
HOUSE BILL 1452

State of Washington

61st Legislature

2009 Regular Session

By Representatives Dunshee, Seaquist, White, Kenney, Maxwell, and Driscoll; by request of Office of Financial Management

Read first time 01/21/09. Referred to Committee on Capital Budget.

1 AN ACT Relating to the economic stimulus capital budget; amending
2 2007 c 520 ss 2062, 2076, 2057, 3177, 5042, 5050, 5071, 5092, 5115,
3 5201, 5243, 5268, 5267, 5266, and 5270 (uncodified); creating new
4 sections; making appropriations; and declaring an emergency.

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

6 NEW SECTION. **Sec. 1.** (1) It is the intent of the governor and the
7 legislature to stimulate Washington's lagging economy and to reduce the
8 state's unemployment rate by quickly putting people to work on
9 infrastructure projects. These investments will include improving
10 higher education campuses, cleaning up Puget Sound, replacing aging
11 local infrastructure, and creating green jobs. Such projects must be
12 started quickly after funding is received and generate a significant
13 number of jobs in order to strengthen the economy and assist those
14 seeking work. To that end, more than four hundred forty-six million
15 dollars will be advanced and go to advertisement no later than April
16 30, 2009.

17 (2) This economic stimulus capital budget is hereby adopted and,
18 subject to the provisions set forth, the amounts specified, or as much

1 thereof as may be necessary to accomplish the purposes designated are
2 hereby appropriated.

3 (3) The definitions in this subsection apply throughout this act
4 unless the context clearly requires otherwise.

5 (a) "Fiscal year 2010" or "FY 2010" means the fiscal year ending
6 June 30, 2010.

7 (b) "Fiscal year 2011" or "FY 2011" means the fiscal year ending
8 June 30, 2011.

9 (c) "Lapse" or "revert" means the amount shall return to an
10 unappropriated status.

11 (d) "Provided solely" means the specified amount may be spent only
12 for the specified purpose.

13 Unless otherwise specifically authorized in this act, any portion
14 of an amount provided solely for a specified purpose that is not
15 expended subject to the specified conditions and limitations to fulfill
16 the specified purpose shall lapse.

17 **PART 1**

18 **2007-09 SUPPLEMENTAL CAPITAL APPROPRIATIONS**

19 NEW SECTION. **Sec. 101. FOR THE DEPARTMENT OF COMMUNITY, TRADE,**
20 **AND ECONOMIC DEVELOPMENT**

21 Alternative Energy Investments (30000057)

22 Appropriation:

23	State Building Construction Account--State	\$10,000,000
24	Prior Biennia (Expenditures)	\$0
25	Future Biennia (Projected Costs)	\$0
26	TOTAL	\$10,000,000

27 **Sec. 102.** 2007 c 520 s 2062 (uncodified) is amended to read as
28 follows:

29 **FOR THE DEPARTMENT OF CORRECTIONS**

30 McNeil Island Corrections Center: Replace/Stabilize Housing Unit
31 Siding (~~((+06-1-005+))~~) (20061005)

32 Reappropriation:

33	State Building Construction Account--State	\$445,000
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34 Appropriation:

1 State Building Construction Account--State (~~(\$3,000,000)~~)
2 \$6,816,000
3 Prior Biennia (Expenditures) \$349,000
4 Future Biennia (Projected Costs) (~~(\$9,024,000)~~)
5 \$5,208,000
6 TOTAL \$12,818,000

7 **Sec. 103.** 2007 c 520 s 2076 (uncodified) is amended to read as
8 follows:

9 **FOR THE DEPARTMENT OF CORRECTIONS**

10 Washington State Penitentiary: South Close Security Complex
11 (~~(+06-2-021+)~~) (20062021)

12 Reappropriation:

13 State Building Construction Account--State \$2,983,000

14 Appropriation:

15 State Building Construction Account--State (~~(\$61,294,000)~~)
16 \$75,570,000

17 Prior Biennia (Expenditures) \$1,017,000

18 Future Biennia (Projected Costs) (~~(\$69,193,000)~~)
19 \$549,170,000

20 TOTAL \$134,487,000

21 **Sec. 104.** 2007 c 520 s 2057 (uncodified) is amended to read as
22 follows:

23 **FOR THE DEPARTMENT OF CORRECTIONS**

24 Clallam Bay Corrections Center: Install Close Custody Slider Doors
25 (~~(+06-2-070+)~~) (200620270)

26 Reappropriation:

27 State Building Construction Account--State \$660,000

28 Appropriation:

29 State Building Construction Account--State \$2,160,000

30 Prior Biennia (Expenditures) \$90,000

31 Future Biennia (Projected Costs) \$11,581,000
32 TOTAL (~~(\$12,331,000)~~)
33 \$14,491,000

1 NEW SECTION. Sec. 105. FOR THE DEPARTMENT OF ECOLOGY

2 Water Pollution Control Revolving Fund Program (30000007)

3 Appropriation:

4 Water Pollution Control Revolving

5 Account--State \$30,000,000

6 Water Pollution Control Revolving

7 Account--Federal \$0

8 Subtotal Appropriation \$30,000,000

9 Prior Biennia (Expenditures) \$0

10 Future Biennia (Projected Costs) \$0

11 TOTAL \$30,000,000

12 NEW SECTION. Sec. 106. FOR THE DEPARTMENT OF ECOLOGY

13 Centennial Clean Water Program (30000008)

14 Appropriation:

15 State Building Construction Account--State \$2,000,000

16 State Taxable Building Construction Account--State \$0

17 Subtotal Appropriation \$2,000,000

18 Prior Biennia (Expenditures) \$0

19 Future Biennia (Projected Costs) \$0

20 TOTAL \$2,000,000

21 NEW SECTION. Sec. 107. FOR THE DEPARTMENT OF ECOLOGY

22 Orphaned and Abandoned Site Cleanup Initiative (30000018)

23 Appropriation:

24 State Building Construction Account--State \$2,827,000

25 Cleanup Settlement Account--State \$0

26 Subtotal Appropriation \$2,827,000

27 Prior Biennia (Expenditures) \$0

28 Future Biennia (Projected Costs) \$0

29 TOTAL \$2,827,000

30 NEW SECTION. Sec. 108. FOR THE DEPARTMENT OF ECOLOGY

31 Safe Soils Remediation Program (30000019)

32 Appropriation:

33 State Building Construction Account--State \$1,220,000

1 Prior Biennia (Expenditures) \$0
 2 Future Biennia (Projected Costs) \$0
 3 TOTAL \$1,220,000

4 NEW SECTION. **Sec. 109. FOR THE DEPARTMENT OF ECOLOGY**

5 Reclaimed Water Grants Program (30000021)

6 Appropriation:

7 State Building Construction Account--State \$182,250
 8 Prior Biennia (Expenditures) \$0
 9 Future Biennia (Projected Costs) \$0
 10 TOTAL \$182,250

11 NEW SECTION. **Sec. 110. FOR THE DEPARTMENT OF ECOLOGY**

12 Protect Communities from Flood Hazards (30000023)

13 Flood damage reduction measures

14 Appropriation:

15 State Building Construction Account--State \$1,000,000
 16 Prior Biennia (Expenditures) \$0
 17 Future Biennia (Projected Costs) \$16,000,000
 18 TOTAL \$17,000,000

19 NEW SECTION. **Sec. 111. FOR THE DEPARTMENT OF ECOLOGY**

20 Stormwater Retrofit and Low Impact Development Implementation Grant
 21 Program (30000097)

22 Appropriation:

23 State Building Construction Account--State \$2,000,000
 24 Prior Biennia (Expenditures) \$0
 25 Future Biennia (Projected Costs) \$0
 26 TOTAL \$2,000,000

27 NEW SECTION. **Sec. 112. FOR THE STATE PARKS AND RECREATION**

28 **COMMISSION**

29 Minor Works Preservation (30000001)

30 Appropriation:

31 State Building Construction Account--State \$1,349,000

1 Prior Biennia (Expenditures) \$0
 2 Future Biennia (Projected Costs) \$0
 3 TOTAL \$1,349,000

4 NEW SECTION. **Sec. 113. FOR THE STATE PARKS AND RECREATION**
 5 **COMMISSION**

6 Puget Sound Initiative Projects (30000050)
 7 Appropriation:
 8 State Building Construction Account--State \$94,000
 9 Prior Biennia (Expenditures) \$0
 10 Future Biennia (Projected Costs) \$0
 11 TOTAL \$94,000

12 NEW SECTION. **Sec. 114. FOR THE RECREATION AND CONSERVATION**
 13 **FUNDING BOARD**

14 Washington Wildlife Recreation Grants (30000002)
 15 Appropriation:
 16 Riparian Protection Account--State \$0
 17 Habitat Conservation Account--State \$0
 18 Outdoor Recreation Account--State \$2,235,500
 19 Farmlands Preservation Account--State \$0
 20 Subtotal Appropriation \$0
 21 Prior Biennia (Expenditures) \$0
 22 Future Biennia (Projected Costs) \$0
 23 TOTAL \$2,235,500

24 NEW SECTION. **Sec. 115. FOR THE STATE CONSERVATION COMMISSION**
 25 Livestock Nutrient Program (30000001)

26 Appropriation:
 27 State Taxable Building Construction Account--State . . . \$4,000,000
 28 Prior Biennia (Expenditures) \$0
 29 Future Biennia (Projected Costs) \$16,000,000
 30 TOTAL \$20,000,000

31 **Sec. 116.** 2007 c 520 s 3177 (uncodified) is amended to read as
 32 follows:

1 **FOR THE DEPARTMENT OF FISH AND WILDLIFE**

2 Skookumchuck Hatchery Renovation - Phase 2 ((~~+08-2-015~~))
3 (20082015)

4 Appropriation:

5	State Building Construction Account--State	((\$528,000))
6		<u>\$4,256,000</u>
7	Prior Biennia (Expenditures) . . . . .	.\$0
8	Future Biennia (Projected Costs)	((\$3,389,000))
9		<u>\$0</u>
10	TOTAL	((\$3,917,000))
11		<u>\$4,256,000</u>

12 NEW SECTION. Sec. 117. FOR THE DEPARTMENT OF NATURAL RESOURCES

13 Family Forest Fish Passage Program (30000052)

14 Appropriation:

15	State Building Construction Account--State	\$1,665,480
16	Prior Biennia (Expenditures) . . . . .	.\$0
17	Future Biennia (Projected Costs)	\$0
18	TOTAL	\$1,665,480

19 **Sec. 118.** 2007 c 520 s 5042 (uncodified) is amended to read as
20 follows:

21 **FOR THE UNIVERSITY OF WASHINGTON**

22 Interdisciplinary Academic Building ((~~+08-2-003~~)) (20082003)

23 The appropriation in this section is subject to the following
24 conditions and limitations: The appropriation is provided solely for
25 predesign and design of the interdisciplinary academic building. The
26 office of financial management shall not allot funding for the design
27 until after sine die adjournment of the 2008 regular legislative
28 session and only if the predesign has been submitted to the legislative
29 fiscal committees and to the office of financial management for review
30 and approval under RCW 43.88.110(6) prior to the start of the 2008
31 regular legislative session.

