account—State $31,430,000

Prior Biennia (Expenditures) $0

Future Biennia (Projected Costs) $0

TOTAL $31,430,000

**Sec.**  2023 c 474 s 3046 (uncodified) is amended to read as follows:

**FOR THE STATE PARKS AND RECREATION COMMISSION**

Nisqually New Full Service Park (40000153)

Reappropriation:

State Building Construction Account—State $10,244,000

Appropriation:

State Building Construction Account—State ((~~$21,825,000~~))

 $25,491,000

Prior Biennia (Expenditures) $4,739,000

Future Biennia (Projected Costs) ((~~$15,099,000~~))

 $31,132,000

TOTAL ((~~$51,907,000~~))

 $71,606,000

**Sec.**  2023 c 474 s 6352 (uncodified) is amended to read as follows:

**FOR THE STATE PARKS AND RECREATION COMMISSION**

Fort Flagler Historic Theater Restoration (40000188)

Reappropriation:

State Building Construction Account—State $67,000

Appropriation:

State Building Construction Account—State $1,367,000

Prior Biennia (Expenditures) $129,000

Future Biennia (Projected Costs) $0

TOTAL ((~~$196,000~~))

 $1,563,000

NEW SECTION. **Sec.**  A new section is added to 2023 c 474 (uncodified) to read as follows: **FOR THE STATE PARKS AND RECREATION COMMISSION**

Twin Harbors South Beach Area Admin and Maint Facility (40000460)

Appropriation:

State Building Construction Account—State $1,282,000

Prior Biennia (Expenditures) $0

Future Biennia (Projected Costs) $7,175,000

TOTAL $8,457,000

NEW SECTION. **Sec.**  A new section is added to 2023 c 474 (uncodified) to read as follows: **FOR THE STATE PARKS AND RECREATION COMMISSION**

Lake Sammamish Dock Design & Permitting (40000461)

Appropriation:

State Building Construction Account—State $250,000

Prior Biennia (Expenditures) $0

Future Biennia (Projected Costs) $0

TOTAL $250,000

NEW SECTION. **Sec.**  A new section is added to 2023 c 474 (uncodified) to read as follows: **FOR THE RECREATION AND CONSERVATION FUNDING BOARD**

2025 Salmon Recovery Funding Board Grant Program (40000515)

Appropriation:

Natural Climate Solutions Account—State $25,000,000

Prior Biennia (Expenditures) $0

Future Biennia (Projected Costs) $0

TOTAL $25,000,000

NEW SECTION. **Sec.**  A new section is added to 2023 c 474 (uncodified) to read as follows: **FOR THE RECREATION AND CONSERVATION FUNDING BOARD**

2025 Community Forest Grant Program (40000516)

The appropriation in this section is subject to the following conditions and limitations: The appropriation in this section is provided solely for projects approved by the legislature, as identified in OFM Capital Document No. 2024-1, developed December 13, 2023.

Appropriation:

Natural Climate Solutions Account—State $5,780,000

Prior Biennia (Expenditures) $0

Future Biennia (Projected Costs) $0

TOTAL $5,780,000

NEW SECTION. **Sec.**  A new section is added to 2023 c 474 (uncodified) to read as follows: **FOR THE RECREATION AND CONSERVATION FUNDING BOARD**

2025 Washington Coastal Restoration and Resiliency Initiative (40000517)

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

(1) Except as provided under subsection (2) of this section, the appropriation in this section is provided solely for projects approved by the legislature, as identified in OFM Capital Document No. 2024-2, developed December 13, 2023.

(2) The recreation and conservation funding board may retain a portion of the funds appropriated in this section for the administration of the grants. The portion of the funding retained for administration may not exceed 4.12 percent of the appropriation.

Appropriation:

Natural Climate Solutions Account—State $7,560,000

Prior Biennia (Expenditures) $0

Future Biennia (Projected Costs) $0

TOTAL $7,560,000

NEW SECTION. **Sec.**  A new section is added to 2023 c 474 (uncodified) to read as follows: **FOR THE RECREATION AND CONSERVATION FUNDING BOARD**

2025 Forest Carbon Storage and Sequestration (40000523)

The appropriation in this section is subject to the following conditions and limitations: The appropriation in this section is provided solely for grants to private, tribal, and local government forest landowners to conduct forest management practices which go beyond regulatory requirements that increase sequestration and long-term carbon storage. When awarding grants, the office must prioritize programs that benefit tribes and vulnerable populations in overburdened communities as defined under RCW 70A.02.010, with a goal of directing at least 30 percent of grant funds to this purpose.

Appropriation:

Natural Climate Solutions Account—State $5,000,000

Prior Biennia (Expenditures) $0

Future Biennia (Projected Costs) $0

TOTAL $5,000,000

NEW SECTION. **Sec.**  A new section is added to 2023 c 474 (uncodified) to read as follows: **FOR THE RECREATION AND CONSERVATION FUNDING BOARD**

2025 Brian Abbott Fish Barrier Removal Board (40000524)

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

(1) Except as provided under subsections (2) and (3) of this section, the appropriation in this section is provided solely for projects identified in OFM Capital Document No. 2024-3, developed December 13, 2023.

(2) The recreation and conservation funding board may retain a portion of the funding appropriated in this section for the administration of the grants. The portion of the funding retained for administration may not exceed $660,000.

(3) The department of fish and wildlife may retain up to $906,000 of the appropriation in this section for the Brian Abbott fish barrier removal board for technical assistance in developing projects for consideration.

Appropriation:

Natural Climate Solutions Account—State $22,000,000

Prior Biennia (Expenditures) $0

Future Biennia (Projected Costs) $0

TOTAL $22,000,000

NEW SECTION. **Sec.**  A new section is added to 2023 c 474 (uncodified) to read as follows: **FOR THE RECREATION AND CONSERVATION FUNDING BOARD**

2025 Estuary and Salmon Restoration Program (40000527)

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

(1) Except as provided under subsections (2) and (3) of this section, the appropriation in this section is provided solely for projects approved by the legislature, as identified in OFM Capital Document No. 2024-4, developed December 13, 2023.

(2) The recreation and conservation funding board may retain a portion of the funding appropriated in this section for the administration of the grants. The portion of the funding retained for administration may not exceed $453,000.

(3) The department of fish and wildlife may retain a portion of the funding appropriated in this section for costs related to technical assistance and program administration. The portion of the funding retained for costs related to technical assistance and program administration may not exceed $453,000.

Appropriation:

Natural Climate Solutions Account—State $11,000,000

Prior Biennia (Expenditures) $0

Future Biennia (Projected Costs) $0

TOTAL $11,000,000

NEW SECTION. **Sec.**  A new section is added to 2023 c 474 (uncodified) to read as follows: **FOR THE RECREATION AND CONSERVATION FUNDING BOARD**

Upper Green River Forest Carbon Storage (40000529)

Appropriation:

Natural Climate Solutions Account—State $25,000,000

Prior Biennia (Expenditures) $0

Future Biennia (Projected Costs) $0

TOTAL $25,000,000

**Sec.**  2023 c 474 s 3080 (uncodified) is amended to read as follows:

**FOR THE STATE CONSERVATION COMMISSION**

2023-25 Conservation Reserve Enhancement Program (CREP) (40000023)

The appropriations in this section are subject to the following conditions and limitations: The state conservation commission may expend the state building construction account—state appropriation in this section as grants to private land owners who were enrolled in the conservation reserve enhancement program, and whose acreage meets state program goals of providing riparian habitat or hydrologically connected wetland enhancements in salmon-bearing streams as determined by the Washington state department of fish and wildlife, but are now disenrolled due to a September 2023 contract termination by the United States department of agriculture farm service agency, or who voluntary terminated their enrollment.

Appropriation:

Natural Climate Solutions Account—State $11,000,000

State Building Construction Account—State $4,000,000

Subtotal Appropriation $15,000,000

Prior Biennia (Expenditures) $0

Future Biennia (Projected Costs) $60,000,000

TOTAL $75,000,000

**Sec.**  2023 c 474 s 3083 (uncodified) is amended to read as follows:

**FOR THE STATE CONSERVATION COMMISSION**

2023-25 Regional Conservation Partnership Program (RCPP) (40000026)

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

(1) The 2025-2027 fiscal biennium budget request for the regional conservation partnership program state match must include the following information:

(a) Total project cost broken out by federal, state, and other fund sources;

(b) Anticipated budget by fund source by state fiscal year;

(c) Whether or not the commission received the project cost information from the project sponsor prior to the sponsor applying for funding from the federal government; and

(d) The date of when the federal award was received or is anticipated to be received.

(2) It is the intent of the legislature to prioritize projects that report the need for state match to the commission prior to submitting an application to the federal government. The commission must communicate this requirement and legislative intent to conservation districts and other interested applicants.

