

Compensation program. With the lifting of the crime victim's medical cap, the future demands on this fund may exceed estimated revenues. The operating budget conference committee should appropriate \$250,000 of State Patrol Highway Account funds to enhance the Safety Education Program, including the Bicycle Awareness program.

Section 13 appropriates state general funds and transportation funds to the newly created Air Transportation Commission. While I can support the purpose and need for creating a statewide Air Transportation Commission, I question the use of state general funds because the mission of this commission, as described in this legislation, does not include the broader perspective necessary to justify the use of general funds. Therefore, I will ask the House and Senate fiscal committee chairs to provide start-up and study funding for the Commission out of transportation funds.

Section 33 appropriates \$3,000,000 General Fund – State to the Department of Ecology (DOE) for distribution to local air pollution control authorities for activities relating to transportation-caused air pollution.

I question whether the activities described in this section should be paid from the state general fund or more appropriately paid out of transportation funds, as the focus of the program addresses "transportation-caused air pollution."

An issue as important as air quality should not be approached in a piecemeal fashion. DOE is currently developing a comprehensive program and budget request to address air pollution as a priority in the 1991 legislative agenda. Vehicle emissions monitoring and compliance is but one component of a comprehensive air quality program. This program will be developed using the Department's Environment 2010 report which is due this June.

It is appropriate that the issue of additional funding for local air pollution control authorities be addressed next session in the context of an overall comprehensive plan, and for these reasons, I have vetoed this section.

With the exception of sections 3, 13, and 33, Senate Bill No. 6408 is approved."

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## CHAPTER 299

[Substitute Senate Bill No. 6417]

### CAPITAL BUDGET

AN ACT Relating to the capital budget; authorizing certain projects; amending section 2, chapter 12, Laws of 1989 1st ex. sess. (uncodified); amending section 121, chapter 12, Laws of 1989 1st ex. sess. (uncodified); amending section 125, chapter 12, Laws of 1989 1st ex. sess. (uncodified); amending section 138, chapter 12, Laws of 1989 1st ex. sess. (uncodified); amending section 142, chapter 12, Laws of 1989 1st ex. sess. (uncodified); amending section 209, chapter 12, Laws of 1989 1st ex. sess. (uncodified); amending section 216, chapter 12, Laws of 1989 1st ex. sess. (uncodified); amending section 203, chapter 12, Laws of 1989 1st ex. sess. (uncodified); amending section 218, chapter 12, Laws of 1989 1st ex. sess. (uncodified); amending section 234, chapter 12, Laws of 1989 1st ex. sess. (uncodified); amending section 282, chapter 12, Laws of 1989 1st ex. sess. (uncodified); amending section 297, chapter 12, Laws of 1989 1st ex. sess. (uncodified); amending section 402, chapter 271, Laws of 1989 (uncodified); amending section 357, chapter 12, Laws of 1989 1st ex. sess. (uncodified); amending section 320, chapter 12, Laws of 1989 1st ex. sess. (uncodified); amending section 407, chapter 12, Laws of 1989 1st ex. sess. (uncodified); amending section 415, chapter 12, Laws of 1989 1st ex. sess. (uncodified); amending section 428, chapter 12, Laws of 1989 1st ex. sess. (uncodified); amending section 459, chapter 12, Laws of 1989 1st ex. sess. (uncodified); amending section 469, chapter 12, Laws of 1989 1st ex. sess. (uncodified); amending section 510, chapter 12, Laws of 1989 1st ex. sess. (uncodified); amending section 519, chapter 12, Laws of 1989 1st ex. sess. (uncodified); amending section 708, chapter 12, Laws of 1989 1st ex. sess. (uncodified); amending section 718, chapter 12, Laws of 1989 1st ex. sess. (uncodified); amending section 789, chapter 12, Laws of 1989 1st ex. sess. (uncodified); amending section 801, chapter 12, Laws of 1989 1st ex. sess. (uncodified); and amending section 812, chapter 12, Laws of 1989 1st ex. sess. (uncodified); adding new sections to chapter 12, Laws of 1989 1st ex. sess.

(uncodified); repealing section 293, chapter 12, Laws of 1989 1st ex. sess. (uncodified); making appropriations; and declaring an emergency.

Be it enacted by the Legislature of the State of Washington:

Sec. 1. Section 2, chapter 12, Laws of 1989 1st ex. sess. (uncodified) is amended to read as follows:

As used in this act, the following phrases have the following meanings:

"CEP & RI Acct" means Charitable, Educational, Penal, and Reformatory Institutions Account;

"CWU Cap Proj Acct" means Central Washington University Capital Projects Account;

"Cap Bldg Constr Acct" means Capitol Building Construction Account;

"Cap Purch & Dev Acct" means Capitol Purchase and Development Account;

"Capital improvements" or "capital projects" means acquisition of sites, easements, rights of way, or improvements thereon and appurtenances thereto, construction and initial equipment, reconstruction, demolition, or major alterations of new or presently owned capital assets;

"Common School Constr Fund" means Common School Construction Fund;

"Drug Enf & Ed Acct" means Drug Enforcement and Education Account;

"DSHS Constr Acct" means State Social and Health Services Construction Account;

"ESS Rail Assis Acct" means essential rail assistance account;

"ESS Rail Bank Acct" means essential rail bank account;

"EWU Cap Proj Acct" means Eastern Washington University Capital Projects Account;

"East Cap Devel Acct" means east campus development account;

"Fish Cap Proj Acct" means Fisheries Capital Projects Account;

"For Dev Acct" means Forest Development Account;

"Game Spec Wildlife Acct" means Game Special Wildlife Account;

"H Ed Constr Acct" means Higher Education Construction Account 1979;

"H Ed Reimb S/T bonds Acct" means Higher Education Reimbursable Short-Term Bonds Account;

"Hndcp Fac Cons'r Acct" means Handicapped Facilities Construction Account;

~~("K-12 Education Acct" means the "children's initiative fund—K-12 education account" created by Initiative 102 if Initiative 102 is enacted;))~~

"L & I Constr Acct" means Labor and Industries Construction Account;

"LIRA" means State and Local Improvement Revolving Account;

"LIRA, DSHS Fac" means Local Improvements Revolving Account—Department of Social and Health Services Facilities;

"LIRA, Public Rec Fac" means State and Local Improvement Revolving Account—Public Recreation Facilities;

"LIRA, Waste Disp Fac" means State and Local Improvement Revolving Account—Waste Disposal Facilities;

"LIRA, Waste Fac 1980" means State and Local Improvement Revolving Account—Waste Disposal Facilities 1980;

"LIRA, Water Sup Fac" means State and Local Improvement Revolving Account—Water supply facilities;

"Lapse" or "revert" means the amount shall return to an unappropriated status;

"Local Jail Imp & Constr Acct" means Local Jail Improvement and Construction Account;

"ORA" means Outdoor Recreation Account;

"ORV" means off road vehicle;

"Provided solely" means the specified amount may be spent only for the specified purpose. Unless otherwise specifically authorized in this act, any portion of an amount provided solely for a specified purpose which is unnecessary to fulfill the specified purpose shall revert;

"Public Safety and Education Acct" means Public Safety and Education Account;

"Res Mgmt Cost Acct" means Resource Management Cost Account;

"Sal Enhmt Constr Acct" means Salmon Enhancement Construction Account;

"St Bldg Constr Acct" means State Building Construction Account;

"St Fac Renew Acct" means State Facilities Renewal Account;

"St H Ed Constr Acct" means State Higher Education Construction Account;

"State Emerg Water Proj Rev" means Emergency Water Project Revolving Account—State;

"TESC Cap Proj Acct" means The Evergreen State College Capital Projects Account;

"UW Bldg Acct" means University of Washington Building Account;

"Unemp Comp Admin Acct" means Unemployment Compensation Administration Account;

"WA St Dev Loan Acct" means Washington State Development Loan Account;

"WSP Constr Acct" means Washington State Patrol Construction Account—State;

"WSU Bldg Acct" means Washington State University Building Account;

"WWU Cap Proj Acct" means Western Washington University Capital Projects Account.