32 Appropriation:

33	State Building Construction Account--State	((\$5,000,000))
34		<u>\$58,554,000</u>

1	<u>Higher Education Non-Proprietary Local</u>	
2	Capital Account--Private/Local	\$16,000,000
3	<u>Subtotal Appropriation</u>	<u>\$74,554,000</u>
4	((Prior Biennia (Expenditures)	\$0))
5	Future Biennia (Projected Costs)	(((\$57,500,000))
6		<u>\$0</u>
7	TOTAL	(((\$62,500,000))
8		<u>\$74,554,000</u>

9 **Sec. 119.** 2007 c 520 s 5050 (uncodified) is amended to read as
10 follows:

11 **FOR THE UNIVERSITY OF WASHINGTON**
12 UW Tacoma Phase 3 ((~~08-2-005~~)) (20082005)

13 The appropriation in this section is subject to the following
14 conditions and limitations: The appropriation is provided solely for
15 predesign and design of UW Tacoma phase 3. The office of financial
16 management shall not allot funding for the design until after sine die
17 adjournment of the 2008 regular legislative session and only if the
18 predesign has been submitted to the legislative fiscal committees and
19 to the office of financial management for review and approval under RCW
20 43.88.110(6) prior to the start of the 2008 regular legislative
21 session.

22 Appropriation:

23	State Building Construction Account--State	(((\$6,150,000))
24		<u>\$40,150,000</u>
25	Prior Biennia (Expenditures)	\$0
26	Future Biennia (Projected Costs)	(((\$54,000,000))
27		<u>\$17,044,000</u>
28	TOTAL	(((\$60,150,000))
29		<u>\$57,194,000</u>

30 **Sec. 120.** 2007 c 520 s 5071 (uncodified) is amended to read as
31 follows:

32 **FOR WASHINGTON STATE UNIVERSITY**
33 WSU Vancouver: Applied Technology and Classroom Building
34 ((~~06-2-950~~)) (20062950)

35 Appropriation:

1 State Building Construction Account--State ((~~\$4,770,000~~))
2 \$43,446,000
3 Prior Biennia (Expenditures) ((~~\$150,000~~))
4 \$0
5 Future Biennia (Projected Costs) ((~~\$35,300,000~~))
6 \$0
7 TOTAL ((~~\$40,220,000~~))
8 \$43,446,000

9 NEW SECTION. **Sec. 121. FOR THE EASTERN WASHINGTON UNIVERSITY**

10 Minor Works - Health, Safety and Code Compliance (30000053)

11 Appropriation:

12 State Building Construction Account--State \$2,500,000
13 Prior Biennia (Expenditures) \$0
14 Future Biennia (Projected Costs) \$0
15 TOTAL \$2,500,000

16 NEW SECTION. **Sec. 122. FOR THE EASTERN WASHINGTON UNIVERSITY**

17 Minor Works - Facility Preservation (30000054)

18 Appropriation:

19 State Building Construction Account--State \$950,000
20 Prior Biennia (Expenditures) \$0
21 Future Biennia (Projected Costs) \$0
22 TOTAL \$950,000

23 NEW SECTION. **Sec. 123. FOR THE EASTERN WASHINGTON UNIVERSITY**

24 Minor Works - Infrastructure Preservation (30000055)

25 Appropriation:

26 State Building Construction Account--State \$1,000,000
27 Prior Biennia (Expenditures) \$0
28 Future Biennia (Projected Costs) \$0
29 TOTAL \$1,000,000

30 NEW SECTION. **Sec. 124. FOR THE EASTERN WASHINGTON UNIVERSITY**

31 Minor Works - Program (30000056)

32 Appropriation:

1 State Building Construction Account--State \$2,000,000
 2 Eastern Washington University Capital Projects
 3 Account--State \$0
 4 Subtotal Appropriation \$0
 5 Prior Biennia (Expenditures) \$0
 6 Future Biennia (Projected Costs) \$0
 7 TOTAL \$2,000,000

8 **Sec. 125.** 2007 c 520 s 5092 (uncodified) is amended to read as
 9 follows:

10 **FOR CENTRAL WASHINGTON UNIVERSITY**

11 Hogue Hall Renovation and Addition (~~((08-2-003))~~) (20082003)

12 Appropriation:

13 Gardner-Evans Higher Education Construction
 14 Account--State \$3,000,000
 15 State Building Construction Account--State \$18,202,000
 16 Prior Biennia (Expenditures) \$0
 17 Future Biennia (Projected Costs) (~~(\$35,000,000)~~)
 18 \$29,688,000
 19 TOTAL (~~(\$38,000,000)~~)
 20 \$50,890,000

21 **Sec. 126.** 2007 c 520 s 5115 (uncodified) is amended to read as
 22 follows:

23 **FOR WESTERN WASHINGTON UNIVERSITY**

24 Miller Hall Renovation (~~((04-1-953))~~) (20041953)

25 Appropriation:

26 State Building Construction Account--State (~~(\$5,523,000)~~)
 27 \$63,023,000
 28 Prior Biennia (Expenditures) \$250,000
 29 Future Biennia (Projected Costs) (~~(\$52,227,000)~~)
 30 \$0
 31 TOTAL (~~(\$58,000,000)~~)
 32 \$63,273,000

33 **Sec. 127.** 2007 c 520 s 5201 (uncodified) is amended to read as
 34 follows:

1 Prior Biennia (Expenditures) \$0
 2 Future Biennia (Projected Costs) ((\$27,044,000))
 3 \$0
 4 TOTAL ((\$29,564,000))
 5 \$31,783,000

6 **Sec. 130.** 2007 c 520 s 5267 (uncodified) is amended to read as
 7 follows:

8 **FOR THE COMMUNITY AND TECHNICAL COLLEGE SYSTEM**
 9 Spokane Community College: Technical Education Building
 10 (~~((08-1-220))~~) (20081220)

11 Appropriation:
 12 State Building Construction Account--State ((\$2,393,000))
 13 \$34,728,000
 14 Prior Biennia (Expenditures) \$0
 15 Future Biennia (Projected Costs) ((\$30,391,000))
 16 \$0
 17 TOTAL ((\$32,784,000))
 18 \$34,728,000