Appropriation:

State Building Construction Account—State ((~~$3,000,000~~))

 $6,000,000

Prior Biennia (Expenditures) $0

Future Biennia (Projected Costs) $12,000,000

TOTAL ((~~$15,000,000~~))

 $18,000,000

NEW SECTION. **Sec.**  A new section is added to 2023 c 474 (uncodified) to read as follows: **FOR THE STATE CONSERVATION COMMISSION**

Conservation Technical Assistance (40000042)

The appropriation in this section is subject to the following conditions and limitations: The appropriation in this section is provided solely for the commission to increase technical assistance to and operational capacity of conservation districts.

Appropriation:

State Building Construction Account—State $3,500,000

Prior Biennia (Expenditures) $0

Future Biennia (Projected Costs) $0

TOTAL $3,500,000

NEW SECTION. **Sec.**  A new section is added to 2023 c 474 (uncodified) to read as follows: **FOR THE DEPARTMENT OF FISH AND WILDLIFE**

Ringold Hatchery Replace Ponds (40000101)

Appropriation:

State Building Construction Account—State $200,000

Prior Biennia (Expenditures) $0

Future Biennia (Projected Costs) $0

TOTAL $200,000

NEW SECTION. **Sec.**  A new section is added to 2023 c 474 (uncodified) to read as follows: **FOR THE DEPARTMENT OF FISH AND WILDLIFE**

Statewide Hatcheries – Domestic Water Systems and Piping (40000233)

Appropriation:

State Building Construction Account—State $275,000

Prior Biennia (Expenditures) $0

Future Biennia (Projected Costs) $0

TOTAL $275,000

NEW SECTION. **Sec.**  A new section is added to 2023 c 474 (uncodified) to read as follows: **FOR THE DEPARTMENT OF FISH AND WILDLIFE**

Sekiu Boat Ramp Acquisition (40000255)

Appropriation:

State Building Construction Account—State $2,703,000

Prior Biennia (Expenditures) $0

Future Biennia (Projected Costs) $1,312,000

TOTAL $4,015,000

**Sec.**  2023 c 474 s 3130 (uncodified) is amended to read as follows:

**FOR THE DEPARTMENT OF NATURAL RESOURCES**

Carbon Sequestration Forests (40000405)

The appropriation in this section is subject to the following conditions and limitations: $83,000,000 of the appropriation is provided solely for the purchase of property to be managed for increased carbon sequestration and carbon storage through sustainable harvests and as replacement trust lands for existing encumbered forested state trust lands; and for structurally complex, carbon dense, forested state trust lands that may be transferred from trust status. The amount provided in this section is also to be used to carry out additional silvicultural activities on state trust lands, to convene a stakeholder group and conduct additional analysis related to the management of forested state trust lands, and to cover department costs to implement this section. Of the amount provided in this section:

(1)(a) $70,000,000 of the appropriation is provided solely to purchase forestland in counties west of the crest of the Cascade mountains, all of Skamania county, and the western portion of Klickitat county. When feasible and appropriate, the department should prioritize the purchase of lands at risk of conversion to a nonforested use. Once purchased, the land must be considered as part of the land bank created in RCW 79.19.020. The property must be purchased before the transfer of any existing trust land is fully executed. The department must transfer the appropriated amount into the natural resources real property replacement account in accordance with RCW 79.17.210.

(b) Up to 2,000 acres of structurally complex, carbon dense forestland currently existing on state trust lands may be transferred out of trust status with, prior to the transfer, a letter of support issued to the department by the legislative authority of the county in which the forestland is located. Forestland transferred out of trust status according to this subsection (1)(b) must be replaced with lands purchased in (a) of this subsection (1). Replacement lands must be of equal value to the lands transferred. The department must prepare a preliminary identification of the acres intended to be transferred out of trust status under this subsection (1)(b) and submit it to the board of natural resources no later than December 31, 2023.

(c) The remainder of the new purchased land may be used as exchange land for any encumbered state forest lands in Clallam, Jefferson, Pacific, Skamania, and Wahkiakum counties. Any exchanged land under this purpose must be designated as state forest transfer land and be managed under the department's habitat conservation plan and policy for sustainable forests.

(d) Forested state trust lands exchanged with lands purchased under this subsection (1) may be designated by the department as natural area preserves or natural resource conservation areas without being subject to the requirements of chapter 79.70 and 79.71 RCW. The legislative authority of the county from which the real property was transferred may not request that the department distribute a percentage of the proceeds associated with the valuable materials to the legislative authority of the county from which the real property was transferred.

(e) By December 1, 2023, the department must submit an initial progress report to the legislature on the implementation of this subsection (1).

(2) $10,000,000 of the appropriation is provided solely for the department to enhance forest stand growth on managed trust lands in western Washington, employing silviculture to increase growth and vigor of the trees for healthy, resilient forests.

(3) $2,500,000 of the appropriation is provided solely for the department to:

(a) Contract with an independent facilitator to convene a stakeholder group comprised of a balanced representation of relevant stakeholders and tribal interests to:

(i) Collaborate on approaches related to the conservation and management of older, carbon dense, structurally complex forest stands located on lands managed by the department; increasing carbon sequestration and storage in forests and harvested wood products from department managed forestlands; generating predictable beneficiary revenue; maintaining timber supplies that support local industry; and addressing economic needs in rural counties;

(ii) Develop an understanding of current timber supply by region and the effect of potential changes to forest management practices on regional wood supply for the timber market, including an analysis of what is currently known about the needs of existing forest industry infrastructure and what information gaps exist; and

(iii) Explore concepts and strategies relevant to the sequestration and storage of carbon in forests and wood products from forested state trust lands managed by the department, including the effect of potential changes to forest management practices, that satisfy the department's trust management responsibilities; and

(b) Contract with universities or other researchers or consultants for additional analysis or existing research that is beneficial in the execution of this section, which must include an analysis of:

(i) The existing and future demand for wood supply by region, including levels required to maintain existing industry related infrastructure, and modeled impacts on wood supply increases or decreases based on potential changes to forest management practices;

(ii) Carbon accounting and quantification methodologies outlined by the intergovernmental panel on climate change as well as emerging scientific research. The methodologies considered must be used to verify and assess the potential increases or decreases in carbon sequestration and storage, in both forests and harvested wood products based on potential changes to management practices on forested state trust lands that also account for increases or decreases in the availability of wood products harvested from forests managed by the department.

(c) A report of the stakeholder group's findings, including any information received in work performed in (b) of this subsection (3), must be submitted to the appropriate committees of the legislature by December 1, 2023.

(4) $500,000 of the appropriation is provided solely for the department to analyze the appropriateness of using consulting businesses for buying large forest parcels in a competitive marketplace as a way to execute the provisions of this section, and, if appropriate, enter into contracts for that purpose. If the department does not enter into a contract or contracts with consultants for the purposes of purchasing large forest parcels, the funding appropriated for this subsection (4) may be solely used for the purposes of subsection (3) of this section.

(5) $10,000,000 of the appropriation is provided solely for commercial thinning timber sales for the purposes of restoring spotted owl and riparian habitat.

Appropriation:

Natural Climate Solutions Account—State ((~~$83,000,000~~))

 $93,000,000

Prior Biennia (Expenditures) $0

Future Biennia (Projected Costs) $320,000,000

TOTAL ((~~$403,000,000~~))

 $413,000,000

NEW SECTION. **Sec.**  A new section is added to 2023 c 474 (uncodified) to read as follows: **FOR THE DEPARTMENT OF NATURAL RESOURCES**

Port Angeles Fire and Seasonal Employee Housing (40000409)

Appropriation:

State Building Construction Account—State $488,000

Prior Biennia (Expenditures) $0

Future Biennia (Projected Costs) $3,332,000

TOTAL $3,820,000

NEW SECTION. **Sec.**  A new section is added to 2023 c 474 (uncodified) to read as follows: **FOR THE DEPARTMENT OF NATURAL RESOURCES**

Land Bank (40000410)

Appropriation:

Land Bank Account—State $20,000,000

Prior Biennia (Expenditures) $0

Future Biennia (Projected Costs) $0

TOTAL $20,000,000

NEW SECTION. **Sec.**  A new section is added to 2023 c 474 (uncodified) to read as follows: **FOR THE DEPARTMENT OF NATURAL RESOURCES**

Drought Resilience Infrastructure Investments (40000411)

Appropriation:

Natural Climate Solutions Account—State $500,000

State Building Construction Account—State $500,000

Subtotal Appropriation $1,000,000

Prior Biennia (Expenditures) $0

Future Biennia (Projected Costs) $0

TOTAL $1,000,000

NEW SECTION. **Sec.**  A new section is added to 2023 c 474 (uncodified) to read as follows: **FOR THE DEPARTMENT OF NATURAL RESOURCES**

Recreational Target Shooting Pilot Sites (40000413)

Appropriation:

State Building Construction Account—State $1,937,000

Prior Biennia (Expenditures) $0

Future Biennia (Projected Costs) $0

TOTAL $1,937,000

NEW SECTION. **Sec.**  A new section is added to 2023 c 474 (uncodified) to read as follows: **FOR THE DEPARTMENT OF NATURAL RESOURCES**

Minor Works Preservation (40000414)

Appropriation:

State Building Construction Account—State $899,000

Prior Biennia (Expenditures) $0

Future Biennia (Projected Costs) $0

TOTAL $899,000

NEW SECTION. **Sec.**  A new section is added to 2023 c 474 (uncodified) to read as follows: **FOR THE DEPARTMENT OF NATURAL RESOURCES**

YMCA Camp Colman Investments (40000424)

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

(1) $1,840,000 of the appropriation in this section is provided solely for the department to contract with the YMCA of greater Seattle to relocate or replace existing infrastructure affected by the removal of a tidal gate and restoration of fish passage at Whiteman Cove.