PART 1  
GENERAL GOVERNMENT

NEW SECTION. Sec. 101. A new section is added to chapter 12, Laws of 1989 1st ex. sess. (uncodified) to read as follows:

FOR THE OFFICE OF FINANCIAL MANAGEMENT

Technical review of capital projects (90-5-010)

	Reappropriation	Appropriation
General Fund—State		215,000
<u>Prior Biennia</u>	<u>Future Biennia</u>	<u>Total</u>
		215,000

Sec. 102. Section 121, chapter 12, Laws of 1989 1st ex. sess. (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF GENERAL ADMINISTRATION

Minor works: Northern state repairs (90-1-012)

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

(1) The appropriation from the charitable, educational, penal, and reformatory institutions account shall be used solely for developing a long-range plan for the use of the Northern State Hospital facility. The plan shall be developed cooperatively with the department of social and health services and in consultation with affected local communities. The study shall be submitted to the office of financial management and the legislature by January 8, 1990.

(2) The appropriation from the state building construction account shall be used for asbestos abatement in residence facilities currently in use and for electrical repairs.

	Reappropriation	Appropriation
CEP & RI Acct		100,000
St Bldg Constr Acct		((960,000))
		<u>1,244,000</u>
<u>Prior Biennia</u>	<u>Future Biennia</u>	<u>Total</u>
		((1,060,000))
		<u>1,344,000</u>

Sec. 103. Section 125, chapter 12, Laws of 1989 1st ex. sess. (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF GENERAL ADMINISTRATION

Minor works: Building exterior repairs and renovation, and light fixtures for the Temple of Justice (90-2-006)

	Reappropriation	Appropriation
Cap Bldg Constr Acct		1,426,000
<u>St Bldg Constr Acct</u>		<u>223,000</u>
<u>Prior Biennia</u>	<u>Future Biennia</u>	<u>Total</u>
	1,340,000	((2,766,000))
		<u>2,989,000</u>

Sec. 104. Section 138, chapter 12, Laws of 1989 1st ex. sess. (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF GENERAL ADMINISTRATION  
Northern State Multi-Service Center

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

(1) This appropriation is provided solely for ~~((the renovation of))~~ buildings to provide ~~((long-term))~~ care for the mentally ill consistent with chapter 205, Laws of 1989.

(2) No moneys from this appropriation may be expended until the department secures a lease with a county or a group of counties for ~~((the))~~ buildings ~~((to be renovated;))~~ for the purpose of operating a ~~((long-term care))~~ facility for the mentally ill consistent with chapter 205, Laws of 1989.

(3) No moneys from this appropriation may be expended prior to adoption of a plan to provide mental health services through a regional support network as required by chapter 205, Laws of 1989.

	Reappropriation	Appropriation
St Bldg Constr Acct		2,500,000
<u>Prior Biennia</u>	<u>Future Biennia</u>	<u>Total</u>
		2,500,000

NEW SECTION. Sec. 105. A new section is added to chapter 12, Laws of 1989 1st ex. sess. (uncodified) to read as follows:

FOR THE DEPARTMENT OF GENERAL ADMINISTRATION  
Criminal justice training center

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

(1) These appropriations are provided solely for the acquisition of and capital improvements to a multipurpose facility to be used by the criminal justice training commission for its educational programs and by other state agencies for meetings and other appropriate uses as determined by the department of general administration.

(2) The department shall negotiate a price for the property and make the balance of the appropriation available for improvements necessary for the facility to meet the educational needs of the criminal justice training commission.

	Reappropriation	Appropriation
St Bldg Constr Acct		5,000,000
Public Safety Reimbursable Bond Acct		8,000,000
Public Safety and Education Acct		3,000,000
	<u>Prior Biennia</u>	<u>Future Biennia</u>
		<u>Total</u>
		16,000,000

NEW SECTION. Sec. 106. A new section is added to chapter 12, Laws of 1989 1st ex. sess. (uncodified) to read as follows:

**FOR THE MILITARY DEPARTMENT**

HVAC reappropriation (89-2-001)

	Reappropriation	Appropriation
St Bldg Constr Acct	274,000	
	<u>Prior Biennia</u>	<u>Future Biennia</u>
		<u>Total</u>
		274,000

Sec. 107. Section 142, chapter 12, Laws of 1989 1st ex. sess. (uncodified) is amended to read as follows:

**FOR THE MILITARY DEPARTMENT**

Constr watercraft supt training complex (86-1-003)

The appropriations in this section are subject to the following conditions and limitations: ((+)) The state building construction account appropriation is provided solely for the acquisition of a 50-year lease from the Port of Tacoma.

~~((2) The office of financial management shall not allot any portion of this appropriation unless it first determines that an agreement between the military department and the federal department of defense for the release of the property on Ruston Way in Tacoma provides that ownership of the property will be conveyed in fee simple to the state:~~

~~((3) It is the intent of the legislature that once the state owns the Ruston Way property, the property shall be available for sale in order to recover the cost of the 50-year lease.))~~

	Reappropriation	Appropriation
General fund—Federal		6,885,000
St Bldg Constr Acct		1,300,000
	<u>Prior Biennia</u>	<u>Future Biennia</u>
		<u>Total</u>

1,640,000

5,500,000

15,324,000

## PART 2

## HUMAN SERVICES

NEW SECTION. Sec. 201. A new section is added to chapter 12, Laws of 1989 1st ex. sess. (uncodified) to read as follows:

## FOR THE DEPARTMENT OF COMMUNITY DEVELOPMENT

Asian counseling and referral service (90-5-001)

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

(1) This appropriation shall be used for building renovation costs only.

(2) The Asian counseling and referral service shall continue to provide uncompensated community services.

	Reappropriation	Appropriation
St Bldg Constr Acct		100,000
<u>Prior Biennia</u>	<u>Future Biennia</u>	<u>Total</u>
		100,000

Sec. 202. Section 209, chapter 12, Laws of 1989 1st ex. sess. (uncodified) is amended to read as follows:

## FOR THE DEPARTMENT OF COMMUNITY DEVELOPMENT

Public works trust fund (90-2-001)

The appropriations in this section are subject to the following conditions and limitations: The appropriations are provided solely for public works projects recommended by the public works board and approved by the legislature under chapter 43.155 RCW.

	Reappropriation	Appropriation
Pub Works Asst Acct	61,627,871	((78,241,000))
<u>Prior Biennia</u>	<u>Future Biennia</u>	<u>Total</u>
32,446,397	168,562,493	((327,623,873))
		<u>336,339,873</u>

NEW SECTION. Sec. 203. A new section is added to chapter 12, Laws of 1989 1st ex. sess. (uncodified) to read as follows:

## FOR THE DEPARTMENT OF COMMUNITY DEVELOPMENT

Klickitat dredge spoil spreading

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

(1) The port of Klickitat shall sign an agreement to repay this appropriation plus simple interest at 7 percent in eight annual installments beginning July 1, 1993.

(2) Expenditure of moneys from this appropriation is contingent on \$300,000 from port district funds being provided for the project.

	Reappropriation	Appropriation
St Bldg Constr Acct		250,000
<u>Prior Biennia</u>	<u>Future Biennia</u>	<u>Total</u>
		250,000

Sec. 204. Section 216, chapter 12, Laws of 1989 1st ex. sess. (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF COMMUNITY DEVELOPMENT  
Columbia County Courthouse (89-4-004)

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

(1) \$600,000 is provided solely to repair and restore the Columbia county courthouse.

(2) The \$400,000 reappropriation shall be matched by \$700,000 in private donations and local funds from Columbia county.

(3) The \$200,000 appropriation shall be matched by ~~((an equal amount of))~~ \$100,000 in private donations and local funds from Columbia county.