19 **Sec. 131.** 2007 c 520 s 5266 (uncodified) is amended to read as
 20 follows:

21 **FOR THE COMMUNITY AND TECHNICAL COLLEGE SYSTEM**
 22 Spokane Community College: Building 7 Renovation (~~((08-1-319))~~)
 23 (20081319)

24 Appropriation:
 25 State Building Construction Account--State ((\$1,009,000))
 26 \$10,757,000
 27 Prior Biennia (Expenditures) \$0
 28 Future Biennia (Projected Costs) ((\$9,331,000))
 29 \$0
 30 TOTAL ((\$10,340,000))
 31 \$10,757,000

32 **Sec. 132.** 2007 c 520 s 5270 (uncodified) is amended to read as
 33 follows:

34 **FOR THE COMMUNITY AND TECHNICAL COLLEGE SYSTEM**

1 Spokane Falls Community College: Music Building 15 Renovation
2 (~~((08-1-320))~~) (20081320)

3 Appropriation:

4	State Building Construction Account--State	((\$1,142,000))
5		<u>\$14,948,000</u>
6	Prior Biennia (Expenditures) . . . . .	.\$0
7	Future Biennia (Projected Costs)	((\$13,094,000))
8		<u>\$0</u>
9	TOTAL	((\$14,236,000))
10		<u>\$14,948,000</u>

11 NEW SECTION. **Sec. 133. FOR THE COMMUNITY AND TECHNICAL COLLEGE**
12 **SYSTEM**

13 Everett Community College - Infrastructure (30000190)

14 Appropriation:

15	State Building Construction Account--State	\$2,061,000
16	Prior Biennia (Expenditures) . . . . .	.\$0
17	Future Biennia (Projected Costs)	\$0
18	TOTAL	\$2,061,000

(End of part)

1 PART 2

2 2009-11 CAPITAL APPROPRIATIONS

3 NEW SECTION. Sec. 201. FOR THE DEPARTMENT OF COMMUNITY, TRADE,
4 AND ECONOMIC DEVELOPMENT

5 Alternative Energy Investments (30000057)

6 Reappropriation:

7	State Building Construction Account--State	\$10,000,000
8	Prior Biennia (Expenditures) . . . . .	.\$0
9	Future Biennia (Projected Costs)	\$0
10	TOTAL	\$10,000,000

11 NEW SECTION. Sec. 202. FOR THE DEPARTMENT OF CORRECTIONS

12 McNeil Island Corrections: Replace and Stabilize Housing Unit
13 Siding (20061005)

14 Reappropriation:

15	State Building Construction Account--State	\$5,572,000
16	Prior Biennia (Expenditures)	\$7,713,000
17	Future Biennia (Projected Costs)	\$4,087,000
18	TOTAL	\$17,372,000

19 NEW SECTION. Sec. 203. FOR THE DEPARTMENT OF CORRECTIONS

20 Washington State Penitentiary: South Close Security Complex
21 (20062021)

22 Reappropriation:

23	State Building Construction Account--State	\$50,226,000
24	Prior Biennia (Expenditures)	\$118,578,000
25	Future Biennia (Projected Costs)	\$0
26	TOTAL	\$168,804,000

27 NEW SECTION. Sec. 204. FOR THE DEPARTMENT OF CORRECTIONS

28 Clallam Bay Corrections Center Install Close Custody Slider Doors
29 (20062070)

30 Reappropriation:

31	State Building Construction Account--State	\$2,460,000
32	Prior Biennia (Expenditures)	\$450,000

1 Future Biennia (Projected Costs) \$16,000,000
2 TOTAL \$18,910,000

3 NEW SECTION. **Sec. 205. FOR THE DEPARTMENT OF ECOLOGY**
4 Water Pollution Control Revolving Fund Program (30000007)

5 Reappropriation:
6 Water Pollution Control Revolving
7 Account--State \$30,000,000
8 Water Pollution Control Revolving
9 Account--Federal \$0
10 Subtotal Appropriation \$30,000,000
11 Prior Biennia (Expenditures) \$0
12 Future Biennia (Projected Costs) \$0
13 TOTAL \$30,000,000

14 NEW SECTION. **Sec. 206. FOR THE DEPARTMENT OF ECOLOGY**
15 Centennial Clean Water Program (30000008)

16 Reappropriation:
17 State Building Construction Account--State \$2,000,000
18 State Taxable Building Construction Account--State \$0
19 Subtotal Appropriation \$2,000,000
20 Prior Biennia (Expenditures) \$0
21 Future Biennia (Projected Costs) \$0
22 TOTAL \$2,000,000

23 NEW SECTION. **Sec. 207. FOR THE DEPARTMENT OF ECOLOGY**
24 Orphaned and Abandoned Site Cleanup Initiative (30000018)

25 Reappropriation:
26 State Building Construction Account--State \$2,827,000
27 Cleanup Settlement Account--State \$0
28 Subtotal Appropriation \$2,827,000
29 Prior Biennia (Expenditures) \$0
30 Future Biennia (Projected Costs) \$0
31 TOTAL \$2,827,000

1 NEW SECTION. **Sec. 208. FOR THE DEPARTMENT OF ECOLOGY**

2 Safe Soils Remediation Program (30000019)

3 Reappropriation:

4	State Building Construction Account--State	\$1,220,000
5	Prior Biennia (Expenditures) . . . . .	.\$0
6	Future Biennia (Projected Costs)	\$0
7	TOTAL	\$1,220,000

8 NEW SECTION. **Sec. 209. FOR THE DEPARTMENT OF ECOLOGY**

9 Reclaimed Water Grants Program (30000021)

10 Reappropriation:

11	State Building Construction Account--State	\$182,250
12	Prior Biennia (Expenditures) . . . . .	.\$0
13	Future Biennia (Projected Costs)	\$0
14	TOTAL	\$182,250