(2) $300,000 of the appropriation is provided solely for the department to fund a predesign for an environmental learning center at Whiteman Cove.

Appropriation:

State Building Construction Account—State $2,140,000

Prior Biennia (Expenditures) $0

Future Biennia (Projected Costs) $0

TOTAL $2,140,000

NEW SECTION. **Sec.**  A new section is added to 2023 c 474 (uncodified) to read as follows: **FOR THE DEPARTMENT OF NATURAL RESOURCES**

2025 Trust Land Transfer (40000425)

The appropriation in this section is subject to the following conditions and limitations: The appropriation in this section is provided solely for projects approved by the legislature, as identified in OFM Capital Document No. 2024-5, developed December 13, 2023.

Appropriation:

Natural Climate Solutions Account—State $8,000,000

Prior Biennia (Expenditures) $0

Future Biennia (Projected Costs) $0

TOTAL $8,000,000

NEW SECTION. **Sec.**  A new section is added to 2023 c 474 (uncodified) to read as follows: **FOR THE DEPARTMENT OF NATURAL RESOURCES**

Trust Land Affordable Housing Development (40000426)

Appropriation:

State Building Construction Account—State $2,253,000

Prior Biennia (Expenditures) $0

Future Biennia (Projected Costs) $0

TOTAL $2,253,000

NEW SECTION. **Sec.**  A new section is added to 2023 c 474 (uncodified) to read as follows: **FOR THE DEPARTMENT OF AGRICULTURE**

Agricultural Carbon Storage and Sequestration (40000001)

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

(1) The appropriation in this section is provided solely for grants to improve carbon storage and sequestration on agricultural lands.

(2) Only agricultural producers with revenue that is less than $500,000 annually are eligible to receive grants.

(3) Eligible activities include:

(a) Agricultural management practices focused on soil health that will result in improved carbon outcomes, including carbon storage, sequestration, or reducing greenhouse gas emissions; and

(b) Research that creates tools intended to support farms in reducing greenhouse gas emissions or improving carbon storage and sequestration.

Appropriation:

Natural Climate Solutions Account—State $5,000,000

Prior Biennia (Expenditures) $0

Future Biennia (Projected Costs) $0

TOTAL $5,000,000

**PART 4**

**TRANSPORTATION**

**Reserved.**

**PART 5**

**EDUCATION**

**Sec.**  2023 c 474 s 5001 (uncodified) is amended to read as follows:

**FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION**

West Sound Technical Skills Center Modernization (40000015)

The appropriations in this section are subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 5003, chapter 269, Laws of 2022.

Reappropriation:

State Building Construction Account—State $10,990,000

Appropriation:

School Construction and Skill Centers Building

Account—State $755,000

((~~State Building Construction Account—~~

~~State~~ ~~$40,606,000~~))

Common School Construction Account—State $40,606,000

Subtotal Appropriation $41,361,000

Prior Biennia (Expenditures) $410,000

Future Biennia (Projected Costs) $44,343,000

TOTAL $97,104,000

**Sec.**  2023 c 474 s 5002 (uncodified) is amended to read as follows:

**FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION**

2023-25 School Construction Assistance Program (40000063)

The appropriations in this section are subject to the following conditions and limitations:

(1) ((~~$412,044,000~~)) $53,916,000 of the state building construction account—state appropriation ((~~and $171,097,000~~)), $431,336,000 of the common school construction account—state appropriation, and $1,500,000 of the common school construction account—federal appropriation in this section are provided solely for school construction assistance grants for qualifying public school construction projects.

(2) ((~~$5,031,000~~)) $5,504,000 of the common school construction account—state appropriation in this section is provided solely for study and survey grants and for completing inventory and building condition assessments for public school districts every six years, and for the acquisition of art pursuant to RCW 28A.335.210.

(3) The office of the superintendent of public instruction must consult with the department of enterprise services and the department of commerce to identify cost-effective steps to achieve net-zero-readiness for new buildings and building modernization projects to comply with the clean buildings act.

Appropriation:

Common School Construction Fund—State ((~~$176,128,000~~))

 $436,840,000

Common School Construction Fund—Federal $1,500,000

State Building Construction Account—State ((~~$412,044,000~~))

 $53,916,000

Subtotal Appropriation ((~~$588,172,000~~))

 $492,256,000

Prior Biennia (Expenditures) $0

Future Biennia (Projected Costs) $5,136,683,000

TOTAL ((~~$5,724,855,000~~))

 $5,628,939,000

**Sec.**  2023 c 474 s 5003 (uncodified) is amended to read as follows:

**FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION**

2023-25 Small District & Tribal Compact Schools Modernization (40000065)

The appropriations in this section are subject to the following conditions and limitations:

(1) ((~~$78,390,000~~)) $255,646,000 of the common school construction account—state appropriation ((~~and $3,000,000 of the common school construction fund—federal appropriation~~)) in this section ((~~are~~)) is provided solely for modernization grants for small school districts authorized under RCW 28A.525.159.

(2) ((~~$1,496,000~~)) $2,307,000 of the common school construction account—state appropriation in this section is provided solely for planning grants for small school districts authorized under RCW 28A.525.159. Planning grants may not exceed $50,000 per district. Planning grants may only be awarded to school districts with an estimated total project cost of $6,000,000 or less.

(3) $12,145,000 of the state building construction account—state appropriation in this section is provided solely for planning grants and modernization grants to state-tribal compact schools. The superintendent of public instruction may prioritize planning grants for state-tribal compact schools with the most serious building deficiencies and the most limited financial capacity.

(4) $5,000,000 of the climate commitment account—state appropriation and $1,800,000 of the common school construction account—state appropriation in this section ((~~is~~)) are provided solely for energy assessment grants for small school districts eligible under RCW 28A.525.159. Grant funding awarded may be used to perform facility energy assessments of instructional buildings.

(5)(a) The superintendent of public instruction shall submit ((~~a list of small school district modernization projects, as prioritized by the advisory committee under RCW 28A.525.159, to the legislature and the governor by September 15, 2024. The list must include: (a) A description of the project; (b) the proposed state funding level, not to exceed $6,000,000 per project; (c) estimated total project costs; and (d) local funding resources.~~

~~(6) The appropriations in this section may be awarded only to projects approved by the legislature, as identified in LEAP capital document No. OSPI-1-2023, developed April 10, 2023~~)) a list of small school district modernization projects, as prioritized by the advisory committee under RCW 28A.525.159, to the legislature and the governor by September 15, 2024. The list must include:

(a) A description of the project;

(b) The proposed state funding level, not to exceed $6,000,000 per project;

(c) Estimated total project costs; and

(d) Local funding resources.

(b) In addition to the standard list required in (a) of this subsection, the superintendent of public instruction shall also submit the following alternative lists for their 2025-2027 biennial request:

(a) Small school districts eligible under RCW 28A.525.159, with proposed state funding level not to exceed $12,000,000 per project;

(b) Small school districts with 3,000 students or less, with state funding level not to exceed $6,000,000 per project; and

(c) Small school districts with 3,000 students or less, with state funding level not to exceed $12,000,000 per project.

Appropriation:

Climate Commitment Account—State $5,000,000

Common School Construction Account—State ((~~$79,886,000~~))

 $259,753,000

((~~Common School Construction Fund—Federal~~ ~~$3,000,000~~))

State Building Construction Account—State $12,145,000

Subtotal Appropriation ((~~$100,031,000~~))

 $276,898,000

Prior Biennia (Expenditures) $0

Future Biennia (Projected Costs) $400,124,000

TOTAL ((~~$500,155,000~~))

 $677,022,000

**Sec.**  2023 c 474 s 5005 (uncodified) is amended to read as follows:

**FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION**

2023-25 School District Health and Safety (40000067)

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

(1) ((~~$5,000,000~~)) $11,000,000 of the appropriation in this section is provided solely for emergency repair grants to address unexpected and imminent health and safety hazards at K-12 public schools, including skill centers, that will impact the day-to-day operations of the school facility, and this is the maximum amount that may be spent for this purpose. For emergency repair grants only, an emergency declaration must be signed by the school district board of directors and submitted to the superintendent of public instruction for consideration. The emergency declaration must include a description of the imminent health and safety hazard, the possible cause, the proposed scope of emergency repair work and related cost estimate, and identification of local funding to be applied to the project. Grants of emergency repair moneys must be conditioned upon the written commitment and plan of the school district board of directors to repay the grant with any insurance payments or other judgments that may be awarded, if applicable.