	Reappropriation	Appropriation
St Bldg Constr Acct	400,000	200,000
<u>Prior Biennia</u>	<u>Future Biennia</u>	<u>Total</u>
		600,000

Sec. 205. Section 203, chapter 12, Laws of 1989 1st ex. sess. (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF COMMUNITY DEVELOPMENT  
Endangered landmark buildings (88-2-009)

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

(1) ~~(\$600,000 is provided solely to be used by the department to purchase and hold for brief periods landmark buildings which might otherwise be lost or altered, and to resell those buildings with the proceeds from the sale deposited in the endangered landmark preservation fund))~~ \$50,000 of this appropriation may be used in conjunction with \$100,000 from the endangered landmark preservation fund for matching grants-in-aid under RCW 27.34.220.



~~(2) ((This appropriation is contingent on an equal amount being provided from nonstate sources on a project by project basis:~~

~~(3) If legislation creating the landmarks preservation fund and establishing the endangered landmarks preservation program in statute is not adopted by the legislature by July 1, 1990, any moneys remaining from the appropriation in this section shall lapse)) No portion of this appropriation may be expended unless an equal amount from nonstate sources is provided for the same purpose.~~

	Reappropriation	Appropriation
St Bldg Constr Acct	((600,000))	
	<u>350,000</u>	
<u>Prior Biennia</u>	<u>Future Biennia</u>	<u>Total</u>
		((600,000))
		<u>350,000</u>

NEW SECTION. Sec. 206. A new section is added to chapter 12, Laws of 1989 1st ex. sess. (uncodified) to read as follows:

**FOR THE DEPARTMENT OF COMMUNITY DEVELOPMENT**

**Preservation of historic community theaters**

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

(1) The appropriation is provided solely for grants to local governments to preserve historic community theaters.

(2) No portion of this appropriation may be expended unless an equal amount from nonstate sources is provided for the same purpose.

	Reappropriation	Appropriation
St Bldg Constr Acct		500,000
<u>Prior Biennia</u>	<u>Future Biennia</u>	<u>Total</u>
		500,000

NEW SECTION. Sec. 207. A new section is added to chapter 12, Laws of 1989 1st ex. sess. (uncodified) to read as follows:

**FOR THE DEPARTMENT OF COMMUNITY DEVELOPMENT**

**Repair and renovation of the Seventh Street Theatre in Hoquiam**

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

(1) This appropriation is provided solely for the repair and renovation of an historic theatre in Hoquiam.

(2) No portion of this appropriation may be expended unless an equal amount from nonstate sources is provided for the same purpose.

	Reappropriation	Appropriation
St Bldg Constr Acct		250,000
<u>Prior Biennia</u>	<u>Future Biennia</u>	<u>Total</u>
		250,000

NEW SECTION, Sec. 208. A new section is added to chapter 12, Laws of 1989 1st ex. sess. (uncodified) to read as follows:

**FOR THE DEPARTMENT OF COMMUNITY DEVELOPMENT**

A contemporary theater

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

(1) This appropriation is provided solely for the construction of a new theater in Seattle.

(2) No portion of this appropriation may be expended unless at least \$9,000,000 from nonstate sources, including the value of land, is provided for the same purpose. State and nonstate amounts shall be expended on a pro rata basis.

	Reappropriation	Appropriation
St Bldg Constr Acct		1,000,000
<u>Prior Biennia</u>	<u>Future Biennia</u>	<u>Total</u>
		1,000,000

Sec. 209. Section 218, chapter 12, Laws of 1989 1st ex. sess. (uncodified) is amended to read as follows:

**FOR THE DEPARTMENT OF COMMUNITY DEVELOPMENT**

~~((Purchase of the Last Territorial Governor's House))~~ Rehabilitation of Liberty Theater

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

(1) Expenditure of moneys from this appropriation is contingent on the expenditure for the same purpose of at least one dollar from nonstate sources, including in-kind contributions, for each four dollars spent from this appropriation.

~~(2) ((A nonprofit organization shall be formed for the purpose of spending this appropriation and operating the territorial governor's house.~~

~~(3) The purchase price shall not exceed an independently appraised value))~~ The appropriation is provided solely for a grant to a nonprofit corporation for rehabilitation and restoration of the historic Liberty Theater building in Walla Walla.

(3) The owner of the building shall grant to the state an historic preservation easement prior to the expenditure of any funds from this appropriation.

(4) The nonprofit corporation shall submit to the director of community development, for the director's approval, a financial plan for the long-term operation of the building.

	Reappropriation	Appropriation
St Bldg Constr Acct		200,000
<u>Prior Biennia</u>	<u>Future Biennia</u>	<u>Total</u>
		200,000

NEW SECTION. Sec. 210. A new section is added to chapter 12, Laws of 1989 1st ex. sess. (uncodified) to read as follows:

**FOR THE DEPARTMENT OF COMMUNITY DEVELOPMENT**

**Bremerton naval heritage redevelopment project**

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

(1) This appropriation is provided solely for capital improvements to the naval destroyer U.S.S. Turner Joy, in conjunction with the Bremerton naval heritage redevelopment project.

(2) No portion of this appropriation may be expended unless an equal amount from nonstate and nonfederal sources is expended for the same purpose.

(3) Prior to the expenditure of this appropriation, the recipient of the grant shall prepare and submit to the director of community development, for the director's approval, a financial plan that identifies the revenue sources for the completion of the project and for the long-term operation of the project.

	Reappropriation	Appropriation
St Bldg Constr Acct		256,000
<u>Prior Biennia</u>	<u>Future Biennia</u>	<u>Total</u>
		256,000

NEW SECTION. Sec. 211. A new section is added to chapter 12, Laws of 1989 1st ex. sess. (uncodified) to read as follows:

**FOR THE DEPARTMENT OF COMMUNITY DEVELOPMENT**

**Spokane Falls community college athletic track**

The appropriation in this section is subject to the following conditions and limitations: No portion of this appropriation may be expended unless at least \$277,000 from nonstate sources is provided for the same purpose.

	Reappropriation	Appropriation
St Bldg Constr Acct		450,000
<u>Prior Biennia</u>	<u>Future Biennia</u>	<u>Total</u>
		450,000

NEW SECTION. Sec. 212. A new section is added to chapter 12, Laws of 1989 1st ex. sess. (uncodified) to read as follows:

FOR THE DEPARTMENT OF COMMUNITY DEVELOPMENT  
Spokane food bank freezer

	Reappropriation	Appropriation
St Bldg Constr Acct		150,000
<u>Prior Biennia</u>	<u>Future Biennia</u>	<u>Total</u>
		150,000

NEW SECTION. Sec. 213. A new section is added to chapter 12, Laws of 1989 1st ex. sess. (uncodified) to read as follows:

FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES

Design and construct 24-bed residential facility to house juvenile sex offenders at Maple Lane school (90-5-001)

	Reappropriation	Appropriation
St Bldg Constr Acct		1,256,000
<u>Prior Biennia</u>	<u>Future Biennia</u>	<u>Total</u>
		1,256,000

NEW SECTION. Sec. 214. A new section is added to chapter 12, Laws of 1989 1st ex. sess. (uncodified) to read as follows:

FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES

Renovate existing residential facility and construct perimeter fence at Echo Glen (90-5-002)

	Reappropriation	Appropriation
St Bldg Constr Acct		956,000
<u>Prior Biennia</u>	<u>Future Biennia</u>	<u>Total</u>
		956,000

Sec. 215. Section 234, chapter 12, Laws of 1989 1st ex. sess. (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES

~~((ESTC: Renovate residences to high school (88-1-318)))~~  
Child Study and Treatment Center: design (88-1-318)

The appropriation in this section shall be subject to the following conditions and limitations: The building program shall be approved by the office of financial management prior to expenditure of funds for design.