15 NEW SECTION. **Sec. 210. FOR THE DEPARTMENT OF ECOLOGY**

16 Protect Communities from Flood Hazards (30000023)

17 Reappropriation:

18	State Building Construction Account--State	\$1,000,000
19	Prior Biennia (Expenditures) . . . . .	.\$0
20	Future Biennia (Projected Costs)	\$16,000,000
21	TOTAL	\$17,000,000

22 NEW SECTION. **Sec. 211. FOR THE DEPARTMENT OF ECOLOGY**

23 Stormwater Retrofit and Low Impact Development Implementation Grant
24 Program (30000097)

25 Reappropriation:

26	State Building Construction Account--State	\$2,000,000
27	Prior Biennia (Expenditures) . . . . .	.\$0
28	Future Biennia (Projected Costs)	\$0
29	TOTAL	\$2,000,000

30 NEW SECTION. **Sec. 212. FOR THE STATE PARKS AND RECREATION**

31 **COMMISSION**

32 Minor Works Preservation (30000001)

1 Reappropriation:
 2 State Building Construction Account--State \$1,349,000
 3 Prior Biennia (Expenditures) \$0
 4 Future Biennia (Projected Costs) \$0
 5 TOTAL \$1,349,000

6 NEW SECTION. **Sec. 213. FOR THE STATE PARKS AND RECREATION**
 7 **COMMISSION**

8 Puget Sound Initiative Projects (30000050)

9 Reappropriation:
 10 State Building Construction Account--State \$94,000
 11 Prior Biennia (Expenditures) \$0
 12 Future Biennia (Projected Costs) \$0
 13 TOTAL \$94,000

14 NEW SECTION. **Sec. 214. FOR THE RECREATION AND CONSERVATION**
 15 **FUNDING BOARD**

16 Washington Wildlife Recreation Grants (30000002)

17 Reappropriation:
 18 Riparian Protection Account--State \$0
 19 Habitat Conservation Account--State \$0
 20 Outdoor Recreation Account--State \$2,235,500
 21 Farmlands Preservation Account--State \$0
 22 Subtotal Appropriation \$0
 23 Prior Biennia (Expenditures) \$0
 24 Future Biennia (Projected Costs) \$0
 25 TOTAL \$2,235,500

26 NEW SECTION. **Sec. 215. FOR THE STATE CONSERVATION COMMISSION**
 27 Livestock Nutrient Program (30000001)

28 Reappropriation:
 29 State Taxable Building Construction Account--State . . . \$4,000,000
 30 Prior Biennia (Expenditures) \$0
 31 Future Biennia (Projected Costs) \$16,000,000
 32 TOTAL \$20,000,000

1 NEW SECTION. **Sec. 216. FOR THE DEPARTMENT OF FISH AND WILDLIFE**

2 Skookumchuck Hatchery Renovation (20082015)

3 Reappropriation:

4	State Building Construction Account--State	\$3,778,000
5	Prior Biennia (Expenditures)	\$478,000
6	Future Biennia (Projected Costs)	\$0
7	TOTAL	\$4,256,000

8 NEW SECTION. **Sec. 217. FOR THE DEPARTMENT OF NATURAL RESOURCES**

9 Family Forest Fish Passage Program (30000052)

10 Reappropriation:

11	State Building Construction Account--State	\$1,665,480
12	Prior Biennia (Expenditures) . . . . .	.\$0
13	Future Biennia (Projected Costs)	\$0
14	TOTAL	\$1,665,480

15 NEW SECTION. **Sec. 218. FOR THE UNIVERSITY OF WASHINGTON**

16 Interdisciplinary Academic Building (20082003)

17 Reappropriation:

18	State Building Construction Account--State	\$55,054,000
19	Higher Education Non-Proprietary Local	
20	Capital Accounts--Private/Local	\$16,000,000
21	Subtotal Appropriation	\$69,554,000
22	Prior Biennia (Expenditures)	\$3,500,000
23	Future Biennia (Projected Costs)	\$0
24	TOTAL	\$74,554,000

25 NEW SECTION. **Sec. 219. FOR THE UNIVERSITY OF WASHINGTON**

26 UW Tacoma Phase 3 (20082005)

27 Reappropriation:

28	State Building Construction Account--State	\$38,000,000
29	Prior Biennia (Expenditures)	\$2,150,000
30	Future Biennia (Projected Costs)	\$17,044,000
31	TOTAL	\$57,194,000

32 NEW SECTION. **Sec. 220. FOR THE WASHINGTON STATE UNIVERSITY**

1 WSU Vancouver - Applied Technology and Classroom Building
2 (20062950)

3 Reappropriation:

4 State Building Construction Account--State \$40,383,000
5 Prior Biennia (Expenditures) \$3,213,000
6 Future Biennia (Projected Costs) \$0
7 TOTAL \$43,596,000

8 NEW SECTION. **Sec. 221. FOR THE EASTERN WASHINGTON UNIVERSITY**

9 Minor Works - Health, Safety and Code Compliance (30000053)

10 Reappropriation:

11 State Building Construction Account--State \$2,500,000
12 Prior Biennia (Expenditures) \$0
13 Future Biennia (Projected Costs) \$0
14 TOTAL \$2,500,000

15 NEW SECTION. **Sec. 222. FOR THE EASTERN WASHINGTON UNIVERSITY**

16 Minor Works - Facility Preservation (30000054)

17 Reappropriation:

18 State Building Construction Account--State \$950,000
19 Prior Biennia (Expenditures) \$0
20 Future Biennia (Projected Costs) \$0
21 TOTAL \$950,000

22 NEW SECTION. **Sec. 223. FOR THE EASTERN WASHINGTON UNIVERSITY**

23 Minor Works - Infrastructure Preservation (30000055)

24 Reappropriation:

25 State Building Construction Account--State \$1,000,000
26 Prior Biennia (Expenditures) \$0
27 Future Biennia (Projected Costs) \$0
28 TOTAL \$1,000,000