(2) ((~~$11,600,000~~)) $12,700,000 of the appropriation in this section is provided solely for urgent repair grants to address nonreccurring urgent small repair projects at K-12 public schools, excluding skill centers, that could impact the health and safety of students and staff if not completed, and this is the maximum amount that may be spent for this purpose. The office of the superintendent of public instruction, after consulting with maintenance and operations administrators of school districts, shall develop criteria and assurances for providing funding for specific projects through a competitive grant program. The criteria and assurances must include, but are not limited to, the following: (a) Limiting school districts to one grant, not to exceed $500,000, per three-year period; (b) prioritizing applications based on limited school district financial resources for the project; and (c) requiring any district receiving funding provided in this section to demonstrate a consistent commitment to addressing school facility needs. The grant applications must include a comprehensive description of the health and safety issues to be addressed, a detailed description of the remedy, including a detailed cost estimate of the repair or replacement work to be performed, and identification of local funding, if any, which will be applied to the project. Grants may be used for, but are not limited to: Repair or replacement of failing building systems, abatement of potentially hazardous materials, and safety-related structural improvements.

(3) ((~~$3,600,000~~)) $4,600,000 of the appropriation in this section is provided solely for equal access grants for facility repairs and alterations at K-12 public schools, including skills centers, to improve compliance with the Americans with disabilities act and individuals with disabilities education act, and this is the maximum amount that may be spent for this purpose. The office of the superintendent of public instruction shall develop criteria and assurances for providing funding for specific projects through a competitive grant program. The criteria and assurances must include, but are not limited to, the following: (a) Limiting districts to one grant, not to exceed $100,000, per three-year period; (b) prioritizing applications based on limited school district financial resources for the project; and (c) requiring recipient districts to demonstrate a consistent commitment to addressing school facility needs. The grant applications must include a description of the Americans with disabilities act or individuals with disabilities education act compliance deficiency, a comprehensive description of the facility accessibility issues to be addressed, a detailed description of the remedy including a detailed cost estimate of the repair or replacement work to be performed, and identification of local funding, if any, which will be applied to the project. Priority for grant funding must be given to school districts that demonstrate a lack of capital resources to address the compliance deficiencies outlined in the grant application.

(4) The superintendent of public instruction must notify the office of financial management, the legislative evaluation and accountability program committee, the house capital budget committee, and the senate ways and means committee as projects described in subsection (1) of this section are approved for funding.

Appropriation:

((~~State Building Construction Account—~~

~~State~~ ~~$20,200,000~~))

Common School Construction Account—State $28,300,000

Prior Biennia (Expenditures) $0

Future Biennia (Projected Costs) $80,800,000

TOTAL ((~~$101,000,000~~))

 $109,100,000

**Sec.**  2023 c 474 s 5006 (uncodified) is amended to read as follows:

**FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION**

2023-25 Healthy Kids-Healthy Schools (40000068)

The appropriations in this section are subject to the following conditions and limitations:

(1)(a) ((~~$10,000,000~~)) $11,500,000 of the common school construction account—state appropriation in this section is provided solely for healthy kids and healthy schools grants for projects that are consistent with the healthiest next generation priorities.

(b) The appropriation in this subsection (1) is provided solely for grant funding to school districts for the purchase of equipment or to make repairs to existing equipment that is related to improving: (i) Children's physical health, and may include, but is not limited to, fitness playground equipment, covered play areas, and physical education equipment or related structures or renovation; and (ii) children's nutrition, and may include, but is not limited to, garden related structures and greenhouses to provide students access to fresh produce, and kitchen equipment or upgrades.

(c) The office of the superintendent of public instruction shall develop criteria for grant funding under this subsection (1) that include, but are not limited to, the following requirements: (i) Districts may apply for grants, but no single district may receive more than $200,000 of the appropriation for grants awarded under this section; (ii) any district receiving funding provided in this section must demonstrate a consistent commitment to addressing school facilities' needs; and (iii) applicants with a high percentage of students who are eligible and enrolled in the free and reduced-price meals program may be prioritized.

(2) $1,500,000 of the state building construction account—state appropriation in this section is provided solely for grants to school districts, charter schools, and state-tribal education compact schools for the replacement of lead-contaminated pipes, drinking water fixtures, and the purchase of water filters, including the labor costs of remediation design, installation, and construction.

Appropriation:

Common School Construction Account—State ((~~$10,000,000~~))

 $11,500,000

State Building Construction Account—State $1,500,000

Subtotal Appropriation ((~~$11,500,000~~))

 $13,000,000

Prior Biennia (Expenditures) $0

Future Biennia (Projected Costs) $46,000,000

TOTAL ((~~$57,500,000~~))

 $59,000,000

**Sec.**  2023 c 474 s 5008 (uncodified) is amended to read as follows:

**FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION**

2023-25 Skills Centers Minor Works (40000070)

Appropriation:

((~~State Building Construction Account—~~

~~State~~ ~~$5,135,000~~))

Common School Construction Account—State $5,135,000

Prior Biennia (Expenditures) $0

Future Biennia (Projected Costs) $20,540,000

TOTAL $25,675,000

NEW SECTION. **Sec.**  A new section is added to 2023 c 474 (uncodified) to read as follows: **FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION**

Equitable Access to Clean Air & Improving Classroom Air Quality (40000104)

The appropriations in this section are subject to the following conditions and limitations: $20,000,000 of the climate commitment account—state appropriation and $20,000,000 of the common school construction account—state appropriation in this section are provided solely for the following:

(1) Grants to school districts for heating, ventilation, and air conditioning (HVAC) systems, air filtration enhancement, and general air quality and energy efficiency improvements. Funding is provided to aid in the transition of school buildings away from fossil fuels and improving indoor air quality by installing high efficiency electric heat pumps, energy efficiency upgrades, and other high efficiency electric equipment and air filtration systems.

(2) Funding must be prioritized for school districts:

(a) In overburdened communities, as defined in RCW 70A.65.010;

(b) With limited financial capacity;

(c) With enrollment at or below 3,000 students; and

(d) Relying on costly, energy inefficient equipment.

(3) Grantees may seek technical assistance from local health jurisdiction school safety programs or the department of health, as applicable.

Appropriation:

Climate Commitment Account—State $20,000,000

Common School Construction Fund—State $20,000,000

Subtotal Appropriation $40,000,000

Prior Biennia (Expenditures) $0

Future Biennia (Projected Costs) $0

TOTAL $40,000,000

**Sec.**  2023 c 474 s 5013 (uncodified) is amended to read as follows:

**FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION**

2023-25 Distressed Schools (92000928)

The appropriation in this section is subject to the following conditions and limitations: The appropriation is provided solely for the following list of projects:

Cascadia Technical Academy (Vancouver) $250,000

Ingraham High School Construction Trades Skills

Center (Seattle) $527,000

Maritime 253: South Puget Sound Maritime Skills

Center (Tacoma) $8,000,000

Rainier Beach High School Campus Skills Center $9,915,000

Seattle Skills Center (Seattle) $2,200,000

Stevenson-Carson High School (Stevenson) $750,000

Washington Middle School (Seattle) $98,000

Appropriation:

((~~State Building Construction Account—~~

~~State~~ ~~$21,740,000~~))

Common School Construction Account—State $21,740,000

Prior Biennia (Expenditures) $0

Future Biennia (Projected Costs) $86,960,000

TOTAL $108,700,000

**Sec.**  2023 c 474 s 5014 (uncodified) is amended to read as follows:

**FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION**

2023-25 Agricultural Science in Schools Grant to FFA Foundation (92000931)

Appropriation:

((~~State Building Construction Account—~~

~~State~~ ~~$5,000,000~~))

Common School Construction Account—State $5,000,000

Prior Biennia (Expenditures) $0

Future Biennia (Projected Costs) $20,000,000

TOTAL $25,000,000

**Sec.**  2023 c 474 s 5015 (uncodified) is amended to read as follows:

**FOR THE STATE SCHOOL FOR THE BLIND**

2023-25 Campus Preservation (Minor Works) (40000021)

Appropriation:

State Building Construction Account—State ((~~$2,100,000~~))

 $2,600,000

Prior Biennia (Expenditures) $0

Future Biennia (Projected Costs) $8,400,000

TOTAL ((~~$10,500,000~~))

 $11,000,000

**Sec.**  2023 c 474 s 5031 (uncodified) is amended to read as follows:

**FOR THE UNIVERSITY OF WASHINGTON**

UW Seattle - Asset Preservation (Minor Works) 23-25 (40000103)

Appropriation:

University of Washington Building Account—State ((~~$33,691,000~~))

 $37,396,000

Prior Biennia (Expenditures) $0

Future Biennia (Projected Costs) $134,764,000

TOTAL ((~~$168,455,000~~))

 $172,160,000

**Sec.**  2023 c 474 s 5032 (uncodified) is amended to read as follows:

**FOR THE UNIVERSITY OF WASHINGTON**

UW Bothell - Asset Preservation (Minor Works) 23-25 (40000129)