	Reappropriation	Appropriation
St Bldg Constr Acct	160,000	
<u>Prior Biennia</u>	<u>Future Biennia</u>	<u>Total</u>
165,000		325,000

NEW SECTION. Sec. 216. A new section is added to chapter 12, Laws of 1989 1st ex. sess. (uncodified) to read as follows:

**FOR THE DEPARTMENT OF CORRECTIONS**

Facilities master plan

The appropriation in this section is subject to the following conditions and limitations: The department shall develop a facilities master plan for the correctional system to improve the efficiency of the system and to accommodate the increasing number and changing needs of the inmate population. Specific plans for women and geriatric inmates, a reception center, work release facilities, and time schedules for construction, shall be included in the master plan.

	Reappropriation	Appropriation
St Bldg Constr Acct		200,000
<u>Prior Biennia</u>	<u>Future Biennia</u>	<u>Total</u>
		200,000

Sec. 217. Section 282, chapter 12, Laws of 1989 1st ex. sess. (uncodified) is amended to read as follows:

**FOR THE DEPARTMENT OF CORRECTIONS**

McNeil Island Corrections Center implement master plan (88-2-003)

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

(1) Moneys in this appropriation shall not be expended until the master plan has been submitted to the legislative fiscal committees and the office of financial management has reported to the committees that satisfactory progress has been made on receiving approval of the environmental impact statement, selecting mainland parking facility, and selecting mainland ferry terminal.

(2) The department shall, to the maximum extent possible, employ inmate labor in the construction of this project.

	Reappropriation	Appropriation
St Bldg Constr Acct		((4,377,000)) <u>31,393,000</u>
	<u>Prior Biennia</u>	<u>Future Biennia</u>
	621,000	((28,000,000)) <u>45,106,000</u>
		<u>Total</u> ((32,998,000)) <u>77,120,000</u>

Sec. 218. Section 297, chapter 12, Laws of 1989 1st ex. sess. (uncodified) is amended to read as follows:

**FOR THE DEPARTMENT OF CORRECTIONS**

~~((Clallam Bay corrections center double-celling and program area renovations))~~ Clallam Bay corrections center expansion (90-5-026)

	Reappropriation	Appropriation
St Bldg Constr Acct		((4,071,000)) <u>25,301,000</u>
	<u>Prior Biennia</u>	<u>Future Biennia</u>
		((4,071,000)) <u>25,301,000</u>

NEW SECTION. Sec. 219. A new section is added to chapter 12, Laws of 1989 1st ex. sess. (uncodified) to read as follows:

**FOR THE DEPARTMENT OF CORRECTIONS**

Open new inmate work camps (90-2-001)

The appropriation in this section is provided for the design and construction and/or acquisition of three 400-bed inmate work camps.

	Reappropriation	Appropriation
St Bldg Constr Acct		46,905,000
	<u>Prior Biennia</u>	<u>Future Biennia</u>
		<u>Total</u> 46,905,000

NEW SECTION. Sec. 220. A new section is added to chapter 12, Laws of 1989 1st ex. sess. (uncodified) to read as follows:

**FOR THE DEPARTMENT OF CORRECTIONS**

Washington corrections center double-bunking (90-2-002)

	Reappropriation	Appropriation
St Bldg Constr Acct		173,000

<u>Prior Biennia</u>	<u>Future Biennia</u>	<u>Total</u>
		173,000

NEW SECTION. Sec. 221. Section 293, chapter 12, Laws of 1989 1st ex. sess. (uncodified) is repealed.

NEW SECTION. Sec. 222. A new section is added to chapter 12, Laws of 1989 1st ex. sess. (uncodified) to read as follows:

**FOR THE DEPARTMENT OF CORRECTIONS**

Washington state penitentiary—Minimum security unit double-bunking (90-2-003)

	Reappropriation	Appropriation
St Bldg Constr Acct		1,210,000

<u>Prior Biennia</u>	<u>Future Biennia</u>	<u>Total</u>
		1,210,000

NEW SECTION. Sec. 223. A new section is added to chapter 12, Laws of 1989 1st ex. sess. (uncodified) to read as follows:

**FOR THE DEPARTMENT OF CORRECTIONS**

Twin Rivers corrections center double-bunking (90-2-004)

	Reappropriation	Appropriation
St Bldg Constr Acct		2,981,000

<u>Prior Biennia</u>	<u>Future Biennia</u>	<u>Total</u>
		2,981,000

NEW SECTION. Sec. 224. A new section is added to chapter 12, Laws of 1989 1st ex. sess. (uncodified) to read as follows:

**FOR THE DEPARTMENT OF CORRECTIONS**

Washington state penitentiary—Medium security complex double-bunking (90-2-005)

	Reappropriation	Appropriation
St Bldg Constr Acct		1,128,000

<u>Prior Biennia</u>	<u>Future Biennia</u>	<u>Total</u>
		1,128,000

NEW SECTION. Sec. 225. A new section is added to chapter 12, Laws of 1989 1st ex. sess. (uncodified) to read as follows:

**FOR THE DEPARTMENT OF CORRECTIONS**

Clearwater/Olympic 100-bed expansion (90-2-006)

The appropriation in this section is subject to the following conditions and limitations: The department shall, to the maximum extent possible, employ inmate labor in the construction of this project.

	Reappropriation	Appropriation
St Bldg Constr Acct		1,738,000
<u>Prior Biennia</u>	<u>Future Biennia</u>	<u>Total</u>
		1,738,000

NEW SECTION. Sec. 226. A new section is added to chapter 12, Laws of 1989 1st ex. sess. (uncodified) to read as follows:

**FOR THE DEPARTMENT OF CORRECTIONS**

Cedar Creek corrections center 100-bed expansion (90-2-007)

The appropriation in this section is subject to the following conditions and limitations: The department shall, to the maximum extent possible, employ inmate labor in the construction of this project.

	Reappropriation	Appropriation
St Bldg Constr Acct		1,637,000
<u>Prior Biennia</u>	<u>Future Biennia</u>	<u>Total</u>
		1,637,000

NEW SECTION. Sec. 227. A new section is added to chapter 12, Laws of 1989 1st ex. sess. (uncodified) to read as follows:

**FOR THE DEPARTMENT OF CORRECTIONS**

Camp Labor Pool Funds

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

(1) This appropriation is provided solely for Clearwater/Olympic and Cedar Creek Corrections Centers.

(2) No moneys may be expended without prior approval of the office of financial management. It is anticipated that inmate labor will be available for use by the department. However, the office of financial management may approve expenditure of such amounts from this appropriation as are necessary upon a showing by the department that inmate labor is insufficient to complete 7.5 percent of each project.

(3) If the department requests any portion of this appropriation, it shall provide a report to the fiscal committees of the house of representatives and senate.

	Reappropriation	Appropriation
St Bldg Constr Acct		229,000



<u>Prior Biennia</u>	<u>Future Biennia</u>	<u>Total</u>
		229,000

**NEW SECTION.** Sec. 228. A new section is added to chapter 12, Laws of 1989 1st ex. sess. (uncodified) to read as follows:

**FOR THE DEPARTMENT OF CORRECTIONS**

New medium security institution (90-2-008)

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

(1) The appropriation is provided for the design and environmental impact statement of a prototypical 1,024-bed or larger institution, site acquisition, site preparation, and facility programming.

(2) In designing the institution, the department shall consider the long-range alternatives for prison expansion recommended in the department's population management and facilities plan.