29 NEW SECTION. **Sec. 224. FOR THE EASTERN WASHINGTON UNIVERSITY**

30 Minor Works - Program (30000056)

31 Reappropriation:

1 State Building Construction Account--State \$2,000,000
 2 Eastern Washington University Capital Projects
 3 Account--State \$0
 4 Subtotal Appropriation \$0
 5 Prior Biennia (Expenditures) \$0
 6 Future Biennia (Projected Costs) \$0
 7 TOTAL \$2,000,000

8 NEW SECTION. **Sec. 225. FOR THE CENTRAL WASHINGTON UNIVERSITY**

9 Hogue Hall Renovation and Addition (20082003)

10 Reappropriation:

11 Gardner-Evans Higher Education Construction
 12 Account--State \$750,000
 13 State Building Construction Account--State \$18,202,000
 14 Subtotal \$18,952,000
 15 Prior Biennia (Expenditures) \$2,250,000
 16 Future Biennia (Projected Costs) \$29,688,000
 17 TOTAL \$50,890,000

18 NEW SECTION. **Sec. 226. FOR THE WESTERN WASHINGTON UNIVERSITY**

19 Miller Hall Renovation (20041953)

20 Reappropriation:

21 State Building Construction Account--State \$59,500,000
 22 Prior Biennia (Expenditures) \$3,773,000
 23 Future Biennia (Projected Costs) \$0
 24 TOTAL \$63,273,000

25 NEW SECTION. **Sec. 227. FOR THE COMMUNITY AND TECHNICAL COLLEGE**

26 **SYSTEM**

27 Green River Community College - Humanities and Classroom Building
 28 (20061205)

29 Reappropriation:

30 State Building Construction Account--State \$1,054,000
 31 Appropriation:
 32 State Building Construction Account--State \$27,928,000
 33 Prior Biennia (Expenditures) \$1,827,000

1	Future Biennia (Projected Costs)	\$0
2	TOTAL	\$30,809,000
3	<u>NEW SECTION.</u> Sec. 228. FOR THE COMMUNITY AND TECHNICAL COLLEGE	
4	SYSTEM	
5	Columbia Basin College - Vocational Building (20081217)	
6	Reappropriation:	
7	State Building Construction Account--State	\$22,096,000
8	Prior Biennia (Expenditures)	\$910,000
9	Future Biennia (Projected Costs)	\$0
10	TOTAL	\$23,006,000
11	<u>NEW SECTION.</u> Sec. 229. FOR THE COMMUNITY AND TECHNICAL COLLEGE	
12	SYSTEM	
13	Spokane Falls Community College - Chemistry and Life Science	
14	Building (20081219)	
15	Reappropriation:	
16	State Building Construction Account--State	\$30,463,000
17	Prior Biennia (Expenditures)	\$1,320,000
18	Future Biennia (Projected Costs)	\$0
19	TOTAL	\$31,783,000
20	<u>NEW SECTION.</u> Sec. 230. FOR THE COMMUNITY AND TECHNICAL COLLEGE	
21	SYSTEM	
22	Spokane Community College - Technical Education Building (20081220)	
23	Reappropriation:	
24	State Building Construction Account--State	\$33,935,000
25	Prior Biennia (Expenditures)	\$793,000
26	Future Biennia (Projected Costs)	\$0
27	TOTAL	\$34,728,000
28	<u>NEW SECTION.</u> Sec. 231. FOR THE COMMUNITY AND TECHNICAL COLLEGE	
29	SYSTEM	
30	Spokane Community College - Building 7 Renovation (20081319)	
31	Reappropriation:	
32	State Building Construction Account--State	\$10,398,000

1 Prior Biennia (Expenditures) \$359,000
 2 Future Biennia (Projected Costs) \$0
 3 TOTAL \$10,757,000

4 NEW SECTION. **Sec. 232. FOR THE COMMUNITY AND TECHNICAL COLLEGE**
 5 **SYSTEM**

6 Spokane Falls Community College - Music Building 15 Renovation
 7 (20081320)

8 Reappropriation:

9 State Building Construction Account--State \$14,287,000
 10 Prior Biennia (Expenditures) \$661,000
 11 Future Biennia (Projected Costs) \$0
 12 TOTAL \$14,948,000

13 NEW SECTION. **Sec. 233. FOR THE COMMUNITY AND TECHNICAL COLLEGE**
 14 **SYSTEM**

15 Everett Community College - Infrastructure (30000190)

16 Appropriation:

17 State Building Construction Account--State \$2,061,000
 18 Prior Biennia (Expenditures) \$0
 19 Future Biennia (Projected Costs) \$0
 20 TOTAL \$2,061,000

(End of part)

1 **PART 3**

2 **MISCELLANEOUS AND SUPPLEMENTAL PROVISIONS**

3 NEW SECTION. **Sec. 301.** (1) Allotments for appropriations in this
4 act shall be provided in accordance with the capital project review
5 requirements adopted by the office of financial management and in
6 compliance with RCW 43.88.110. Projects that will be employing
7 alternative public works construction procedures under chapter 39.10
8 RCW are subject to the allotment procedures defined in this section and
9 RCW 43.88.110.

10 (2) Each project is defined as proposed in the legislative budget
11 notes or in the governor's budget document.

12 NEW SECTION. **Sec. 302.** (1) To ensure minor works appropriations
13 are carried out in accordance with legislative intent, funds
14 appropriated in this act shall not be allotted until project lists are
15 on file at the office of financial management, the house of
16 representatives capital budget committee, and the senate ways and means
17 committee. All projects must meet the criteria included in subsection
18 (2)(a) of this section. Revisions to the lists must be filed with the
19 office of financial management, the house of representatives capital
20 budget committee, and the senate ways and means committee and include
21 an explanation of variances from the prior lists before funds may be
22 expended on the revisions.