Appropriation:

University of Washington Building Account—State ((~~$5,919,000~~))

 $3,895,000

Prior Biennia (Expenditures) $0

Future Biennia (Projected Costs) $23,676,000

TOTAL ((~~$29,595,000~~))

 $27,571,000

**Sec.**  2023 c 474 s 5033 (uncodified) is amended to read as follows:

**FOR THE UNIVERSITY OF WASHINGTON**

UW Tacoma - Asset Preservation (Minor Works) 23-25 (40000131)

Appropriation:

University of Washington Building Account—State ((~~$4,915,000~~))

 $3,234,000

Prior Biennia (Expenditures) $0

Future Biennia (Projected Costs) $19,660,000

TOTAL ((~~$24,575,000~~))

 $22,894,000

NEW SECTION. **Sec.**  A new section is added to 2023 c 474 (uncodified) to read as follows:**FOR THE UNIVERSITY OF WASHINGTON**

Chemical Sciences & Bagley Hall (40000146)

Appropriation:

State Building Construction Account—State $5,000,000

Prior Biennia (Expenditures) $0

Future Biennia (Projected Costs) $125,000,000

TOTAL $130,000,000

NEW SECTION. **Sec.**  A new section is added to 2023 c 474 (uncodified) to read as follows:**FOR THE UNIVERSITY OF WASHINGTON**

Energy Renewal Program (40000147)

Appropriation:

Climate Commitment Account—State $38,900,000

Prior Biennia (Expenditures) $0

Future Biennia (Projected Costs) $0

TOTAL $38,900,000

NEW SECTION. **Sec.**  A new section is added to 2023 c 474 (uncodified) to read as follows: **FOR EASTERN WASHINGTON UNIVERSITY**

Energy Improvements (40000112)

The appropriation in this section is subject to the following conditions and limitations: The appropriation is provided solely for the air handler replacement and control upgrades at the physical education activities building and the HVAC and air handler unit replacements at the Jim Thorpe fieldhouse.

Appropriation:

Climate Commitment Account—State $5,166,000

Prior Biennia (Expenditures) $0

Future Biennia (Projected Costs) $0

TOTAL $5,166,000

**Sec.**  2023 c 474 s 5056 (uncodified) is amended to read as follows:

**FOR CENTRAL WASHINGTON UNIVERSITY**

Humanities & Social Science Complex (40000081)

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

The legislature intends to provide funds in the amount of $103,758,000 over the course of the 2023-2025 and 2025-2027 fiscal biennia for construction of the humanities and social science complex at Central Washington University. Pursuant to RCW 43.88.130, the university may enter into a multibiennium contract for the construction of the complex. Nothing in this section authorizes the university to make an expenditure without an appropriation.

Reappropriation:

State Building Construction Account—State $2,844,000

Appropriation:

Climate Commitment Account—State $7,000,000

State Building Construction Account—State $85,600,000

Subtotal Appropriation $92,600,000

Prior Biennia (Expenditures) $2,361,000

Future Biennia (Projected Costs) $11,158,000

TOTAL $108,963,000

NEW SECTION. **Sec.**  A new section is added to 2023 c 474 (uncodified) to read as follows: **FOR CENTRAL WASHINGTON UNIVERSITY**

Secondary Geothermal Module (40000161)

Appropriation:

Climate Commitment Account—State $12,464,000

Prior Biennia (Expenditures) $0

Future Biennia (Projected Costs) $4,000,000

TOTAL $16,464,000

NEW SECTION. **Sec.**  A new section is added to 2023 c 474 (uncodified) to read as follows: **FOR CENTRAL WASHINGTON UNIVERSITY**

Science Building Carbon Reduction (40000162)

Appropriation:

Climate Commitment Account—State $4,509,000

Prior Biennia (Expenditures) $0

Future Biennia (Projected Costs) $0

TOTAL $4,509,000

**Sec.**  2023 c 474 s 5072 (uncodified) is amended to read as follows:

**FOR WESTERN WASHINGTON UNIVERSITY**

Minor Works - Preservation 2023-25 (40000006)

Appropriation:

Western Washington University Capital Projects

Account—State ((~~$4,888,000~~))

 $5,388,000

Prior Biennia (Expenditures) $0

Future Biennia (Projected Costs) $19,552,000

TOTAL ((~~$24,440,000~~))

 $24,940,000

NEW SECTION. **Sec.**  A new section is added to 2023 c 474 (uncodified) to read as follows: **FOR THE WASHINGTON STATE ARTS COMMISSION**

Preserving State-owned Public Art (30000004)

Appropriation:

State Building Construction Account—State $984,000

Prior Biennia (Expenditures) $0

Future Biennia (Projected Costs) $0

TOTAL $984,000

**Sec.**  2023 c 474 s 6236 (uncodified) is amended to read as follows:

**FOR THE EASTERN WASHINGTON STATE HISTORICAL SOCIETY**

Garage & Emergency Exit Concrete Remediation (40000053)

Reappropriation:

State Building Construction Account—State $838,000

Appropriation:

State Building Construction Account—State $1,477,000

Prior Biennia (Expenditures) $63,000

Future Biennia (Projected Costs) $0

TOTAL ((~~$901,000~~))

 $2,378,000

**Sec.**  2023 c 474 s 5082 (uncodified) is amended to read as follows:

**FOR THE COMMUNITY AND TECHNICAL COLLEGE SYSTEM**

Minor Works - Facility Repairs (23-25) (40000595)

The appropriations in this section are subject to the following conditions and limitations: The minor works project list for this section may include multiple projects related to necessary emergency repairs at Bellingham technical college. The projects must each be for distinct purposes and shall not be considered phases of a larger project for purposes of section 8017, chapter 474, Laws of 2023.

Appropriation:

Community and Technical College Capital Projects

Account—State $2,537,000

State Building Construction Account—State $36,909,000

Subtotal Appropriation $39,446,000

Prior Biennia (Expenditures) $0

Future Biennia (Projected Costs) $157,784,000

TOTAL $197,230,000

**Sec.**  2023 c 474 s 5085 (uncodified) is amended to read as follows:

**FOR THE COMMUNITY AND TECHNICAL COLLEGE SYSTEM**

Minor Works - Site Repairs (23-25) (40000698)

The appropriations in this section are subject to the following conditions and limitations: The minor works project list for this section may include multiple projects related to necessary emergency repairs at Bellingham technical college. The projects must each be for distinct purposes and shall not be considered phases of a larger project for purposes of section 8017, chapter 474, Laws of 2023.

Appropriation:

Community and Technical College Capital Projects

Account—State $1,000,000

State Building Construction Account—State $5,171,000

Subtotal Appropriation $6,171,000

Prior Biennia (Expenditures) $0

Future Biennia (Projected Costs) $24,684,000

TOTAL $30,855,000

**Sec.**  2023 c 474 s 5086 (uncodified) is amended to read as follows:

**FOR THE COMMUNITY AND TECHNICAL COLLEGE SYSTEM**

Minor Works - Infrastructure Replacement (23-25) (40000721)

The appropriations in this section are subject to the following conditions and limitations: The minor works project list for this section may include multiple projects related to necessary emergency repairs at Bellingham technical college. The projects must each be for distinct purposes and shall not be considered phases of a larger project for purposes of section 8017, chapter 474, Laws of 2023.

Appropriation:

Community and Technical College Capital Projects

Account—State $3,000,000

State Building Construction Account—State $37,300,000

Subtotal Appropriation $40,300,000

Prior Biennia (Expenditures) $0

Future Biennia (Projected Costs) $161,200,000

TOTAL $201,500,000

**Sec.**  2023 c 474 s 5087 (uncodified) is amended to read as follows:

**FOR THE COMMUNITY AND TECHNICAL COLLEGE SYSTEM**

Minor Works - Program Improvements (23-25) (40000754)

The appropriations in this section are subject to the following conditions and limitations: The minor works project list for this section may include multiple projects related to necessary emergency repairs at Bellingham technical college. The projects must each be for distinct purposes and shall not be considered phases of a larger project for purposes of section 8017, chapter 474, Laws of 2023.