	Reappropriation	Appropriation
St Bldg Constr Acct		4,417,000
<u>Prior Biennia</u>	<u>Future Biennia</u>	<u>Total</u>
	97,859,000	102,276,000

**NEW SECTION.** Sec. 229. A new section is added to chapter 12, Laws of 1989 1st ex. sess. (uncodified) to read as follows:

**FOR THE DEPARTMENT OF CORRECTIONS**

Washington state penitentiary—Six and eight wing emergency capacity (90-2-014)

	Reappropriation	Appropriation
St Bldg Constr Acct		132,000
<u>Prior Biennia</u>	<u>Future Biennia</u>	<u>Total</u>
		132,000

**NEW SECTION.** Sec. 230. A new section is added to chapter 12, Laws of 1989 1st ex. sess. (uncodified) to read as follows:

**FOR THE DEPARTMENT OF CORRECTIONS**

Eastern Washington prerelease emergency capacity (90-2-015)

	Reappropriation	Appropriation
St Bldg Constr Acct		62,000
<u>Prior Biennia</u>	<u>Future Biennia</u>	<u>Total</u>
		62,000

NEW SECTION. Sec. 231. A new section is added to chapter 12, Laws of 1989 1st ex. sess. (uncodified) to read as follows:

**FOR THE DEPARTMENT OF CORRECTIONS**

Forestry camps 1 & 2: Expand from 200 to 300 beds (90-5-027)

	Reappropriation	Appropriation
St Bldg Constr Acct		4,820,000
Drug Enf & Ed Acct		7,106,000
<u>Prior Biennia</u>	<u>Future Biennia</u>	<u>Total</u>
		11,926,000

Sec. 232. Section 402, chapter 271, Laws of 1989 (uncodified) is amended to read as follows:

The sum of (~~twenty-one million three hundred five thousand dollars~~) \$14,199,000, or as much thereof as may be necessary, is appropriated for the biennium ending June 30, 1991, from the drug enforcement and education account to the department of corrections. Of this amount, (~~eight million eight hundred thousand dollars~~) \$1,694,000 is for start-up and operational costs associated with (~~the additional prison population due to the new crimes and increased penalties established by sections 101 through 112 of this act~~) forestry camps 1 and 2. The remaining twelve million five hundred five thousand dollars is for the purpose of (~~renovating or~~) constructing (~~additional facilities needed as a result of the new crimes and penalties~~) forestry camps 1 and 2.

PART 3

NATURAL RESOURCES

NEW SECTION. Sec. 301. A new section is added to chapter 12, Laws of 1989 1st ex. sess. (uncodified) to read as follows:

**FOR THE STATE PARKS AND RECREATION COMMISSION**

Westhaven comfort station replacement (89-2-119)

	Reappropriation	Appropriation
St Bldg Constr Acct		423,000
<u>Prior Biennia</u>	<u>Future Biennia</u>	<u>Total</u>
		423,000

NEW SECTION. Sec. 302. A new section is added to chapter 12, Laws of 1989 1st ex. sess. (uncodified) to read as follows:

**FOR THE STATE PARKS AND RECREATION COMMISSION**

Fort Worden, Balloon hangar (90-5-004)

The appropriation in this section is subject to the following conditions and limitations: No portion of this appropriation may be expended unless at

least \$1,100,000 from nonstate sources is provided for the same purpose. State and nonstate amounts shall be spent on a pro rata basis.

	Reappropriation	Appropriation
St Bldg Constr Acct		500,000
<u>Prior Biennia</u>	<u>Future Biennia</u>	<u>Total</u>
		500,000

NEW SECTION. Sec. 303. A new section is added to chapter 12, Laws of 1989 1st ex. sess. (uncodified) to read as follows:

**FOR THE STATE PARKS AND RECREATION COMMISSION**

John Wayne Trail—Tunnel 47 safety improvements (91-1-005)

	Reappropriation	Appropriation
St Bldg Constr Acct		196,000
<u>Prior Biennia</u>	<u>Future Biennia</u>	<u>Total</u>
		196,000

Sec. 304. Section 357, chapter 12, Laws of 1989 1st ex. sess. (uncodified) is amended to read as follows:

**FOR THE STATE PARKS AND RECREATION COMMISSION**

Maryhill—Development (88-5-035)

The appropriation in this section is subject to the following conditions and limitations: Not more than \$75,000 may be used to contract with the department of community development to conduct archeological and cultural resource studies in connection with the development of property along the Columbia river.

	Reappropriation	Appropriation
St Bldg Constr Acct	1,025,798	
<u>Prior Biennia</u>	<u>Future Biennia</u>	<u>Total</u>
50,202		1,076,000

NEW SECTION. Sec. 305. A new section is added to chapter 12, Laws of 1989 1st ex. sess. (uncodified) to read as follows:

**FOR THE STATE PARKS AND RECREATION COMMISSION**

Colville Tribes Interpretive Center

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

(1) This appropriation is provided solely to the state parks and recreation commission to help the Confederated Tribes of the Colville Indian Reservation complete a plan for an interpretive center to depict the heritage

of the eleven bands forming the federation and for a memorial to Chief Joseph.

(2) The commission shall submit the plan to the governor and the legislature.

	Reappropriation	Appropriation
General Fund—State		25,000
<u>Prior Biennia</u>	<u>Future Biennia</u>	<u>Total</u>
		25,000

Sec. 306. Section 320, chapter 12, Laws of 1989 1st ex. sess. (uncodified) is amended to read as follows:

**FOR THE STATE PARKS AND RECREATION COMMISSION**

West Hylebos—Acquisition and development (86-4-013)

The appropriation in this section is subject to the following condition and limitation: This appropriation shall lapse if the necessary construction contract is not entered into by June 30, ((+990)) 1991.

	Reappropriation	Appropriation
St Bldg Constr Acct	195,595	
<u>Prior Biennia</u>	<u>Future Biennia</u>	<u>Total</u>
177		195,772

NEW SECTION. Sec. 307. A new section is added to chapter 12, Laws of 1989 1st ex. sess. (uncodified) to read as follows:

**FOR THE STATE PARKS AND RECREATION COMMISSION**

Ohme Gardens—Acquisition, safety, and irrigation improvements (89-5-169)

The appropriation in this section is subject to the following conditions and limitations: This property shall be operated by Chelan county at county expense.

	Reappropriation	Appropriation
St Bldg Constr Acct		765,000
<u>Prior Biennia</u>	<u>Future Biennia</u>	<u>Total</u>
		765,000

NEW SECTION. Sec. 308. A new section is added to chapter 12, Laws of 1989 1st ex. sess. (uncodified) to read as follows:

**FOR THE DEPARTMENT OF TRADE AND ECONOMIC DEVELOPMENT**

Olympic Academy (91-5-001)

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

(1) The expenditure of these funds shall not exceed 12 percent of the total project cost, including the value of donated property.

(2) This appropriation is contingent on the provision of an equal amount of money from city or county sources.

	Reappropriation	Appropriation
St Bldg Constr Acct		3,000,000
<u>Prior Biennia</u>	<u>Future Biennia</u>	<u>Total</u>
		3,000,000

Sec. 309. Section 407, chapter 12, Laws of 1989 1st ex. sess. (uncodified) is amended to read as follows:

**FOR THE DEPARTMENT OF FISHERIES**

Towhead Island public access—Renovation (86-2-028)

The appropriations in this section are subject to the following conditions and limitations: The appropriations shall lapse if construction has not begun by (~~June 30, 1990~~) March 31, 1991.

	Reappropriation	Appropriation
ORA—Federal	20,000	
ORA—State	191,000	
<u>Prior Biennia</u>	<u>Future Biennia</u>	<u>Total</u>
		211,000

Sec. 310. Section 415, chapter 12, Laws of 1989 1st ex. sess. (uncodified) is amended to read as follows:

**FOR THE DEPARTMENT OF FISHERIES**

Hood Canal boat access development (86-3-035)

The appropriations in this section are subject to the following conditions and limitations: If not expended by (~~June 30~~) December 31, 1990, the appropriations in this section shall lapse.

	Reappropriation	Appropriation
ORA—Federal	30,000	
ORA—State	270,000	
<u>General Fund—Federal</u>		<u>171,000</u>
<u>Prior Biennia</u>	<u>Future Biennia</u>	<u>Total</u>
		<del>((300,000))</del>
		<u>471,000</u>

Sec. 311. Section 428, chapter 12, Laws of 1989 1st ex. sess. (uncodified) is amended to read as follows:

**FOR THE DEPARTMENT OF FISHERIES**

Columbia River—Fishing access (88-5-014)

The appropriation in this section is subject to the following condition and limitation: The appropriation shall lapse if necessary permits have not been obtained by (~~December 31, 1989~~) June 30, 1990.