23 (2)(a) Minor works projects are single line appropriations that
24 include multiple projects of a similar nature and that are valued
25 between \$25,000 and \$1,000,000 each, with the exception of higher
26 education minor works projects that may be valued up to \$2,000,000.
27 These projects can generally be completed within two years of the
28 appropriation with the funding provided. Agencies are prohibited from
29 including projects on their minor works lists that are a phase of a
30 larger project, and that if combined over a continuous period of time,
31 would exceed \$1,000,000, or \$2,000,000 for higher education minor works
32 projects. Improvements for accessibility in compliance with the
33 Americans with disabilities act may be included in any of the above
34 minor works categories.

35 (b) Minor works appropriations shall not be used for, among other
36 things: Studies, except for technical or engineering reviews or

1 designs that lead directly to and support a project on the same minor
2 works list; planning; design outside the scope of work on a minor works
3 list; moveable, temporary, and traditionally funded operating equipment
4 not in compliance with the equipment criteria established by the office
5 of financial management; software not dedicated to control of a
6 specialized system; moving expenses; land or facility acquisition; or
7 to supplement funding for projects with funding shortfalls unless
8 expressly authorized elsewhere in this act. The office of financial
9 management may make an exception to the limitations described in this
10 subsection (2)(b) for exigent circumstances after notifying the
11 legislative fiscal committees and waiting ten days for comments by the
12 legislature regarding the proposed exception.

13 (3) It is generally not the intent of the legislature to make
14 future appropriations for capital expenditures or for maintenance and
15 operating expenses for an acquisition project or a significant
16 expansion project that is initiated through the minor works process and
17 therefore does not receive a policy and fiscal analysis by the
18 legislature. Minor works projects are intended to be one-time
19 expenditures that do not require future state resources to complete.

20 NEW SECTION. **Sec. 303.** (1) The office of financial management may
21 authorize a transfer of appropriation authority provided for a capital
22 project that is in excess of the amount required for the completion of
23 such project to another capital project for which the appropriation is
24 insufficient. No such transfer may be used to expand the capacity of
25 any facility beyond that intended in making the appropriation. Such
26 transfers may be effected only between capital appropriations to a
27 specific department, commission, agency, or institution of higher
28 education and only between capital projects that are funded from the
29 same fund or account. No transfers may occur between projects to local
30 government agencies except where the grants are provided within a
31 single omnibus appropriation and where such transfers are specifically
32 authorized by the implementing statutes that govern the grants.

33 (2) The office of financial management may find that an amount is
34 in excess of the amount required for the completion of a project only
35 if: (a) The project as defined in the notes to the budget document is
36 substantially complete and there are funds remaining; or (b) bids have
37 been let on a project and it appears to a substantial certainty that

1 the project as defined in the notes to the budget document can be
2 completed within the biennium for less than the amount appropriated in
3 this act.

4 (3) For the purposes of this section, the intent is that each
5 project be defined as proposed to the legislature in the governor's
6 budget document, unless it clearly appears from the legislative history
7 that the legislature intended to define the scope of a project in a
8 different way.

9 (4) Transfers of funds to an agency's infrastructure savings
10 appropriation are subject to review and approval by the office of
11 financial management. Expenditures from an infrastructure savings
12 appropriation are limited to projects that have a primary purpose to
13 correct infrastructure deficiencies or conditions that: (a) Adversely
14 affect the ability to utilize the infrastructure for its current
15 programmatic use; (b) reduce the life expectancy of the infrastructure;
16 or (c) increase the operating costs of the infrastructure for its
17 current programmatic use. Eligible infrastructure projects may include
18 structures and surface improvements, site amenities, utility systems
19 outside building footprints and natural environmental changes or
20 requirements as part of an environmental regulation, a declaration of
21 emergency for an infrastructure issue in conformance with RCW
22 43.88.250, or infrastructure planning as part of a facility master
23 plan.

24 (5) A report of any transfer effected under this section, except
25 emergency projects or any transfer under \$250,000, shall be filed with
26 the legislative fiscal committees of the senate and house of
27 representatives by the office of financial management at least thirty
28 days before the date the transfer is effected. The office of financial
29 management shall report all emergency or smaller transfers within
30 thirty days from the date of transfer.

31 NEW SECTION. **Sec. 304.** State agencies, including institutions of
32 higher education, shall allot and report full-time equivalent staff for
33 capital projects in a manner comparable to staff reporting for
34 operating expenditures.

35 NEW SECTION. **Sec. 305.** Executive Order No. 05-05, archaeological

1 and cultural resources, was issued effective November 10, 2005.
2 Agencies and higher education institutions shall comply with the
3 requirements set forth in this executive order.

4 NEW SECTION. **Sec. 306.** ACQUISITION OF PROPERTIES AND FACILITIES
5 THROUGH FINANCIAL CONTRACTS. The following agencies may enter into
6 financial contracts, paid from any funds of an agency, appropriated or
7 nonappropriated, for the purposes indicated and in not more than the
8 principal amounts indicated, plus financing expenses and required
9 reserves pursuant to chapter 39.94 RCW. When securing properties under
10 this section, agencies shall use the most economical financial contract
11 option available, including long-term leases, lease-purchase
12 agreements, lease-development with option to purchase agreements or
13 financial contracts using certificates of participation. Expenditures
14 made by an agency for one of the indicated purposes before the issue
15 date of the authorized financial contract and any certificates of
16 participation therein are intended to be reimbursed from proceeds of
17 the financial contract and any certificates of participation therein to
18 the extent provided in the agency's financing plan approved by the
19 state finance committee.

20 State agencies may enter into agreements with the department of
21 general administration and the state treasurer's office to develop
22 requests to the legislature for acquisition of properties and
23 facilities through financial contracts. The agreements may include
24 charges for services rendered.