Appropriation:

Community and Technical College Capital Projects

Account—State $5,000,000

State Building Construction Account—State $48,200,000

Subtotal Appropriation $53,200,000

Prior Biennia (Expenditures) $0

Future Biennia (Projected Costs) $212,800,000

TOTAL $266,000,000

NEW SECTION. **Sec.**  A new section is added to 2023 c 474 (uncodified) to read as follows: **FOR THE COMMUNITY AND TECHNICAL COLLEGE SYSTEM**

CBPS SBCTC Statewide: Utility Submeters for Clean Buildings Act (40000878)

Appropriation:

Climate Commitment Account—State $8,374,000

Community and Technical College Capital Projects

Account—State $170,000

Subtotal Appropriation $8,544,000

Prior Biennia (Expenditures) $0

Future Biennia (Projected Costs) $0

TOTAL $8,544,000

NEW SECTION. **Sec.**  A new section is added to 2023 c 474 (uncodified) to read as follows: **FOR THE COMMUNITY AND TECHNICAL COLLEGE SYSTEM**

CTC Energy Efficiency Program (40000880)

Appropriation:

Climate Commitment Account—State $2,000,000

Prior Biennia (Expenditures) $0

Future Biennia (Projected Costs) $0

TOTAL $2,000,000

NEW SECTION. **Sec.**  A new section is added to 2023 c 474 (uncodified) to read as follows: **FOR THE COMMUNITY AND TECHNICAL COLLEGE SYSTEM**

Bellingham Technical College: Campus Center Building (40000916)

Appropriation:

State Building Construction Account—State $19,384,000

Prior Biennia (Expenditures) $0

Future Biennia (Projected Costs) $0

TOTAL $19,384,000

**Sec.**  2023 c 474 s 5089 (uncodified) is amended to read as follows:

**FOR THE COMMUNITY AND TECHNICAL COLLEGE SYSTEM**

HB 1390 - District Energy Systems (91000443)

Appropriation:

Climate Commitment Account—State ((~~$429,000~~))

 $1,153,000

Prior Biennia (Expenditures) $0

Future Biennia (Projected Costs) $0

TOTAL ((~~$429,000~~))

 $1,153,000

**PART 6**

**REAPPROPRIATIONS**

**Sec.**  2023 c 474 s 6002 (uncodified) is amended to read as follows:

**FOR THE DEPARTMENT OF COMMERCE**

Community Economic Revitalization Board (30000097)

Reappropriation:

Public ((~~Facility~~)) Facilities Construction

Loan Revolving Account~~—~~State $7,774,000

Prior Biennia (Expenditures) $10,246,000

Future Biennia (Projected Costs) $0

TOTAL $18,020,000

**Sec.**  2023 c 474 s 6029 (uncodified) is amended to read as follows:

**FOR THE DEPARTMENT OF COMMERCE**

Washington Broadband Program (40000117)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 1012, chapter 356, Laws of 2020, except that funds may be used as loans or grants to finance eligible broadband infrastructure projects.

Reappropriation:

Statewide Broadband Account—State $16,079,000

Prior Biennia (Expenditures) $5,471,000

Future Biennia (Projected Costs) $0

TOTAL $21,550,000

**Sec.**  2023 c 474 s 6043 (uncodified) is amended to read as follows:

**FOR THE DEPARTMENT OF COMMERCE**

2021-23 PWB Broadband Infrastructure (40000152)

The reappropriations in this section are subject to the following conditions and limitations: The reappropriations are subject to the provisions of section 1067, chapter 332, Laws of 2021, except that funds may be used as loans or grants to finance eligible broadband infrastructure projects.

Reappropriation:

Coronavirus Capital Projects Account—Federal ((~~$45,040,000~~))

 $46,000,000

Statewide Broadband Account—State $14,000,000

Subtotal Reappropriation ((~~$59,040,000~~))

 $60,000,000

Prior Biennia (Expenditures) $0

Future Biennia (Projected Costs) $0

TOTAL ((~~$59,040,000~~))

 $60,000,000

**Sec.**  2023 c 474 s 6061 (uncodified) is amended to read as follows:

**FOR THE DEPARTMENT OF COMMERCE**

Substance Use Disorder Recovery Housing (91001675)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 1031, chapter 296, Laws of 2022.

Reappropriation:

State Taxable Building Construction Account—

State ((~~$48,000~~))

 $150,000

Prior Biennia (Expenditures) ((~~$102,000~~))

 $0

Future Biennia (Projected Costs) $0

TOTAL $150,000

**Sec.**  2023 c 474 s 6068 (uncodified) is amended to read as follows:

**FOR THE DEPARTMENT OF COMMERCE**

Food Banks (91001690)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 1034, chapter 296, Laws of 2022, except that the $1,030,000 appropriation is for the Chelan Douglas Food Distribution Center (Wenatchee), and not the Chelan Douglas Distribution Center (Malaga).

Reappropriation:

State Building Construction Account—State $6,900,000

Prior Biennia (Expenditures) $5,686,000

Future Biennia (Projected Costs) $0

TOTAL $12,586,000

**Sec.**  2023 c 474 s 6097 (uncodified) is amended to read as follows:

**FOR THE MILITARY DEPARTMENT**

Thurston County Readiness Center (30000594)

The reappropriations in this section are subject to the following conditions and limitations: The reappropriations are subject to the provisions of section 1027, chapter 35, Laws of 2016 sp. sess.

Reappropriation:

General Fund—Federal $3,301,000

Military Department Capital Account—State ((~~$553,000~~))

 $10,000

Subtotal Reappropriation ((~~$3,854,000~~))

 $3,311,000

Prior Biennia (Expenditures) $44,098,000

Future Biennia (Projected Costs) $0

TOTAL ((~~$47,952,000~~))

 $47,409,000

**Sec.**  2023 c 474 s 6104 (uncodified) is amended to read as follows:

**FOR THE MILITARY DEPARTMENT**

Camp Murray Bldg. 20 Roof Top Unit Upgrade (40000189)

Reappropriation:

State Building Construction Account—State ((~~$307,000~~))

 $2,000

Prior Biennia (Expenditures) ((~~$6,000~~))

 $8,000

Future Biennia (Projected Costs) $0

TOTAL ((~~$313,000~~))

 $10,000

**Sec.**  2023 c 474 s 6105 (uncodified) is amended to read as follows:

**FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES**

Western State Hospital New Kitchen and Commissary Building (20081319)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 2003, chapter 2, Laws of 2018.

Reappropriation:

State Building Construction Account—State ((~~$1,263,000~~))

 $477,000

Prior Biennia (Expenditures) ((~~$28,927,000~~))

 $29,113,000

Future Biennia (Projected Costs) $0

TOTAL ((~~$30,190,000~~))

 $29,590,000

**Sec.**  2023 c 474 s 6135 (uncodified) is amended to read as follows:

**FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES**

Transitional Care Center-Main Building: Patient Rooms Cooling (40000574)

Reappropriation:

Coronavirus State Fiscal Recovery Fund—Federal ((~~$2,315,000~~))

 $2,335,000

Prior Biennia (Expenditures) ((~~$20,000~~))

 $0

Future Biennia (Projected Costs) $0

TOTAL $2,335,000

**Sec.**  2023 c 474 s 6164 (uncodified) is amended to read as follows:

**FOR THE DEPARTMENT OF VETERANS AFFAIRS**

WVH HVAC Retrofit (40000006)

Reappropriation:

State Building Construction Account—State ((~~$395,000~~))

 $424,000

Prior Biennia (Expenditures) ((~~$355,000~~))

 $326,000

Future Biennia (Projected Costs) $0

TOTAL $750,000

**Sec.**  2023 c 474 s 6165 (uncodified) is amended to read as follows:

**FOR THE DEPARTMENT OF VETERANS AFFAIRS**

WSH - Life Safety Grant (40000013)

Reappropriation:

General Fund—Federal ((~~$315,000~~))

 $325,000

State Building Construction Account—State ((~~$164,000~~))

 $174,000

Subtotal Reappropriation ((~~$479,000~~))

 $499,000

Prior Biennia (Expenditures) ((~~$21,000~~))

 $1,000

Future Biennia (Projected Costs) $0

TOTAL $500,000

**Sec.**  2023 c 474 s 6179 (uncodified) is amended to read as follows:

**FOR THE DEPARTMENT OF CORRECTIONS**

WCC: Interim Mental Health Building (40000260)

Reappropriation:

Capital Community Assistance Account—State $672,000

State Building Construction Account—State ((~~$1,237,000~~))

 $1,522,000

Subtotal Reappropriation ((~~$1,909,000~~))

 $2,194,000

Prior Biennia (Expenditures) ((~~$38,000~~))

 $53,000

Future Biennia (Projected Costs) $0

TOTAL ((~~$1,947,000~~))

 $2,247,000

**Sec.**  2023 c 474 s 6228 (uncodified) is amended to read as follows:

**FOR THE WASHINGTON STATE HISTORICAL SOCIETY**

Heritage Capital Grants Projects (30000297)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 5054, chapter 2, Laws of 2018.