	Reappropriation	Appropriation
St Bldg Constr Acct	186,000	
	<u>Prior Biennia</u>	<u>Future Biennia</u>
	129,000	<u>Total</u>
		315,000

Sec. 312. Section 459, chapter 12, Laws of 1989 1st ex. sess. (uncodified) is amended to read as follows:

**FOR THE DEPARTMENT OF WILDLIFE**

Wildlife area repair and development (90-2-016)

	Reappropriation	Appropriation
Wildlife Acct—State		( <del>250,000</del> )
		<u>265,000</u>
<u>Wildlife Acct—Federal</u>		<u>45,000</u>
	<u>Prior Biennia</u>	<u>Future Biennia</u>
	500,000	<u>Total</u>
		( <del>750,000</del> )
		<u>810,000</u>

NEW SECTION. Sec. 313. A new section is added to chapter 12, Laws of 1989 1st ex. sess. (uncodified) to read as follows:

**FOR THE DEPARTMENT OF WILDLIFE**

Office repair/renovation/remodel (90-2-020)

The appropriation in this section is subject to the following conditions and limitations: There shall be no expenditure of funds related to the expansion, renovation, or remodeling of facilities in Olympia, with the exception of the remodel of the Olympia warehouse.

	Reappropriation	Appropriation
Wildlife Acct—State		580,000
	<u>Prior Biennia</u>	<u>Future Biennia</u>
		<u>Total</u>
		580,000

Sec. 314. Section 469, chapter 12, Laws of 1989 1st ex. sess. (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF WILDLIFE

Regional Office Facilities Relocation—Purchase or Construct (90-2-021)

The appropriation in this section is subject to the following conditions and limitations: If the site selected for the new Spokane office is a site that was owned by the department as of January 1, 1990, \$75,000 of the appropriation shall lapse.

	Reappropriation	Appropriation
Wildlife Acct—State		((425,000))
		<u>1,610,000</u>
<u>Prior Biennia</u>	<u>Future Biennia</u>	<u>Total</u>
		((425,000))
		<u>1,610,000</u>

**\*NEW SECTION. Sec. 315. A new section is added to chapter 12, Laws of 1989 1st ex. sess. (uncodified) to read as follows:**

**FOR THE DEPARTMENT OF WILDLIFE**

***Continued feasibility study and design work for a steelhead and rainbow trout hatchery at Grandy creek.***

***The appropriation in this section is subject to the following conditions and limitations: A maximum of \$125,000 may be expended to determine the adequacy of water quality and supply, the appropriateness of the site, and the feasibility of the project. If the department determines that these conditions are favorable, the remainder of this appropriation may be expended for design, planning, and site work for the project.***

	Reappropriation	Appropriation
Wildlife Acct—State		500,000
<u>Prior Biennia</u>	<u>Future Biennia</u>	<u>Total</u>
		500,000

\*Sec. 315 was vetoed, see message at end of chapter.

Sec. 316. Section 510, chapter 12, Laws of 1989 1st ex. sess. (uncodified) is amended to read as follows:

**FOR THE DEPARTMENT OF NATURAL RESOURCES**

Timber—Fish—Wildlife (88-2-021)

The appropriation in this section is subject to the following condition and limitation: This appropriation shall lapse if the orphan roads are not identified by September 30, 1989, and construction begun by (~~December 31, 1989~~) September 30, 1990.

	Reappropriation	Appropriation
St Bldg Constr Acct	262,500	
<u>Prior Biennia</u>	<u>Future Biennia</u>	<u>Total</u>
37,500		300,000

Sec. 317. Section 519, chapter 12, Laws of 1989 1st ex. sess. (uncodified) is amended to read as follows:

**FOR THE DEPARTMENT OF NATURAL RESOURCES**

Recreation site renovation (89-3-001)

The appropriations in this section are subject to the following conditions and limitations: If not expended by (~~June~~) September 30, 1990, the appropriations in this section shall lapse.

	Reappropriation	Appropriation
St Bldg Constr Acct	550,100	
ORA—State	561,100	
<u>Prior Biennia</u>	<u>Future Biennia</u>	<u>Total</u>
36,800		1,148,000

NEW SECTION. Sec. 318. A new section is added to chapter 12, Laws of 1989 1st ex. sess. (uncodified) to read as follows:

**FOR THE INTERAGENCY COMMITTEE FOR OUTDOOR RECREATION**

North Creek Regional Park

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

(1) This appropriation is provided solely for a grant for the acquisition and development of a regional park in Snohomish County.

(2) No entity may receive any portion of this appropriation unless it agrees to provide for the same purpose at least two dollars from nonstate sources for each one dollar from the appropriation.

	Reappropriation	Appropriation
St Bldg Constr Acct		300,000
<u>Prior Biennia</u>	<u>Future Biennia</u>	<u>Total</u>
		300,000

NEW SECTION. Sec. 319. A new section is added to chapter 12, Laws of 1989 1st ex. sess. (uncodified) to read as follows:

**FOR THE INTERAGENCY COMMITTEE FOR OUTDOOR RECREATION**

Acquisition of wildlife conservation and recreation lands



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

(1) (a) \$26,500,000 of the appropriation from the habitat conservation account, hereby created in the state treasury, shall be expended in the following manner:

(i) At least thirty-five percent for the acquisition and development of critical habitat;

(ii) At least twenty percent for the acquisition and development of natural areas;

(iii) At least fifteen percent for the acquisition and development of urban wildlife habitat; and

(iv) The remaining amount shall be considered unallocated and shall be used by the committee to fund high-priority acquisition and development needs for critical habitat, natural areas, and urban wildlife habitat;

(b) Only state agencies may apply for acquisition and development funds for critical habitat and natural areas projects under (a) (i), (ii), and (iv) of this subsection; and

(c) State and local agencies may apply for acquisition and development funds for urban wildlife habitat projects under (a) (iii) and (iv) of this subsection.

(2) (a) \$26,500,000 of the appropriation from the outdoor recreation account shall be expended in the following manner:

(i) At least twenty-five percent to the state parks and recreation commission for the acquisition and development of state parks, with at least seventy-five percent of this money for acquisition costs;

(ii) At least twenty-five percent for the acquisition, development, and renovation of local parks, with at least fifty percent of this money for acquisition costs;

(iii) At least fifteen percent for the acquisition and development of trails;

(iv) At least ten percent for the acquisition and development of water access sites, with at least seventy-five percent of this money for acquisition costs; and

(v) The remaining amount shall be considered unallocated and shall be distributed by the committee to state and local agencies to fund high-priority acquisition and development needs for parks, trails, and water access sites;

(b) Only local agencies may apply for acquisition, development, or renovation funds for local parks under (a)(ii) of this subsection;

(c) State and local agencies may apply for funds for trails under (a)(iii) of this subsection; and

(d) State and local agencies may apply for funds for water access sites under (a)(iv) of this subsection.

(3) This appropriation may not be used to transfer land from one state agency to another if that transfer will result in the transferred land being subject to payments for property tax or any consideration in lieu of property taxes.

(4) No portion of this appropriation may be expended for local projects unless an equal amount from nonstate sources is provided for the same purpose.

(5) The committee may adopt rules establishing acquisition policies and priorities for distributions from the habitat conservation account.

(6) Moneys appropriated under this section may not be used by the committee to fund additional staff positions or other overhead expenses, or by a state, regional, or local agency to fund operation and maintenance of areas acquired under this chapter.

(7) Moneys appropriated under this section may be used for costs incidental to acquisition, including, but not limited to, surveying expenses, fencing, and signing.