25 Those noninstructional facilities of higher education institutions
26 authorized in this section to enter into financial contracts are not
27 eligible for state funded maintenance and operations. Instructional
28 space that is available for regularly scheduled classes for academic
29 transfer, basic skills, and workforce training programs may be eligible
30 for state funded maintenance and operations.

31 (1) Department of general administration: Enter into a financing
32 contract for up to \$685,000 plus financing expenses and required
33 reserves pursuant to chapter 39.94 RCW for the preservation of the
34 transportation building.

35 (2) Department of corrections: Enter into a financing contract for
36 up to \$17,958,000 plus financing expenses and required reserves
37 pursuant to chapter 39.94 RCW to provide additional work release beds.

1 (3) Parks and recreation commission: Enter into a financing
2 contract in an amount not to exceed \$2,000,000 plus financing expenses
3 and required reserves pursuant to chapter 39.94 RCW to develop Cama
4 Beach state park.

5 (4) University of Washington: Enter into a financing contract for
6 up to \$86,526,000 plus financing expenses and required reserves
7 pursuant to chapter 39.94 RCW for campus projects.

8 (5) Washington State University: Enter into a financing contract
9 for up to \$15,750,000 plus financing expenses and required reserves
10 pursuant to chapter 39.94 RCW for campus projects. If funds in this
11 subsection are used to finance the wastewater reclamation project, all
12 treated effluent may be used only for the domestic water requirements
13 of the Pullman energy plant and chilled water facilities and irrigating
14 general university grounds, excluding the golf course.

15 (6) Central Washington University: Enter into a financing contract
16 for up to \$7,788,000 plus financing expenses and required reserves
17 pursuant to chapter 39.94 RCW for campus projects.

18 (7) Eastern Washington University: Enter into a financing contract
19 for up to \$5,500,000 plus financing expenses and required reserves
20 pursuant to chapter 39.94 RCW for campus projects.

21 (8) Community and technical colleges: Enter into a financing
22 contract for up to \$109,804,000 plus financing expenses and required
23 reserves pursuant to chapter 39.94 RCW for various campus projects.

24 NEW SECTION. **Sec. 307.** FOR THE ARTS COMMISSION--ART WORK
25 ALLOWANCE POOLING. (1) One-half of one percent of moneys appropriated
26 in this act for original construction of school plant facilities is
27 provided solely for the purposes of RCW 28A.335.210. The Washington
28 state arts commission may combine the proceeds from individual projects
29 in order to fund larger works of art or mobile art displays in
30 consultation with the superintendent of public instruction and
31 representatives of school district boards.

32 (2) One-half of one percent of moneys appropriated in this act for
33 original construction or any major renovation or remodel work exceeding
34 two hundred thousand dollars by colleges or universities is provided
35 solely for the purposes of RCW 28B.10.027. The Washington state arts
36 commission may combine the proceeds from individual projects in order

1 to fund larger works of art or mobile art displays in consultation with
2 the board of regents or trustees.

3 (3) One-half of one percent of moneys appropriated in this act for
4 original construction of any public building by a state agency as
5 defined in RCW 43.17.020 is provided solely for the purposes of RCW
6 43.17.200. The Washington state arts commission may combine the
7 proceeds from individual projects in order to fund larger works of art
8 or mobile art displays in consultation with the state agency.

9 (4) At least eighty-five percent of the moneys spent by the
10 Washington state arts commission during the 2009-2011 biennium for the
11 purposes of RCW 28A.335.210, 28B.10.027, and 43.17.200 must be expended
12 solely for direct acquisition of works of art. The commission may use
13 up to \$100,000 of this amount to conserve or maintain existing pieces
14 in the state art collection pursuant to chapter 36, Laws of 2005.

15 NEW SECTION. **Sec. 308.** The amounts shown under the headings
16 "Prior Biennia," "Future Biennia," and "Total" in this act are for
17 informational purposes only and do not constitute legislative approval
18 of these amounts. "Prior biennia" typically refers to the immediate
19 prior biennium for reappropriations, but may refer to multiple biennia
20 in the case of specific projects. A "future biennia" amount is an
21 estimate of what may be appropriated for the project or program in the
22 2011-2013 biennium and the following three biennia; an amount of zero
23 does not necessarily constitute legislative intent to not provide
24 funding for the project or program in the future.

25 NEW SECTION. **Sec. 309.** "Reappropriations" in this act are
26 appropriations and, unless the context clearly provides otherwise, are
27 subject to the relevant conditions and limitations applicable to
28 appropriations. Reappropriations shall be limited to the unexpended
29 balances remaining on June 30, 2009, from the 2007-2009 biennial
30 appropriations for each project.

31 NEW SECTION. **Sec. 310.** To carry out the provisions of this act,
32 the governor may assign responsibility for predesign, design,
33 construction, and other related activities to any appropriate agency.

1 NEW SECTION. **Sec. 314.** The office of financial management, in
2 consultation with the fiscal committees of the legislature, may select
3 capital projects that have completed predesign to undergo a budget
4 evaluation study. The budget evaluation study team approach using
5 value engineering techniques must be utilized by the office of
6 financial management in conducting the studies. The office of
7 financial management shall select the budget evaluation team members,
8 contract for the study, and report the results to the legislature and
9 agencies in a timely manner following the study. Funds from the
10 project appropriation must be used by the office of financial
11 management through an interagency agreement with the affected agencies
12 to cover the cost of the study.

13 NEW SECTION. **Sec. 315.** Part headings in this act are not any part
14 of the law.

15 NEW SECTION. **Sec. 316.** If any provision of this act or its
16 application to any person or circumstance is held invalid, the
17 remainder of the act or the application of the provision to other
18 persons or circumstances is not affected.

19 NEW SECTION. **Sec. 317.** This act is necessary for the immediate
20 preservation of the public peace, health, or safety, or support of the
21 state government and its existing public institutions, and takes effect
22 immediately.

(End of Part)

--- END ---