Reappropriation:

State Building Construction Account—State ((~~$1,003,000~~))

 $750,000

Prior Biennia (Expenditures) ((~~$7,376,000~~))

 $7,552,000

Future Biennia (Projected Costs) $0

TOTAL ((~~$8,379,000~~))

 $8,302,000

**Sec.**  2023 c 474 s 6336 (uncodified) is amended to read as follows:

**FOR THE POLLUTION LIABILITY INSURANCE PROGRAM**

2021-23 Underground Storage Tank Capital Financial Assistance Pgm (30000705)

Reappropriation:

Pollution Liability Insurance Agency Underground

Storage Tank Revolving Account—State ((~~$11,733,000~~))

 $10,000,000

Prior Biennia (Expenditures) $267,000

Future Biennia (Projected Costs) $0

TOTAL ((~~$12,000,000~~))

 $10,267,000

**Sec.**  2023 c 474 s 6337 (uncodified) is amended to read as follows:

**FOR THE POLLUTION LIABILITY INSURANCE PROGRAM**

2021-23 Heating Oil Capital Financing Assistance Program (30000706)

Reappropriation:

Pollution Liability Insurance Agency Underground

Storage Tank Revolving Account—State ((~~$7,815,000~~))

 $150,000

Prior Biennia (Expenditures) $185,000

Future Biennia (Projected Costs) $0

TOTAL ((~~$8,000,000~~))

 $335,000

**Sec.**  2023 c 474 s 6366 (uncodified) is amended to read as follows:

**FOR THE RECREATION AND CONSERVATION FUNDING BOARD**

Boating Facilities Program (30000410)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 3072, chapter 2, Laws of 2018.

Reappropriation:

Recreation Resources Account—State ((~~$5,473,000~~))

 $3,323,000

Prior Biennia (Expenditures) $11,702,000

Future Biennia (Projected Costs) $0

TOTAL ((~~$17,175,000~~))

 $15,025,000

**Sec.**  2023 c 474 s 6376 (uncodified) is amended to read as follows:

**FOR THE RECREATION AND CONSERVATION FUNDING BOARD**

2019-21 - Salmon Recovery Funding Board Programs (40000004)

The reappropriations in this section are subject to the following conditions and limitations: The reappropriations are subject to the provisions of section 3201, chapter 413, Laws of 2019.

Reappropriation:

General Fund—Federal $17,126,000

State Building Construction Account—State ((~~$2,174,000~~))

 $5,840,000

Subtotal Reappropriation ((~~$19,300,000~~))

 $22,966,000

Prior Biennia (Expenditures) ((~~$55,700,000~~))

 $52,034,000

Future Biennia (Projected Costs) $0

TOTAL $75,000,000

**Sec.**  2023 c 474 s 6392 (uncodified) is amended to read as follows:

**FOR THE RECREATION AND CONSERVATION FUNDING BOARD**

2021-23 - Boating Facilities Program (40000023)

Reappropriation:

Recreation Resources Account—State ((~~$12,283,000~~))

 $12,950,000

Prior Biennia (Expenditures) ((~~$2,667,000~~))

 $2,000,000

Future Biennia (Projected Costs) $0

TOTAL $14,950,000

**Sec.**  2023 c 474 s 6460 (uncodified) is amended to read as follows:

**FOR THE DEPARTMENT OF NATURAL RESOURCES**

Omak Consolidation, Expansion and Relocation (40000033)

Reappropriation:

State Building Construction Account—State ((~~$93,000~~))

 $5,000

Prior Biennia (Expenditures) ((~~$15,000~~))

 $20,000

Future Biennia (Projected Costs) $0

TOTAL ((~~$108,000~~))

 $25,000

**Sec.**  2023 c 474 s 6496 (uncodified) is amended to read as follows:

**FOR THE COMMUNITY AND TECHNICAL COLLEGE SYSTEM**

Bates: Medical Mile Health Science Center (30000989)

Reappropriation:

State Building Construction Account—State ((~~$7,000~~))

 $108,000

Prior Biennia (Expenditures) ((~~$44,059,000~~))

 $43,958,000

Future Biennia (Projected Costs) $0

TOTAL $44,066,000

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

(1) 2023 c 474 s 6343 (uncodified);

(2) 2023 c 474 s 6489 (uncodified); and

(3) 2023 c 474 s 6490 (uncodified).

**PART 7**

**Reserved.**

**PART 8**

**MISCELLANEOUS PROVISIONS**

**Sec.**  2023 c 474 s 8001 (uncodified) is amended to read as follows:

RCW 43.88.031 requires the disclosure of the estimated debt service costs associated with new capital bond appropriations. The estimated debt service costs for the appropriations contained in this act are ((~~$59,934,000~~)) $35,897,928 for the 2023-2025 biennium, ((~~$371,683,000~~)) $342,236,404 for the 2025-2027 biennium, and ((~~$519,454,000~~)) $491,366,915 for the 2027-2029 biennium.

**Sec.**  2023 c 474 s 8002 (uncodified) is amended to read as follows:

ACQUISITION OF PROPERTIES AND FACILITIES THROUGH FINANCIAL CONTRACTS.

(1) The following agencies may enter into financial contracts, paid from any funds of an agency, appropriated or nonappropriated, for the purposes indicated and in not more than the principal amounts indicated, plus financing expenses and required reserves pursuant to chapter 39.94 RCW. When securing properties under this section, agencies shall use the most economical financial contract option available, including long-term leases, lease-purchase agreements, lease-development with option to purchase agreements or financial contracts using certificates of participation. Expenditures made by an agency for one of the indicated purposes before the issue date of the authorized financial contract and any certificates of participation therein are intended to be reimbursed from proceeds of the financial contract and any certificates of participation therein to the extent provided in the agency's financing plan approved by the state finance committee.

(2) Those noninstructional facilities of higher education institutions authorized in this section to enter into financial contracts are not eligible for state funded maintenance and operations. Instructional space that is available for regularly scheduled classes for academic transfer, basic skills, and workforce training programs may be eligible for state funded maintenance and operations.

(3) Secretary of state: Enter into a financing contract for up to $119,000,000 plus financing expenses, required reserves, and capitalized interest pursuant to chapter 39.94 RCW to construct a new library-archives building.

(4) Department of social and health services: Enter into a financing contract for up to $175,888,000 plus costs and financing expenses, required reserves, and capitalized interest pursuant to chapter 39.94 RCW to construct a nursing facility on the Fircrest residential habilitation center campus. The department may contract to lease develop or lease purchase the facility. Before entering into a contract, the department must consult with the office of financial management and the office of the state treasurer. Should the department of social and health services choose to use a financing contract that does not provide for the issuance of certificates of participation, the financing contract shall be subject to approval by the state finance committee as required by RCW 39.94.010. In approving a financing contract not providing for the use of certificates of participation, the state finance committee should be reasonably certain that the contract is excluded from the computation of indebtedness, particularly that the contract is not backed by the full faith and credit of the state and the legislature is expressly not obligated to appropriate funds to make payments. For purposes of this subsection, "financing contract" includes but is not limited to a certificate of participation and tax exempt financing similar to that authorized in RCW 47.79.140.

(5) Western Washington University: Enter into a financing contract for up to $4,900,000 plus costs and financing expenses, required reserves, and capitalized interest pursuant to chapter 39.94 RCW to construct an electrical engineering and computer science building.

(6) The state board for community and technical colleges: Enter into a financing contract for up to $2,000,000 plus costs and financing expenses, required reserves, and capitalized interest pursuant to chapter 39.94 RCW to renovate building J at the Renton technical college.

**Sec.**  RCW 43.155.050 and 2023 c 475 s 932 and 2023 c 474 s 8037 are each reenacted and amended to read as follows:

(1) The public works assistance account is hereby established in the state treasury. Money may be placed in the public works assistance account from the proceeds of bonds when authorized by the legislature or from any other lawful source. Money in the public works assistance account shall be used to make loans and grants and to give financial guarantees to local governments for public works projects. Moneys in the account may also be appropriated or transferred to the water pollution control revolving fund and the drinking water assistance account to provide for state match requirements under federal law. Moneys in the account may be transferred to the move ahead WA account to provide support of public works projects funded in the move ahead WA program. Not more than 20 percent of the biennial capital budget appropriation to the public works board from this account may be expended or obligated for preconstruction loans and grants, emergency loans and grants, or loans and grants for capital facility planning under this chapter. Not more than 10 percent of the biennial capital budget appropriation to the public works board from this account may be expended or obligated as grants for preconstruction, emergency, capital facility planning, and construction projects. During the 2017-2019 and 2019-2021 fiscal biennia, the legislature may appropriate moneys from the account for activities related to rural economic development, the growth management act, the aviation revitalization loan program, the community economic revitalization board broadband program, and the voluntary stewardship program. During the 2021-2023 and 2023-2025 fiscal biennia, the legislature may appropriate moneys from the account for activities related to the community aviation revitalization board. During the 2019-2021 fiscal biennia, the legislature may direct the state treasurer to make transfers of moneys in the public works assistance account to the education legacy trust account. During the 2019-2021 and 2021-2023 fiscal biennia, the legislature may direct the state treasurer to make transfers of moneys in the public works assistance account to the statewide broadband account. The legislature may appropriate moneys from the public works assistance account for activities related to the voluntary stewardship program, rural economic development, and the growth management act. During the 2021-2023 biennium, the legislature may appropriate moneys from the account for projects identified in section 1033, chapter 296, Laws of 2022. During the 2023-2025 fiscal biennium, the legislature may appropriate moneys from the public works assistance account for an evaluation of the costs of relocating public utilities related to fish barrier removal projects((~~. During the 2023-2025 fiscal biennium, the legislature may appropriate moneys from the account~~)), for activities related to broadband infrastructure federal match projects and broadband subgrantee technical assistance, and for activities related to developing a data dashboard to map investments made by the public works board, the department of commerce, the department of health, the department of ecology, the department of transportation, the transportation improvement board, and by board partners to the system improvement team created in RCW 43.155.150.