(8) In determining acquisition priorities with respect to the habitat conservation account, the committee shall consider, at a minimum, the following criteria:

(a) For critical habitat and natural areas proposals:

(i) Community support;

(ii) Immediacy of threat to the site;

(iii) Uniqueness of the site;

(iv) Diversity of species using the site;

(v) Quality of the habitat;

(vi) Long-term viability of the site;

(vii) Presence of endangered, threatened, or sensitive species;

(viii) Enhancement of existing public property;

(ix) Consistency with a local land use plan, or a regional or state-wide recreational or resource plan; and

(x) Educational and scientific value of the site.

(b) For urban wildlife habitat proposals, in addition to the criteria of (a) of this subsection:

(i) Population of, and distance from, the nearest urban area;

(ii) Proximity to other wildlife habitat;

(iii) Potential for public use; and

(iv) Potential for use by special needs populations.

(9) In determining which state parks proposals and local parks proposals to fund, the committee shall use existing policies and priorities.

(10) The committee may adopt rules establishing acquisition policies and priorities for the acquisition and development of trails and water access sites to be financed from moneys in the outdoor recreation account.

(11) In determining the acquisition and development priorities, the committee shall consider, at a minimum, the following criteria:

- (a) For trails proposals:
  - (i) Community support;
  - (ii) Immediacy of threat to the site;
  - (iii) Linkage between communities;
  - (iv) Linkage between trails;
  - (v) Existing or potential usage;
  - (vi) Consistency with an existing local land use plan or a regional or state-wide recreational or resource plan;
  - (vii) Availability of water access or views;
  - (viii) Enhancement of wildlife habitat; and
  - (ix) Scenic values of the site.
- (b) For water access proposals:
  - (i) Community support;
  - (ii) Distance from similar water access opportunities;
  - (iii) Immediacy of threat to the site;
  - (iv) Diversity of possible recreational uses; and
  - (v) Public demand in the area.

(12) The committee shall recommend to the governor a preliminary list of projects to be funded from this appropriation. The list shall include but not be limited to, a description of each project and shall describe any anticipated restrictions on recreational activities for the project. After review and comment by the governor, the committee shall recommend a final list of projects for approval by the governor. If the governor removes a project from the list, the committee shall recommend a replacement for the removed project.

(13) Only projects on the final list approved by the governor under subsection (12) of this section may be funded from these appropriations.

	Reappropriation	Appropriation
Habitat Conservation Acct		26,500,000
ORA		26,500,000
<u>Prior Biennia</u>	<u>Future Biennia</u>	<u>Total</u>
		53,000,000

PART 4

EDUCATION

Sec. 401. Section 708, chapter 12, Laws of 1989 1st ex. sess. (uncodified) is amended to read as follows:

**FOR THE STATE BOARD OF EDUCATION**

Public school building construction: 1989 (90-2-001)

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

(1) A maximum of \$1,050,000 may be spent for state administration of school construction funding.

(2) \$66,136,000 is provided solely for modernization projects previously approved by the state board of education. An additional \$26,892,000 is provided solely for modernization projects if at least \$40,000,000 is appropriated for school construction by the legislature by June 30, 1990, over and above the amounts appropriated for school construction in this act.

(3) The appropriation in this section includes proceeds of the issuance of bonds authorized for deposit in the common school construction fund by chapter 3, Laws of 1987 1st ex. sess., and ten million dollars in additional state bonds authorized by chapter 14, Laws of 1989 1st ex. sess. (~~Of the proceeds of bonds authorized by chapter 14, Laws of 1989 1st ex. sess., \$8,000,000, or as much thereof as may be necessary, shall be compensation to the common school construction fund for the sale of timber from common school trust lands sold to the parks and recreation commission pursuant to RCW 43.51.270, and authorized for sale by the legislature prior to January 1, 1989.~~)

(4) The state board shall review current rules and administrative procedures, and shall amend or revise these rules and procedures to address the following concerns:

(a) The discrepancy between the forecasted enrollments used for determining state funding for school construction, and the state-wide growth trends predicted by the office of financial management;

(b) The infrequency of cooperative use of surplus space available in neighboring districts;

(c) The creation of new construction needs by school districts by selling or demolishing schools, or by redesignating grade space or administrative use of school buildings;

(d) The incentive to condemn useable schools to secure state funding, rather than awaiting uncertain support for modernization;

(e) Greater needs for replacement of decaying schools caused by deferral of modernization, at a higher long-term cost to the state and local districts;

(f) The potential of district boundary changes for the purpose of achieving more efficient use of facilities; and

(g) The potential of the state to recover its share of the value of sold school buildings that were built with state matching moneys.

Prior to September 15, 1989, the state board of education shall report to the capital facilities and financing committee of the house of representatives and the ways and means committee of the senate on the actions taken or rules adopted by the board to address these concerns.

(5) \$11,748,000 is provided solely for vocational-technical institute projects previously approved by the state board of education if at least \$40,000,000 is appropriated for school construction by the legislature by

June 30, 1990, over and above the amounts appropriated for school construction in this act.

	Reappropriation	Appropriation
Common School Constr Fund		252,097,000
<u>Prior Biennia</u>	<u>Future Biennia</u>	<u>Total</u>
		252,097,000

Sec. 402. Section 718, chapter 12, Laws of 1989 1st ex. sess. (uncodified) is amended to read as follows:

**FOR THE STATE SCHOOL FOR THE DEAF**

((~~Wheelchair lifts~~)) Outside elevators—Clark Hall, vocational, Northrup School (90-2-003)

	Reappropriation	Appropriation
St Bldg Constr Acct		((+147,100)) <u>297,000</u>
<u>Prior Biennia</u>	<u>Future Biennia</u>	<u>Total</u>
		((+147,100)) <u>297,000</u>

NEW SECTION. Sec. 403. A new section is added to chapter 12, Laws of 1989 1st ex. sess. (uncodified) to read as follows:

**FOR THE UNIVERSITY OF WASHINGTON**

K-wing addition (90-1-001)

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

(1) This appropriation is provided from the proceeds of state general obligation bonds reimbursed from university indirect cost revenues from federal research grants and contracts pursuant to RCW 43.99H.020(18).

(2) The University of Washington shall submit a value engineering report on the project to the legislative fiscal committees upon completion of thirty percent of the design of the project.

	Reappropriation	Appropriation
Higher Ed Constr Acct		45,000,000
<u>Prior Biennia</u>	<u>Future Biennia</u>	<u>Total</u>
		45,000,000

NEW SECTION. Sec. 404. A new section is added to chapter 12, Laws of 1989 1st ex. sess. (uncodified) to read as follows:

**FOR THE UNIVERSITY OF WASHINGTON**

Physics building site prep

	Reappropriation	Appropriation
St Bldg Constr Acct		3,623,000
<u>Prior Biennia</u>	<u>Future Biennia</u>	<u>Total</u>
		3,623,000

NEW SECTION. Sec. 405. A new section is added to chapter 12, Laws of 1989 1st ex. sess. (uncodified) to read as follows:

**FOR WASHINGTON STATE UNIVERSITY**

**Washington Higher Education Telecommunications System (WHETS)**

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

(1) \$2,755,000 is provided solely to convert one of two analog channels to digital.

(2) \$94,000 is provided solely to equip one new WHETS classroom at the Southwest Washington branch campus.

(3) \$112,000 is provided solely for equipment necessary to offer nursing classes on the system.

(4) The appropriation is subject to compliance with section 919, chapter 12, Laws of 1989 1st ex. sess. (uncodified).

(5) Any expenditure under this appropriation shall be consistent with the plan being developed by the department of information services for the 1991 legislative session for the cost-effective, incremental implementation of a coordinated state-wide video telecommunications system.