(2) For fiscal year 2024 through fiscal year 2038, the state treasurer must transfer from the public works assistance account to the move ahead WA account created in RCW 46.68.510 $57,000,000 each fiscal year in four equal quarterly transfers.

**Sec.**  RCW 70A.65.240 and 2022 c 182 s 101 are each amended to read as follows:

(1) The carbon emissions reduction account is created in the state treasury. Moneys in the account may be spent only after appropriation. Expenditures from the account are intended to affect reductions in transportation sector carbon emissions through a variety of carbon reducing investments. These can include, but are not limited to: Transportation alternatives to single occupancy passenger vehicles; reductions in single occupancy passenger vehicle miles traveled; reductions in per mile emissions in vehicles, including through the funding of alternative fuel infrastructure and incentive programs; and emission reduction programs for freight transportation, including motor vehicles and rail, as well as for ferries and other maritime and port activities. Expenditures from the account may only be made for transportation carbon emission reducing purposes and may not be made for highway purposes authorized under the 18th Amendment of the Washington state Constitution, other than specified in this section, and shall be made in accordance with subsection (2) of this section. However, during the 2023-2025 fiscal biennium, the legislature may also appropriate moneys from the account in the omnibus capital appropriations act. It is the legislature's intent that expenditures from the account used to reduce carbon emissions be made with the goal of achieving equity for communities that historically have been omitted or adversely impacted by past transportation policies and practices.

(2) Appropriations in an omnibus transportation appropriations act from the carbon emissions reduction account shall be made exclusively to fund the following activities:

(a) Active transportation;

(b) Transit programs and projects;

(c) Alternative fuel and electrification;

(d) Ferries; and

(e) Rail.

**Sec.**  RCW 70A.65.305 and 2022 c 253 s 1 are each amended to read as follows:

(1) Agencies that allocate funding or administer grant programs appropriated from the climate investment account created in RCW 70A.65.250, the climate commitment account created in RCW 70A.65.260, and the natural climate solutions account created in RCW 70A.65.270 must offer early, meaningful, and individual consultation with any affected federally recognized tribe on all funding decisions and funding programs that may impact tribal resources, including tribal cultural resources, archaeological sites, sacred sites, fisheries, or other rights and interests in tribal lands and lands within which a tribe or tribes possess rights reserved or protected by federal treaty, statute, or executive order. The consultation is independent of, and in addition to, any public participation process required by federal or state law, or by a federal or state agency, including the requirements of Executive Order 21-02 related to archaeological and cultural resources, and regardless of whether the agency receives a request for consultation from a federally recognized tribe. The goal of the consultation process is to identify tribal resources or rights potentially affected by the funding decisions and funding programs, assess their effects, and seek ways to avoid, minimize, or mitigate any adverse effects on tribal resources or rights.

(2) At the earliest possible date prior to submittal of an application, applicants for funding from the accounts created in RCW 70A.65.250, 70A.65.260, and 70A.65.270 shall engage in a preapplication process with all affected federally recognized tribes within the project area. During the 2023-2025 fiscal biennium, salmon habitat and climate resilience projects funded from the natural climate solutions account created in RCW 70A.65.270 that went through the application and prioritization process before July 1, 2023, are exempt from the preapplication requirements under this subsection.

(a) The preapplication process must include the applicant notifying the department of archaeology and historic preservation, the department of fish and wildlife, and all affected federally recognized tribes within the project area. The notification must include geographical location, detailed scope of the proposed project, preliminary application details available to federal, state, or local governmental jurisdictions, and all publicly available materials, including public funding sources.

(b) The applicant must also offer to discuss the project with the department of archaeology and historic preservation, the department of fish and wildlife, and all affected federally recognized tribes within the project area. Discussions may include the project's impact to tribal resources, including tribal cultural resources, archaeological sites, sacred sites, fisheries, or other rights and interests in tribal lands and lands within which a tribe or tribes possess rights reserved or protected by federal treaty, statute, or executive order.

(c) All affected federally recognized tribes may submit to the appropriate agency or agencies a summary of tribal issues, questions, concerns, or other statements regarding the project, which must become part of the official application file. The summary does not limit what issues affected federally recognized tribes may raise in the consultation process identified in subsections (1), (3) through (7), and (9) of this section.

(d) The notification and offer to initiate discussion must be documented with the application when it is filed, and a copy of the application must be delivered to the department of archaeology and historic preservation, the department of fish and wildlife, and to the affected federally recognized tribe or tribes. If the discussions pursuant to (b) of this subsection do not occur, the applicant must document the reason why the discussion or discussions did not occur.

(e) Nothing in this section may be interpreted to require the disclosure of information that is exempt from disclosure pursuant to RCW 42.56.300 or federal law, including section 304 of the national historic preservation act of 1966. Any information that is exempt from disclosure pursuant to RCW 42.56.300 or federal law, including section 304 of the national historic preservation act of 1966, shall not become part of the official application file.

(3) If any funding decision, program, project, or activity that may impact tribal resources, including tribal cultural resources, archaeological sites, sacred sites, fisheries, or other rights and interests in tribal lands and lands within which a tribe or tribes possess rights reserved by federal treaty, statute, or executive order is funded from the accounts created in RCW 70A.65.250, 70A.65.260, and 70A.65.270 without such a consultation with an affected federally recognized tribe, the affected federally recognized tribe may request that all further action on the decision, program, project, or activity cease until meaningful consultation is completed. Upon receipt of such a request by an agency or agencies with the authority to allocate funding or administer grant programs from the accounts listed in subsection (1) of this section in support of the proposed project, further action by the agency or agencies on any decision, program, project, or activity that would result in significant physical disturbance of the tribal resource or resources described in this subsection must cease until the consultation has been completed.

(4) Upon completion of agency and tribal consultation, an affected federally recognized tribe may request a formal review of the consultation by submitting a request to the governor's office of Indian affairs and notifying the appropriate agencies and the department of archaeology and historic preservation. The state agencies and tribe must meet to initiate discussion within no more than 20 days of the request. This consultation must be offered and conducted separately with each affected federally recognized tribe, unless the tribes agree to conduct a joint consultation with the state.

(5) After the state agencies and tribe or tribes have conducted a formal review under subsection (4) of this section, an affected federally recognized tribe or state agency may request that the governor and an elected tribal leader or leaders of a federally recognized tribal government meet to formally consider the recommendations from the parties. If requested, this meeting must occur within 30 days of the request, except that a federally recognized tribe may choose to opt out of the meeting. This timeline may be extended by mutual agreement between the governor and the tribal leaders.

(6) After the meeting identified in subsection (5) of this section has occurred, the governor or an elected tribal leader of a federally recognized tribe may call for the state and tribe or tribes to enter into formal mediation, except that a federally recognized tribe may choose to opt out of the mediation. If entered into, the mediation must be conducted as a government-to-government proceeding, with each sovereign government retaining their right to a final decision that meets their separate obligations and interests. Mediators must be jointly selected by the parties to the mediation. An agreement between the governor and a tribal leader or leaders resulting from the mediation is formally recognized and binding on the signatory parties. Absent an agreement, participation in mediation does not preclude any additional steps that any party can initiate, including legal review, to resolve a continuing disagreement.

(7) During the proceedings outlined in subsections (4) through (6) of this section, the agency or agencies with the authority to allocate funding or administer grant programs from the accounts listed in subsection (1) of this section in support of the proposed project may not approve or release funding, or make other formal decisions, including permitting, that advance the proposed project except where required by law.

(8) By June 30, 2023, the governor's office of Indian affairs, in coordination with the department of archaeology and historic preservation and federally recognized tribes, shall develop a state agency tribal consultation process, including best practices for early, meaningful, and effective consultation, early notification and engagement by applicants with federally recognized tribes as a part of the preapplication process in subsection (2) of this section, and protocols for communication and collaboration with federally recognized tribes. The consultation process developed under this section must be periodically reviewed and updated in coordination with federally recognized tribes. The governor's office of Indian affairs must provide training and other technical assistance to state agencies, as they implement the required consultation. Notwithstanding the governor's office of Indian affairs' ongoing work pursuant to this subsection, the provisions of subsections (1) through (7) and (9) of this section become effective as of June 9, 2022.

(9) The requirements of this section apply to local governments that receive funding from the accounts created in RCW 70A.65.250, 70A.65.260, and 70A.65.270, where that funding is disbursed to project and program applicants. Where requested, the governor's office of Indian affairs must provide training and other technical assistance to local government agencies as they implement the consultation requirements of this section.

(10) Any agency subject to or implementing this section may adopt rules in furtherance of its duties under this section.

(11) Subject to the availability of amounts appropriated for this specific purpose, the department must establish a tribal capacity grant program to provide funding to federally recognized tribes for the costs of implementing this section.

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

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

**--- END ---**