	Reappropriation	Appropriation
WSU Bldg Acct		2,961,000
<u>Prior Biennia</u>	<u>Future Biennia</u>	<u>Total</u>
		2,961,000

NEW SECTION. Sec. 406. A new section is added to chapter 12, Laws of 1989 1st ex. sess. (uncodified) to read as follows:

**FOR EASTERN WASHINGTON UNIVERSITY**

**Seventh Street replacement (90-3-001)**

	Reappropriation	Appropriation
EWU Capital Projects		338,000
<u>Prior Biennia</u>	<u>Future Biennia</u>	<u>Total</u>
		338,000

NEW SECTION. Sec. 407. A new section is added to chapter 12, Laws of 1989 1st ex. sess. (uncodified) to read as follows:

**FOR EASTERN WASHINGTON UNIVERSITY**

Minor works—Facilities renewal (90-3-002)

	Reappropriation	Appropriation
EWU Capital Projects		1,167,000
<u>Prior Biennia</u>	<u>Future Biennia</u>	<u>Total</u>
		1,167,000

Sec. 408. Section 789, chapter 12, Laws of 1989 1st ex. sess. (uncodified) is amended to read as follows:

FOR CENTRAL WASHINGTON UNIVERSITY

Psychology animal research facility (90-1-060)

	Reappropriation	Appropriation
St Bldg Constr Acct		((1,547,000))
<u>Prior Biennia</u>	<u>Future Biennia</u>	<u>Total</u>
		((1,547,000))
		<u>2,147,000</u>

Sec. 409. Section 801, chapter 12, Laws of 1989 1st ex. sess. (uncodified) is amended to read as follows:

FOR THE EVERGREEN STATE COLLEGE

Life safety—Code compliance (88-1-001)

	Reappropriation	Appropriation
St Bldg Constr Acct	172,000	((819,000))
<u>Prior Biennia</u>	<u>Future Biennia</u>	<u>Total</u>
1,012,000		((2,003,000))
		<u>2,359,000</u>

NEW SECTION. Sec. 410. A new section is added to chapter 12, Laws of 1989 1st ex. sess. (uncodified) to read as follows:

FOR THE EVERGREEN STATE COLLEGE

Failed systems: Exterior building reseal and campus activity building settling and deck recaulk

	Reappropriation	Appropriation
St Bldg Constr Acct		245,000
<u>Prior Biennia</u>	<u>Future Biennia</u>	<u>Total</u>
		245,000

Sec. 411. Section 812, chapter 12, Laws of 1989 1st ex. sess. (uncodified) is amended to read as follows:

**FOR WESTERN WASHINGTON UNIVERSITY**

Minor works request/small repairs and improvements (90-1-004)

The appropriations in this section are subject to the following conditions and limitations: The appropriations are provided solely for minor repairs, fixtures, and improvements to state buildings and facilities and shall not be used for computer equipment, land acquisition, or for other expenses that normally would be funded from the state operating budget, except that \$486,000 may be used to acquire property identified in the campus master plan.

	Reappropriation	Appropriation
WWU Cap Proj Acct	2,503,000	3,900,000
<u>Prior Biennia</u>	<u>Future Biennia</u>	<u>Total</u>
8,948,481	12,000,000	27,351,481

NEW SECTION. Sec. 412. A new section is added to chapter 12, Laws of 1989 1st ex. sess. (uncodified) to read as follows:

**FOR THE STATE LIBRARY**

Library for the Blind and Physically Handicapped planning costs

The appropriation in this section is subject to the following conditions and limitations: The appropriation is provided solely to develop a plan for an alternative facility for the library for the blind and physically handicapped. The plan may anticipate that the state will contribute funds for a building to be owned and managed by the city of Seattle, in exchange for permanent rent-free space for library services for the blind and physically handicapped. The department of general administration, in cooperation with the state library, shall provide support for an analysis of facilities options and development of construction plans by the city of Seattle and the Seattle public library. The plan developed under this section shall include the recommendations of the department of general administration and the state library with respect to state participation in the project. If appropriate, the analysis may include consideration of alternatives to construction of a city-owned building, such as the purchase or lease of an existing facility. The plan shall address the interests of both the city and the state, how the facility will be used and managed, costs, and timing of the project. The plan shall be submitted to the governor and the legislature.

	Reappropriation	Appropriation
General Fund—State		75,000



<u>Prior Biennia</u>	<u>Future Biennia</u>	<u>Total</u>
		75,000

## PART 5

## MISCELLANEOUS

NEW SECTION. Sec. 501. A new section is added to chapter 12, Laws of 1989 1st ex. sess. (uncodified) to read as follows:

(1) The department of ecology may enter into a financial contract in the principal amount of \$53,000,000 plus financing costs and required reserves pursuant to chapter 39.94 RCW. This amount is for the acquisition of a Thurston county headquarters site, design, and construction.

(2) The Evergreen State College may enter into a financial contract in the principal amount of \$800,000 plus financing expenses and required reserves pursuant to chapter 39.94 RCW. This amount is for expansion of the college activities building and the loan is to be repaid through student activity fees.

(3) Spokane community college may enter into a financial contract in the principal amount of \$75,000 plus financing expenses and required reserves pursuant to chapter 39.94 RCW. This amount is for conversion of an existing lease of a central storage facility for the college.

(4) Spokane community college may enter into a financial contract in the principal amount of \$161,000 plus financing expenses and required reserves pursuant to chapter 39.94 RCW. This amount is for conversion of an existing lease of a hangar at Felts field which houses a portion of an aircraft mechanics vocational training program.

NEW SECTION. Sec. 502. 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. 503. 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 shall take effect immediately.

Passed the Senate March 8, 1990.

Passed the House March 8, 1990.

Approved by the Governor March 30, 1990, with the exception of certain items which were vetoed.

Filed in Office of Secretary of State March 30, 1990.

Note: Governor's explanation of partial veto is as follows:

"I am returning herewith, without my approval as to section 315, Engrossed Substitute Senate Bill No. 6417 entitled:

"AN ACT Relating to the capital budget."

This section provides \$500,000 from the State Wildlife Fund for a continued feasibility study and design work for a steelhead and rainbow trout hatchery at Grandy Creek. Funds available to the State Wildlife Fund are extremely limited. Revenues may not be sufficient to cover projected expenditures next biennium. Additionally, initial studies by the Department of Wildlife have shown that the amount of water available at Grandy Creek is marginal to support a hatchery. Moreover, this project is being developed outside the normal Capital budget process, without a thorough review by the Department of Wildlife or the Office of Financial Management. The Department of Wildlife has not had the opportunity to rank this project in terms of its other capital needs. Given these factors, approval of the appropriation is not prudent. While I am opposing the project at this time, I am willing to work with the Department of Wildlife, the Legislature, and interested groups in pursuing the feasibility of a steelhead facility on the Skagit River.

For the reasons stated above, I have vetoed section 315 of Engrossed Substitute Senate Bill No. 6417.

With the exception of section 315, Engrossed Substitute Senate Bill No. 6417 is approved.\*

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## CHAPTER 300

[Senate Bill No. 6292]

### MOSQUITO CONTROL

AN ACT Relating to the control of mosquitos; amending RCW 17.28.010; adding new sections to chapter 17.28 RCW; and declaring an emergency.

Be it enacted by the Legislature of the State of Washington:

**\*Sec. 1. Section 1, chapter 153, Laws of 1957 and RCW 17.28.010 are each amended to read as follows:**

**When used in this chapter, the following terms, words or phrases shall have the following meaning:**

**(1) "District" means any mosquito control district formed pursuant to this chapter.**

**(2) "Board" or "district board" means the board of trustees governing the district.**

**(3) "County commissioners" means the governing body of the county.**

**(4) "Unit" means all unincorporated territory in a proposed district in one county, regarded as an entity, or each city in a proposed district, likewise regarded as an entity.**

**(5) "Territory" means any city or county or portion of either or both city or county having a population of not less than one hundred persons.**

**(6) "Person" means any individual, firm, partnership, corporation, company, association, or joint stock association, and the legal successor thereof.**

**(7) "Owner" means the person in actual control of property, or an agent, whether such control is based on legal or equitable title or on any other interest entitling the owner to possession or management control.**

\*Sec. 1 was vetoed, see message at end of chapter.

**NEW SECTION.** Sec. 2. A board established pursuant to RCW 17.28.110 may adopt, by resolution, a policy declaring that the control of